

**PROCEEDINGS**  
**of the**  
**Orleans County Legislature**  
**2010**







**PROCEEDINGS**  
**of the**  
**LEGISLATURE**  
**of**  
**ORLEANS COUNTY**  
  
**2010**

Donald J. Allport	Member at Large
George R. Bower	Member at Large
David B. Callard	Member at Large
William H. Eick	District No. 1
Lynne M. Johnson	District No. 2
Henry Smith, Jr.	District No. 3
Kenneth E. Rush	District No. 4
David B. Callard	Chairman
George R. Bower	Vice-Chairman
Charles H. Nesbitt, Jr.	Chief Administrative Officer
Nadine P. Hanlon	Clerk of Legislature
Jacqueline Tarricone	Deputy Clerk of the Legislature

By Order  
of the  
Legislature

COUNTY OF ORLEANS)

ss:

STATE OF NEW YORK)

I hereby certify that the following Proceedings of the Legislature of Orleans County by the authority of said Legislature are a true statement of the record of such proceedings as filed in this office.

Nadine P. Hanlon  
Clerk of the Legislature



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**2010-2011 Orleans County Legislature**

FRONT ROW: Lynne M. Johnson, District 2; David B. Callard, Chairman, At Large - West; Nadine P. Hanlon, Clerk of the Legislature.

BACK ROW: Charles H. Nesbitt, Jr., Chief Administrative Officer; David C. Schubel, County Attorney; Donald Allport, At Large - Central; Kenneth E. Rush, District 4; William H. Eick, District 1; Henry Smith, Jr., District 3.

Absent: George R. Bower, At Large - East.

***County Officials of Orleans County for 2010***

Aging, Office for the, Director	Pam Canham
Assistant Director	Melissa Jewell-Blonar
Budget Officer	Charles H. Nesbitt Jr.
Deputy Budget Officer	Susan M. Heard
Buildings and Grounds, Superintendent	Mark D. Watts
Assistant Superintendent	James J. Noreck
Chief Administrative Officer	Charles H. Nesbitt, Jr.
Clerk of the Legislature	Nadine P. Hanlon
Computer Services, Director	Charles R. Kinsey
Coroner, Chief	Scott M. Schmidt, CFSP
Coroners	Joseph T. Fuller
	Charles Smith, RN
	John R. Thompson III, MD
County Attorney	David C. Schubel
Assistant County Attorney	John C. Gavenda
	James D. Bell
County Clerk	Karen Lake-Maynard

Deputy County Clerk  
Deputy County Clerk – DMV  
Development, Industrial/Economic  
District Attorney  
1<sup>st</sup> Assistant District Attorney  
2<sup>nd</sup> Assistant District Attorney  
3<sup>rd</sup> Assistant District Attorney  
Election Commissioners

Deputy Commissioners

Emergency Management, Director  
Health, Director  
Highway Superintendent  
Deputy Highway Superintendent  
Historian  
Housing Assistance, Director  
Job Development, Director  
Mental Health Services, Director  
Nursing Home, Administrator

Personnel and Self Insurance, Director  
Planning and Development, Director  
Probation, Director  
Public Defender  
1<sup>st</sup> Assistant Public Defender  
2<sup>nd</sup> Assistant Public Defender  
3<sup>rd</sup> Assistant Public Defender  
Real Property Tax, Director  
Records Management Officer  
Sheriff  
Undersheriff  
Chief Deputy  
Jail Superintendent  
Jail Superintendent (Acting)  
Social Services, Commissioner  
Tourism, Director  
Treasurer  
Deputy Treasurer  
Veterans, Director  
Weights and Measures, Director  
Youth Bureau, Director

Diane L. Shampine  
Susan K. Rustay  
James Whipple  
Joseph V. Cardone  
John S. Sansone  
Katherine Kersch-Bogan  
Susan Silleman  
Dennis J. Piedimonte (R)  
Janice Grabowski (D)  
Clara Martin (R)  
Eileen Aina (D)  
Paul W. Wagner  
Paul A. Pettit  
Edward A. Houseknecht  
Gerald R. Gray  
C. W. Lattin  
Sheila M. Allport  
Carol N. Miller  
James F. Graziano  
Jeffrey M. Glatz  
William Gillick  
John C. Welch, Jr.  
Wayne Hale, Jr.  
Luci Taylor-Welch  
Sanford A. Church  
Patricia Pope  
Dominic Saraceno  
Nathan D. Pace  
Dawn M. Allen  
Charles H. Nesbitt, Jr.  
Scott D. Hess  
Steven D. Smith  
Thomas L. Drennan  
Kevin E. Hale  
Lt. David Pollack  
Thomas Kuryla  
Wayne Hale, Jr.  
Susan M. Heard  
Roxie J. Basinait  
Paul F. Fulcomer  
Craig D. Lape  
Debbie Kerr-Rosenbeck

**LEGISLATIVE STANDING COMMITTEES - 2010**

**LEGISLATIVE**

**Callard, Bower**

Chief Administrative Officer  
Clerk of Legislature  
County Attorney  
Historian  
Employee Assistance Program  
Fire Advisory Board  
Off Track Betting  
Safety Committee

**ADMINISTRATION & FINANCE**

**Allport, Bower, Callard**

Budget Officer  
Communications Technology Committee  
Computer Services  
County Clerk  
Records Management  
Personnel & Self-Insurance  
Equalization and Assessment  
Delinquent Taxes  
Education (Community Colleges, Medical  
Scholarship, Libraries)  
Treasurer

**PUBLIC SAFETY**

**Johnson, Smith, Callard**

Animal Control  
District Attorney  
Emergency Management  
Probation  
Public Defender  
Sheriff  
Stop DWI  
Courts  
Emergency Medical Services

**HOME & COMMUNITY SERVICES**

**Rush, Allport, Callard**

Planning & Development  
Solid Waste  
Tourism  
Cooperative Extension  
Parks  
Rochester Genesee Regional Transportation  
Authority

**HEALTH**

**Bower, Johnson, Callard**

Mental Health  
- Community Services Bd  
Nursing Home  
Public Health  
Physically Handicapped Children  
Health Miscellaneous  
ARC

**ECONOMIC ASSISTANCE & OPPORTUNITY**

**Eick, Rush, Callard**

Housing – Section 8  
Job Development Agency  
Office for the Aging  
Social Services  
Veterans Service Agency  
Youth Board

**ELECTIONS**

**Eick, Smith, Callard**

Board of Elections

**HIGHWAY**

**Smith, Eick, Callard**

Highway/Buildings & Grounds  
Weights & Measures

**EDA**

**Rush, Allport, Callard**

**LDC**

**Bower, Smith, Callard**

**Legislature Meeting**  
January 4, 2010

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The Clerk of the Legislature called the meeting to order at 4:30 p.m. Legislator Smith then lead the Orleans County Legislature with a prayer and the Pledge of Allegiance was said. The Clerk called the roll.

The Clerk opened the floor for nominations for a temporary Chairman of the Legislature. Legislator Callard moved that Legislator Rush be the temporary Chairman. Legislator Bower second the motion. The Clerk asked if there were any other nominations. Motion was carried.

Temporary Chairman Rush asked for nominations for Chairman. Legislator Bower moved that Legislator Callard be made Chairman. He stated that Legislator Callard is the right man for the position with not knowing what economic situations we may face in next two years. Legislator Eick second. Temporary Chairman Rush asked if there were any other nominations. With there being none, a roll call vote was requested.

Roll Call Vote: 6 ayes; 1 nay, Smith. Motion for Legislator Callard to be Chairman of the Orleans County Legislature was carried.

Temporary Chairman Rush asked for nominations for Vice Chairman. Legislator Eick moved that Legislator Bower be made Vice Chairman, second by Legislator Johnson. Temporary Chairman Rush asked if there were any other nominations. With there being none, a roll call vote was requested.

Roll Call Vote: 6 ayes; 1 nay, Smith. Motion for Legislator Bower to be Vice Chairman of the Orleans County Legislature was carried.

Temporary Chairman Rush escorted the newly elected Chairman to the Chairman's seat and turned the organizational meeting over to Chairman Callard.

A brief recess was called for the swearing in of the Orleans County Legislature by Orleans County Clerk, Karen Lake-Maynard.

Chairman Callard reconvened the meeting and asked that the following resolutions be presented:

*January 4, 2010*  
*Resolutions 1-5*

**RESOLUTION NO. 1-110**

APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Nadine P. Hanlon be appointed Clerk of the Legislature to serve during the pleasure of the Legislature, at grade 5, step 5 of the Management Compensation Plan Salary Schedule.

Moved, Bower; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 2-110**

APPOINTING COUNTY ATTORNEY

RESOLVED, that David C. Schubel be appointed County Attorney to act as the Attorney for the Orleans County Legislature, the County of Orleans, and the County Officers, for a term of two years with salary set at Grade 11, Step 9 of the Management Salary Schedule; and, that in addition thereto, the reasonable disbursements and expenses of the County Attorney incurred in the conduct of County business shall be paid upon the usual monthly vouchers to be audited by this County Legislature.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 3-110**

FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 2010, the compensation of each Legislator payable by the County of Orleans shall be annual salary, with the Chairman's salary to be \$16,424, and each other member to receive \$10,948 in lieu of all other compensation for both meetings and committee work, payable in bi-weekly installments in the same manner as other county salaries are paid; and be it

FURTHER RESOLVED, that each Legislator shall also receive from the County, travel allowance and expenses in the performance of his duties in attending meetings, committee work and other duties committed to him, at the rate of 1 cent per mile less than the IRS rate in effect for

each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence to the place of the performance of each duty; and be it

FURTHER RESOLVED, that in performing duties assigned or committed to him outside the County, each Legislator shall receive from the County his actual expenses and if he furnishes his personal automobile for such travel shall receive, therefore, mileage at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence and place of such assignment; such expenses and mileage shall be audited by the Legislature upon the usual voucher thereof, and paid as are other County charges; and be it

FURTHER RESOLVED, that each Legislator shall be entitled to fringe benefits as currently prescribed by the Management Compensation Plan; and be it

FURTHER RESOLVED, that Legislators are not allowed expenses for meals between Conference Sessions and Legislature Meetings.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 4-110**

#### **DESIGNATING NEWSPAPERS**

WHEREAS, the Republican members of this County Legislature have filed a certificate designating The Daily News to publish the Concurrent Resolutions for 2010 and 2011, the Tax Redemption Notices for 2010 and 2011, the Official Canvas for 2009 and 2010, and the Election Notices for 2010 and 2011; and

WHEREAS, there being no Democrat representation on this County Legislature, per County Law section 214 (1), the Journal Register will remain the Democrat designated newspaper as adopted by Resolution No. 4-108; therefore be it

RESOLVED, that the County Legislature approves of such designations and hereby designates the The Daily News and The Journal Register to publish the Concurrent Resolutions for 2010 and 2011, the Tax

*January 4, 2010  
Resolutions 1-5*

Redemption Notices for 2010 and 2011; the Official Canvas for 2009 and 2010, and the Election Notices for 2010 and 2011; and be it

FURTHER RESOLVED, that all official notices required by law shall be printed solid in not exceeding eight-point type, 12 ems.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 5-110**

#### **DESIGNATING MAJORITY LEADER OF THE LEGISLATURE**

RESOLVED, that William Eick is hereby designated by the Republicans as Majority Leader of the Legislature.

Moved, Bower; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard announced that Standing Committee assignments will be distributed within the next few days. He stated that the election is over and our organization is over and complete. He said that we must join together to serve the people to the best of their ability. He expressed that he looks forward in working with the Legislature over the next two years.

Legislator Eick also thanked Legislator Smith for his service to this group in his role as Chairman over the past two years. He was applauded by the Board for his leadership.

Legislator Bower moved to adjourn, second by Legislator Allport.  
Meeting adjourned at 4:41 p.m

### **LEGISLATURE MEETING**

January 13, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation lead by Larry Montello, County Commander of the American Legion, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Orleans County Planning Board has forwarded their 2010 meeting calendar. Susan Heard,



Orleans County Treasurer has forwarded eight (8) Disclosure of Interest forms from Employees who received funds in addition to wages from Orleans County which have been filed in the Legislature Office. Wayne Hale, Orleans County Marine Park Manager has forwarded the Orleans County Marine Park 2009 Annual Report and is available for review.

During Open Discussion, Paul Rusin, Leader of the Tea Party movement in Orleans County requested to address the Board concerning a proposition to affirm the Second Amendment of the United States Constitution to have the right to keep and bear arms. He has a resolution that was sent to key Legislators in Yates County and has prepared it for this board to consider. He requested that this Legislature pass the resolution to oppose the enactment of any legislation that would infringe upon the right of the people to keep and bear arms and consider such laws to be unconstitutional and beyond lawful legislative authority. By passing Penal Law 265 and 400, they have gone against the Constitution, stated Mr. Rusin. Mr. Rusin distributed copies of the resolution and thanked the Board for allowing him to discuss this today. Chairman Callard advised Mr. Rusin that some of his issues raised have been discussed by this Board. Legislator Allport provided Mr. Rusin copies of what this Legislature has already adopted. Chairman Callard thanked Mr. Rusin for bringing this to the Legislators attention.

Legislator Allport announced the ARC of Orleans will be celebrating their 40<sup>th</sup> Anniversary. They have events occurring every month that he will be sure this board is aware of should the Board wish to attend. Legislator Eick said that the ARC of Orleans has been spending months working on all of this. Holley Fire Department will be hosting a Haunted House.

Legislator Rush stated due to the recent organization and new Standing Committee assignments, they have not had any scheduled committee meetings to report on to date.

Legislator Johnson reported that Lyndonville and Barker school boards both have approved looking at a study to consolidate their two school districts. They have quite a challenge ahead of them. They need to be commended in looking into that to see that the taxes go to the best education. The fact that they both decided to go with the study is a step in the right direction. Legislator Allport hopes that all the other school districts would do the same.

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Resolutions 6-41

Legislator Eick moved to add one resolution to the agenda; second by Legislator Rush. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 6-110**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that the Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	224-421	\$255,881.28
Highway	556-560; 1438-1457	\$44,566.29
Nursing Home	33018-33023;37326-37370	\$145,620.44
Job Development	4367-4391	\$25,040.60
Self Insurance	45854, 45870	\$48,547.31

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 7-110**

**SETTING LEGISLATURE MEETING SCHEDULE FOR 2010**

RESOLVED, that the regular meetings of the Orleans County Legislature will be held on the second and fourth Wednesday of each month at 4:30 PM at the Orleans County Legislative Chambers with the exception of the second November meeting which will be held on Tuesday, November 23, 2010; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one hour prior to the scheduled conference session unless otherwise posted.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 8-110**

**AUTHORIZING FILLING VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature hereby authorizes filling the following vacancies in the Department of Social Services:

Bilingual Keyboard Specialist, Full-Time, at Grade 10 of the CSEA Salary Schedule effective January 21, 2010.

Work Experience Crew Leader, Part-Time, Grade 11 of the CSEA Salary Schedule effective January 14, 2010.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 9-110**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following agreement with the Orleans County Department of Social Services and the following agencies:

Center for Disability Rights, Rochester, NY, for the provision of the Consumer Directed Personal Assistance Program; to be effective January 1, 2010 through December 31, 2010 at rates established by NYS Department of Health.

Educational Resource Associates, Pittsford, NY, for the provision of PINS Assessment, mediation and family group conferencing services; PINS intervention services, and parenting education services; to be effective

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January 1, 2010 through December 31, 2010 at a cost of \$94,991. County cost is \$0.

Orleans County Buildings & Grounds, Albion, NY, for the provision of Messenger and Custodial Services; to be effective January 1, 2010 through December 31, 2010 at a cost of \$52,022. County cost is \$20,333.

Orleans County Computer Services, Albion, NY, for the provision of computer programming, maintenance and consultation services; to be effective January 1, 2010 through December 31, 2010 at a cost of \$57,356. County cost is \$22,418.

Thomas Parmele, Spencerport, NY, for the provision of legal services relating to child support matters; to be effective January 1, 2010 through December 31, 2010 at a cost of \$75/hour. County cost is \$0.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 10-110**

**AUTHORIZATION TO FILL DIRECTOR OF NURSING SERVICES  
POSITION AT THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER**

WHEREAS, the position of Director of Nursing Services is a critical position for the effective operation of the Nursing Home; and

WHEREAS, the Orleans County Legislature recognizes the need for highly competent personnel in sensitive positions; therefore be it

RESOLVED, that this Legislature approves the appointment of Karen Wygal as Director of Nursing Services at Grade 9, Step 6 of the Management Salary Schedule, effective January 14, 2010.

Moved Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 11-110**

**ASSIGNING AUTHORITY TO SIGN CHECKS ON VARIOUS  
DEPARTMENT OF SOCIAL SERVICES ACCOUNTS**

WHEREAS, staffing changes have occurred in the Department of Social Services; it is hereby

RESOLVED, that the following persons be authorized to sign on the accounts indicated below:

1. County of Orleans Department of Social Services, Commissioner's Emergency Public Assistance Fund (Account #009366651183) - Thomas D. Kuryla, Commissioner; Marlene Babcock, Director of Administrative Services; Richard Neilans, Director of Services; and Holli Nenni, Director of Temporary Assistance.
2. Orleans County Commissioner Resource Unit (Account #009366651204) - Thomas D. Kuryla, Commissioner.
3. Orleans County Commissioner Representative Payee for Social Security Beneficiaries (Account #483017614352) - Thomas D. Kuryla, Commissioner.
4. Orleans County Department of Social Services, Child and Family Services (Account #009386852708) - Thomas D. Kuryla, Commissioner; Richard Neilans, Director of Services; Dione Harrington, Grade B Supervisor; and Jeannine Larkin, Grade B Supervisor.
5. Orleans County Child Support Unit (Account #483016988649) - Thomas D. Kuryla, Commissioner.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 12-110**

**AUTHORIZING COUNTY TREASURER TO MAKE YEAR END ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2009**

WHEREAS, the independent auditors have recommended that the County Treasurer request a "blanket resolution" to allow for any budget adjustments that may be required at year end; be it

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RESOLVED, that this Legislature authorizes the Treasurer to make the necessary budget adjustment and inter-fund transfers, and furnish copy of said adjustment to the Clerk of the Legislature when completed.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 13-110**

APPROVING THE OFFICIAL ORLEANS COUNTY LOGO AND THEMED TREATMENTS FOR ORLEANS COUNTY TOURISM PROMOTIONS

RESOLVED, that this Legislature hereby adopts the following logo and themed treatments as the official Orleans County Tourism logo to be used by the Orleans County Tourism Office for promotion and marketing of Orleans County, by this Legislature, and by tourism-related organizations upon approval by the county;



and be it

FURTHER RESOLVED, that the Orleans County Tourism Office is hereby authorized to develop and implement guidelines for use of the logo by tourism-related organizations.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 14-110**

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY [COIDA] FOR THE YEAR 2010.

WHEREAS, it is in the best interest of the County that the many advantages of Orleans County be publicized to those who may be interested in establishing, maintaining, or expanding business and industry in the County of Orleans, in order to create new jobs and keep a healthy economy; and

WHEREAS, equally as important is the ability to retain within the county the jobs already located here; and

WHEREAS, among the most important tasks facing New York State are the need to increase jobs and encourage higher levels of private capital investment in business and industry thereby improving the general prosperity and economic welfare of the people of New York State and its constituent municipalities; and

WHEREAS, the County recognizes that the Agency is a community-wide organization with the expertise and capacity to so improve the general prosperity and economic welfare to the people of the County; and

WHEREAS, the purpose of this Agreement is to carry out in a legal and proper manner the provisions of Section 852 of the General Municipal Law of the State of New York, which section does authorize the County to appropriate funds for the purpose of encouraging industrial development within the County; and

WHEREAS, New York State Public Officers Law Section 18 states that a county legislative body may provide for the defense and indemnification of the officers and employees of a public entity and additional indemnification of said Agency may be contracted in return for services; and

WHEREAS, the County has by Resolution adopted by the Orleans County Legislature authorized the execution of this contract and the indemnification agreement herein between the County and the Agency; therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign an agreement with the County of Orleans Industrial Development Agency [COIDA] to provide the services as set forth in the agreement at an annual cost of \$120,000, to be paid in quarterly payments of \$30,000.

*January 13, 2010*  
*Resolutions 6-41*

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to approve the agreement with Soil and Water Conservation District at a five percent increase over last year's allocation; second by Legislator Eick. The following resolution was adopted:

**RESOLUTION NO. 15-110**

**APPROVING AGREEMENTS WITH SOIL AND WATER  
CONSERVATION DISTRICT**

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and the Orleans County Soil and Water Conservation District, Albion, New York, for the provision of services by "Soil and Water" for the calendar year 2010, at an annual cost of \$57,750, to be paid in quarterly payments of \$14,437.50.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 16-110**

**APPROVING AGREEMENT WITH MERCY FLIGHT**

RESOLVED, that this Legislature approves an agreement with Mercy Flight, Inc. for the provision of necessary air medical transfers; Orleans County to pay \$6,000 for the 2010 calendar year.

Moved, Johnson; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 17-110**

**GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND  
WATER SYSTEMS**

RESOLVED, that all real property owned by the Villages of Holley, Albion, Medina, and Lyndonville located outside their respective corporate limits and used as sewage disposal plants or systems, including necessary connections and appurtenances or used as a water plant, pumping station, water treatment plant or reservoir, including necessary



connections and appurtenances, shall be wholly exempt from County taxation for the year 2010 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 18-110**

**AUTHORIZING THE TREASURER TO APPROVE REAL PROPERTY TAX REFUNDS**

WHEREAS, the New York State Real Property Tax Law, Section 556, provides an administrative correction of error process to assist the property owner in obtaining real property tax refunds caused by certain clerical errors, unlawful entries and errors in essential fact; and

WHEREAS, Real Property Tax Law, Section 554 provides that the tax levying body may delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law, Section 556; and

WHEREAS, the Administration and Finance Committee does recommend that the Treasurer be delegated to perform said duties; now, therefore be it

RESOLVED, that the Orleans County Treasurer be and hereby is authorized and directed to carry out the requirements of Section 556 of the Real Property Tax Law, effective immediately where the Real Property Tax Director has recommended a refund and said refund is two-thousand five hundred dollars or less; and be it

FURTHER RESOLVED, that on the fifteenth day of each month, the Orleans County Treasurer shall submit a report to the Orleans County Legislature of the refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the refund and the amount of refund and when no refunds are given no report will be issued.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 19-110**

**AUTHORIZING SETTING UP NEW MONIES IN SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from Agnes Christine Sherry, 38 Winter Lane, Watchung, NJ 07069, who was impressed with work being done at the Orleans County Animal Shelter by Kathy Smith, as follows:

Revenue:

A2705	Gifts and Donations	\$125
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Appropriation:

A3510.418	Other Contractual Expenses	\$125
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Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 20-110**

**APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, the County of Orleans has appropriated the sum of \$6,647 as its share of the year 2010 operating funds of the Genesee Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David Zorn, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$220,000; now, therefore be it

RESOLVED, that the Orleans County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 21-110**

AUTHORIZING THE CONTINUATION OF THE CONTINUITY OF GOVERNMENT ADVISORY COMMITTEE FOR ORLEANS COUNTY

WHEREAS, Resolution No. 323-808 authorized the establishment of a Continuity of Government Advisory Committee to create a Continuity of Operations Plan (COOP) to ensure the continued performance of essential functions and services when normal, standard operations become overwhelmed, regardless of the emergency; therefore be it

RESOLVED, that this Legislature re-authorizes the continuation of the Continuity of Government Advisory Committee as established and will be subject to reauthorization at the end of calendar year 2010.

Moved, Bower; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 22-110**

APPROVING APPOINTMENTS TO INTERCOUNTY ASSOCIATION OF WESTERN NEW YORK

RESOLVED, that this Legislature appoints David B. Callard, George R. Bower, and Kenneth E. Rush as Orleans County delegates; and Henry Smith, Jr., Charles H. Nesbitt, Jr., and Nadine P. Hanlon as alternate delegates to the InterCounty Association of Western New York.

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Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 23-110**

**APPOINTING MEMBERS TO THE SOIL AND WATER DISTRICT BOARD**

RESOLVED, that this Legislature approves the following appointments to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
William H. Eick	Legislature	January 1, 2010 – December 31, 2011
Kenneth E. Rush	Legislature	January 1, 2010 – December 31, 2011

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 24-110**

**APPOINTING MEMBERS TO SAFETY COMMITTEE**

RESOLVED, that this Legislature appoints the following members to the Safety Committee for a two-year term beginning January 1, 2010 through December 31, 2011:

David Barhite, CSEA Union Representative  
Mike Christopher, OCSEA Union Representative  
Erin Fuller, OCDSA Union Representative  
Jeff Glatz, Administrator of Nursing Home  
Craig Lape, Safety Officer  
Chuck Nesbitt, Chief Administrative Officer  
Jim Noreck, Buildings and Grounds  
David B. Callard, Legislature Chairman  
Paul Wagner, Director of Emergency Management  
Jack Welch, Director of Personnel and Self-Insurance

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 25-110**

APPOINTING REPRESENTATIVES TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

RESOLVED, that this Legislature appoints Kenneth E. Rush, as the Legislative representative to the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2011; and be it

FURTHER RESOLVED, that this Legislature appoints Wayne Hale, Director of Planning, as Chairman Callard's alternate on the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2011.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 26-110**

APPOINTING MEMBERS TO THE GENESEE TRANSPORTATION COUNCIL

RESOLVED, that the following members are appointed to the Genesee Transportation Council for a two-year term effective January 1, 2010 through December 31, 2011:

<u>Name</u>	<u>Representation</u>
David B. Callard	Legislature
Edward Houseknecht	Alternate
Henry Smith, Jr.	Legislature
Wayne Hale	Alternate

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 27-110**

APPROVING APPOINTMENT TO THE ORLEANS COUNTY JURY BOARD

January 13, 2010  
Resolutions 6-41

RESOLVED, that this Legislature approves the appointment of Kenneth Rush to a two-year term on the Orleans County Jury Board, effective January 1, 2010 through December 31, 2011.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 28-110**

APPROVING APPOINTMENTS TO THE LOCAL DEVELOPMENT CORPORATION BOARD

RESOLVED, that this Legislature approves the following appointments to the Local Development Corporation Board:

<u>Name</u>	<u>Term</u>
George Bower	January 1, 2010 - December 31, 2011
Henry Smith, Jr.	January 1, 2010 - December 31, 2011

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 29-110**

APPOINTING REPRESENTATIVE TO THE OPEN SPACE REGIONAL ADVISORY COMMITTEE

RESOLVED, that this Legislature appoints Wayne Hale, Director of Planning as the Orleans County representative on the Region 8 Open Space Advisory Committee effective through December 31, 2011.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 30-110**

AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY ATTORNEY

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services for the Orleans County Attorney, at an annual cost of \$18,315; said amount to be

paid in equal monthly installments of \$1,526.25, upon the submission of a county voucher at the end of each month; agreement effective for the 2010 calendar year.

Moved, Bower; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 31-110**

**APPROVING AGREEMENT BETWEEN COMPUTER SERVICES  
AND HEWLETT PACKARD FINANCIAL SERVICES**

WHEREAS, the Computer Services Department needs to replace two servers that are each over six years old and it is important to maintain document storage for various departments and need to take immediate action for replacement; therefore be it

RESOLVED, that this Legislature approves an agreement between Computer Services and Hewlett Packard Financial Services, 420 Mountain Ave., P.O. Box 6, Murray Hill, NJ 07974-0006, to lease one (1) server for four (4) years at an annual lease payment of \$1,269.57; to be paid from account A1680.222 – Equipment Lease.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower tabled a resolution to approve various agreements with the Mental Health Department.

**RESOLUTION NO. 32-110**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY  
BOARD OF ELECTIONS AND THE NEW YORK STATE BOARD OF  
ELECTIONS**

RESOLVED, that this Legislature approves a grant agreement between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben Street, Albany, NY (Contract No. T002989), to provide assistance to the Orleans County Board of Elections in the amount of \$1,828 for the purpose of making polling place locations throughout the County more accessible for persons with disabilities as part of the County HAVA Funds Contract, HHS 2009 Voting Access for

*January 13, 2010*  
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Individuals with Disabilities Grant available August 1, 2009 through December 31, 2010.

Moved, Eick; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 33-110**

**APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE  
MANAGEMENT BOARD**

RESOLVED, that this Legislature confirms the Chairman of the Legislature's appointment of the following Sportsman and Legislative representatives to the Fish and Wildlife Management Act Board, all terms ending December 31, 2011:

Neil Newton representing the Sportsmen's Federation  
Michael Elam as alternate representing the Sportsmen's Federation  
Kenneth Rush representing the Legislature  
William Eick as alternate Legislature representative

and be it,

FURTHER RESOLVED, that this Legislature confirms the Chairman of the Legislature's appointment of the following Landowner representatives to the Fish and Wildlife Management Act Board with a term ending December 31, 2010:

Harold Hazel as Landowner representative  
Scott Hazel as alternate Landowner representative

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 34-110**

**APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:



Western NY Speech, Language Pathology, OT, PT, and Psychology Consultants; DBA Clinical Associates of The Finger Lakes; 590 Fisher Station Drive, Victor, NY 14564, to provide **Related Services** through the **3-5 program** for the eligible children in Orleans County. Contract period January 1, 2010 through December 31, 2014. Rates set by New York State Department of Health. Reimbursement from Medicaid and New York State Department of Health, and some third party insurances.

Western NY Speech, Language Pathology, OT, PT, and Psychology Consultants; DBA Clinical Associates of The Finger Lakes; 590 Fisher Station Drive, Victor, NY 14564, as an **Approved Provider** through the **Early Intervention** program for the eligible children in Orleans County. Contract period January 1, 2010 through December 31, 2014. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Western NY Speech, Language Pathology, OT, PT, and Psychology Consultants; DBA Clinical Associates of The Finger Lakes; 590 Fisher Station Drive, Victor, NY 14564, as an **Approved Provider** through the **3-5 program** for the eligible children in Orleans County. Contract period January 1, 2010 through December 31, 2014. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Western NY Speech, Language Pathology, OT, PT, and Psychology Consultants; DBA Clinical Associates of The Finger Lakes; 590 Fisher Station Drive, Victor, NY 14564, as an **Evaluator** through the **Early Intervention** program for the eligible children in Orleans County. Contract period January 1, 2010 through December 31, 2014. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

David C. Schubel, 343 Main Street, Medina, NY 14103, to provide Legal Services to the Orleans County Health Department. Contract period January 1, 2010 thru December 31, 2010. Contract amount \$16,000. Reimbursement from various New York State Grants. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 35-110**

**AMENDING RULES OF PROCEDURE OF THE ORLEANS COUNTY  
LEGISLATURE**

RESOLVED, that section 1 of the Orleans County Legislature Rules of Procedure be amended as follows:

The organization meeting of the Orleans County Legislature shall be held at 4:30 p.m. on or before the eighth day of January, at which time the Orleans County Legislature shall organized and elect a Chairman and Vice-Chairman for a term of two years and a clerk to hold office at the pleasure of the Legislature

Conference sessions of the Legislature shall be held no earlier than 2:30 p.m. in the afternoon on the days the Legislature meets for regular sessions; and be it

FURTHER RESOLVED, that section 24 of the Orleans County Legislature Rules of Procedure be amended as follows:

**EXECUTIVE SUCCESSION**

Legislator George R. Bower, At Large  
Legislator Kenneth E. Rush, District 4  
Legislator William H. Eick, District 1  
Legislator Donald J. Allport, At Large  
Legislator Lynne M. Johnson, District 2  
Legislator Henry Smith, Jr., District 3

Moved, Bower; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 36-110**

**AUTHORIZING FILLING VACANCY AT THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, there is a need for RN managers within the Nursing Department; therefore be it

RESOLVED, that this Legislature authorizes the filling of a full-time Assistant Director of Nursing Services at the Villages of Orleans

Health and Rehabilitation Center at Grade 7 of the Management Salary Schedule effective January 14, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 37-110**

AUTHORIZING CREATING, FILLING AND ABOLISHING  
POSITIONS IN THE BUILDINGS AND GROUNDS DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of a full-time Building Maintenance Worker position in the Buildings and Grounds Department at Grade 12 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this vacant position effective January 14, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes abolishing a full time Custodian position upon the filling of this newly created Building Maintenance Worker Position.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 38-110**

APPOINTING MEMBER TO THE GLOW WORKFORCE  
INVESTMENT BOARD

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new term membership of Joseph Hamm, 276 Waring Road, Rochester, NY 14609, to represent the New York State Department of Labor, for the At Large seat appointment on the GLOW Workforce Investment Board effective immediately.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 39-110**

**APPROVING AGREEMENT BETWEEN CRIME VICTIMS ASSISTANCE PROGRAM AND SHEILA MCWETHY**

RESOLVED, that this Legislature approves an agreement between the Orleans County Crime Victim's Assistance Program and Sheila McWethy of 4008 South Main Street Road, Batavia, NY 14020, to provide night court advocate services on a per diem basis at a rate of \$15.25 per hour, not to exceed \$10,000 per year, effective January 1, 2010 through September 30, 2010, unless sooner terminated as hereinafter provided; and be it

FURTHER RESOLVED, that this agreement will terminate when no further grant funds are available to maintain no county cost for these services.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 40-110**

**APPOINTING MEMBERS TO THE ORLEANS COUNTY BOARD OF ETHICS**

WHEREAS, this Legislature adopted Resolution No. 171-408 enacting Local Law 3 of 2008, Providing for a County Board of Ethics consisting of five members with staggered terms; therefore be it

RESOLVED, that this Legislature re-appoints the following members to the County Board of Ethics with the following term expirations:

<u>Name:</u>	<u>Term expires:</u>
Dorothy Casey 145 Gulf St. Medina, NY 14103	December 31, 2012
Jeffrey Schwartz 13683 Rd Albion, NY 14411	December 31, 2012

Moved, Bower; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to approve the agreement with the Orleans County Sheriff's Employees Association with the County for a period of three years; second by Legislator Bower. Legislator Johnson wished to commend those that worked on this agreement at the County and Sheriff's employees level and all that they did to come to this agreement. The following resolution was adopted:

**RESOLUTION NO. 41-110**

**APPROVING AGREEMENT WITH ORLEANS COUNTY SHERIFF'S  
EMPLOYEES ASSOCIATION**

RESOLVED, that this Legislature approves an agreement with the Orleans County Sheriff's Employees Association covering the years 2010 through 2012; said agreement includes a 0% increase for 2010 and a 3% increase for 2011 and 2012, and changes to sections 7.4 Substitutions, 15.5.1 – Shift Differential Pay, 15.6 Longevity, 16.2.1 Uniforms and Equipment and 18.1.1 – Hospitalization, Medical and Dental Benefits.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 4:56 p.m.

**LEGISLATURE MEETING**

January 27, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Eick, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Orleans County Planning Board will be holding their regular meeting on Thursday, January 28<sup>th</sup> at 7:00 p.m. at the County Administration Building in Conference Room C. Swan Library has forwarded a packet announcing numerous programs and activities they will be offering in the upcoming months. This packet will be posted in our office. Susan Heard, Orleans County Treasurer, has forwarded the list of Real Property Tax Refunds that have been issued to date.

During Open Discussion, Paul Rusin, of Holley, asked if the proposal he brought to the last meeting was reviewed by the board and he also asked if anything in Orleans County Law or New York State Law prohibits them to place a proposal on the county ballot in the general election. Chairman Callard stated that they would have to consult with the County Attorney, who is absent today, to know what can and cannot be done legally. Chairman Callard stated that they have not spoken as a group on the resolution presented at the last meeting. They have adopted previous resolutions on this issue. Chairman Callard will see that they hold an open discussion on this issue to see what else would need to be addressed.

Chairman Callard announced that at the second February meeting, February 24<sup>th</sup>, he will deliver a State of the County message. As he formulates the message, he asked the newspapers if they could publically ask the public to submit suggestions regarding growth and development within the County. Chairman Callard said that they can contact him at the Legislature office or at his home.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 42-110**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that the Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	442-665	\$612,516.69
Highway	561-565; 1458-1482	\$55,292.63

Nursing Home	33030; 33033-33038; 37371-37417	\$207,642.10
Job Development	4394-4398	\$9,195.39
Self Insurance	45930-45933; 45958	\$16,804.14

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the continuation of the Alternatives to Incarceration Program. She expressed that this is a very viable program that has grown over the last few years under the direction of our Sheriff and Probation Department with the hope to keep the jail population down. This has been budgeted, but reimbursement by the state has been cut by 12%. The following resolution was adopted:

**RESOLUTION NO. 43-110**

**AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM**

RESOLVED, that this Legislature authorizes the continuance of the Alternatives to Incarceration Program for the 2010 calendar year, at a cost of \$24,493, with \$11,746 being reimbursed to the County, leaving a County cost of \$12,747.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 44-110**

**APPROVING APPOINTMENTS TO THE ALTERNATIVES TO INCARCERATION BOARD**

RESOLVED, that this Legislature approves the following appointments to the Alternatives to Incarceration Board, term expiring December 31, 2010:

<u>NAME</u>	<u>REPRESENTATION</u>
David B. Callard	Chairman of the Legislature
Lynne Johnson	Public Safety Legislative Chairman
Joseph Cardone	District Attorney
Sanford Church	Public Defender

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Honorable Dawn Keppler  
Kevin Hale  
Lucille Welch  
Michael Furness  
Scott D. Hess  
Dean London  
Bonnie Ruhlen  
Kathy Hodgins  
James Graziano

Magistrates  
Jail Superintendent  
Probation Director  
ATI Representative  
Sheriff  
Albion Chief of Police  
Crime Victim  
GCASA  
Director of Community Services

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to adopt the Local Law regarding increasing salaries of employees who are appointed or elected for a definite term. Legislator Rush indicated that this has been included in the Management Compensation Plan and has been budgeted. Legislator Eick seconded the motion. Legislator Johnson added that they were able to present to the public a zero percent tax increase and they were able to do so by budgeting these increases. She commends again the Department Heads for being conservative in their budgeting so we did not have a tax increase. The following resolution was adopted:

**RESOLUTION NO. 45-110**

ADOPTING LOCAL LAW NO. 1 OF 2010, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, Local Law No. 1-Intro of the year 2010 was introduced at a regular meeting of the Orleans County Legislature held on December 23, 2009, and a Public Hearing was held on January 13, 2010, at which time all interested persons wishing to speak were heard; be it enacted as follows:

COUNTY OF ORLEANS  
LOCAL LAW NO. 1 OF 2010

A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM



Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, per annum, January 1, 2010:

<u>Employee</u>	<u>Proposed</u>	<u>Longevity Bonus</u>	<u>Total Salary</u>
Director of Personnel	\$ 63,959		\$ 63,959
Election Commissioners (2)	16,913		16,913
Highway Superintendent	75,573		75,573
Real Property Tax Director	63,959		63,959
Sheriff	75,573		75,573
Coroners (4)	***1,697		***1,697
	*** Plus \$100.00 per case		

This longevity bonus shall be included in the next payroll following the employee's anniversary date.

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 46-110**

#### **APPROVING APPOINTMENTS TO THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY**

RESOLVED, that this Legislature approves the following appointments to the County of Orleans Industrial Development Agency:

<u>Name</u>	<u>Term</u>
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Kenneth Rush  
Donald Allport

January 1, 2010 - December 31, 2011  
January 1, 2010 - December 31, 2011

Moved, Bower; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 47-110**

**APPROVING APPOINTMENTS TO THE ORLEANS COUNTY  
YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend appointments to said Board at this time; be it

RESOLVED, that this Legislature approves Pamela Lynch of 112 West State Street, Albion, NY 14411, to be re-appointed to serve as an At-Large representative to the Orleans County Youth Board beginning January 1, 2010 through December 31, 2012; and be it

FURTHER RESOLVED, that this Legislature approves Barbara Flow of 2584 Norway Road, Holley, NY 14470, to be appointed to serve as an At-Large representative to the Orleans County Youth Board beginning January 1, 2010 though December 31, 2012; and be it

FURTHER RESOLVED, that this Legislature approves the appointment of Ryan Haight of 14783 Moore Street, Albion, NY 14411, to serve as the Youth representative to the Orleans County Youth Board beginning January 1, 2010 though December 31, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 48-110**

**AUTHORIZING FILLING OF A VACANCY IN THE SHERIFF'S  
OFFICE**

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant Court Attendant (3110.51) in the Sheriff's Office at a rate of \$65.03 per day.

Moved, Johnson; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to authorize the Health Department to have a County Medical Reserve Corps, second by Legislator Johnson. Chairman Callard asked for a brief explanation of this new program. Legislator Bower asked Paul Wagner, Director of Emergency Management, to brief the Board on this. He said that he is involved with this program in conjunction with the Health Department to establish a volunteer corps of personnel that have medical backgrounds, as well as other backgrounds, who can assist in the point of distribution of flu shots and other medical outbreaks that may occur. The following resolution was adopted:

**RESOLUTION NO. 49-110**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT  
TO ORGANIZE, COORDINATE, AND MANAGE A COUNTY  
MEDICAL RESERVE CORPS**

WHEREAS, in extraordinary public health incidents, the Health Department may require the assistance and support of personnel beyond available resources; and

WHEREAS, volunteers represent a powerful resource to a community affected by any natural or man-made disaster that may result in a public health emergency; and

WHEREAS, management of volunteers is crucial to an efficient relief and recovery operation; and

WHEREAS, the Medical Reserve Corps (MRC) is a national Freedom Corps program with a local, community based emphasis with a mission to support community efforts to utilize local medical and health volunteers during emergencies and at other times of community need; therefore be it

RESOLVED, that the Orleans County Legislature authorizes the Health Department to form VALOR (Volunteer Alliance Linking Orleans Resources) Medical Reserve Corps, under the authority of Orleans County Emergency Management and have it organized, coordinated, and managed by the Orleans County Health Department.

Moved, Bower; second, Johnson.

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Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 50-110**

**APPROVING THE ELIMINATION OF AN OBSOLETE PROGRAM IN  
THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, Title V of the Public Health Law, Article 25 provides that the County institute a Physically Handicapped Children's Program (PHCP); and

WHEREAS, the PHCP program has been instituted and in effect in the County since 1983; and

WHEREAS, allowable program services were restricted by the County Legislature in 2002 due to limited local funds; and

WHEREAS, the services have not been requested where program eligibility has been met since 2005, due to financial and eligibility requirements set by New York State Department of Health; and

WHEREAS, the funds available for the continuation of the program continue to be limited; and

WHEREAS, the Public Health Director and the Orleans County Board of Health has recommended that due to the underutilization, restricted services, and limited local funding the program be eliminated; be it

RESOLVED, that effective January 27, 2010 the Physically Handicapped Children's Program be abolished as a program offered by the Orleans County Health Department.

Moved, Bower; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 51-110**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT  
TO SUBMIT A LICENSED HOME CARE SERVICE AGENCIES  
(LHCSA) APPLICATION**

WHEREAS, the Health Department is in the process of selling its Certificate Of Need certificate for the Certified Home Health Agency (CHHA) to Home Care of Rochester; and

WHEREAS, a LHCSA certification is required by New York State Department of Health (Part 765 of 10 NYCRR) to conduct Home Health services for general public health work; and

WHEREAS, the NYSDOH will not authorize the sale of the CHHA without the Health Department having the LHCSA certification in place; and

WHEREAS, as of April 1, 2009, there is an application fee of \$2,000 payable to the New York State Health Department; and

WHEREAS, the Orleans County Board of Health recommends that the County Legislature authorize the Health Department to apply for the LHCSA license; therefore be it

RESOLVED, that the Orleans County Legislature authorizes the Health Department to submit the LHCSA application along with the \$2,000 application fee to become a Licensed Home Care Agency.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 52-110**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

<u>NAME</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Dennis Ignaszak 15414 Holley Road Albion, NY 14411	Town of Albion	12-31-12
Greg Martin 14318 Allen Road Albion, NY 14411	Town of Albion (Alternate)	12-31-12
Thomas Keeler 12931 Pask Road	Town of Barre	12-31-12

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Albion, NY 14411 Kirk Mathes 4655 Mathes Road Holley, NY 14470	Town of Barre (Alternate)	12-31-12
Christine White 4383 Fancher Road Holley, NY 14470	Town of Clarendon (Alternate)	12-31-11
Theodore Broekhuizen 34 North Main Street Holley, NY 14470	Village of Holley (Alternate)	12-31-12

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 53-110**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Department of Social Services and the following agencies:

GCASA, Batavia, NY, for the provision of alcohol assessments for TANF clients; to be effective January 1, 2010 through December 31, 2010 at a cost of \$169/client. County cost is \$0.

Angels in Your Home, Hilton, NY, for the provision Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2010 through December 31, 2010 at rates set by the NYS Department of Health. County cost is \$0.

Angels in Your Home, Hilton, NY, for the provision of the Consumer Directed Personal Assistance Program at rates set by NYS Department of Health; to be effective January 1, 2010 through December 31, 2010.

The Bonadio Group, Pittsford, NY, for the provision of audits of select clients as referred by the department to assess current eligibility, to assist in review of selected future applications and to provide staff training on evaluating applications of self-employed individuals; to be effective January 1, 2010 through December 31, 2010 at a cost of \$150/hour. County cost is \$0.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve the execution of a Secretarial Services Contract for the Orleans County Public Defender which has been budgeted in the 2010 budget with a 2.5% increase. Legislator Smith seconded the motion. Chuck Nesbitt, CAO, added that we had been doing this in-house for many years and we have saved tens of thousands of dollars with this contract in place. The following resolution was adopted:

**RESOLUTION NO. 54-110**

**AUTHORIZING EXECUTION OF SECRETARIAL SERVICES  
CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services with Church and Church Law Firm for the Orleans County Public Defender, at an annual cost of \$25,236; and said amount to be paid in quarterly installments of \$6,309, upon submission of a county voucher at the end of each quarter; agreement effective for the 2010 calendar year.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 55-110**

**APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL  
HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2010 calendar year:

Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Court, Hoboken, NJ 07030, for contract services to be performed by Anthony Racaniello, MD as Staff Psychiatrist for an average of 12 on-site hours per week at an hourly rate of \$127.33. County cost is \$5,134.

Community Action of Orleans and Genesee, 411 East State Street, Albion, NY 14411, providing summertime services for Mental Health youth clients at a cost of \$13,000. County cost is \$0.

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Kashinath B. Patil, MD, 490 Ridge Road, Rochester, NY 14621, providing services as a Staff Psychiatrist for 5 on-site hours per week at an hourly rate of \$127.33. County cost is \$2,139.

Regional Action Phone, P. O. Box 281, Batavia, NY 14021, providing mental health telephone referral and information services at a cost of \$8,000. County cost is \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 56-110**

AUTHORIZING PARTICIPATION IN THE EMERGENCY  
MANAGEMENT PERFORMANCE GRANT FOR FEDERAL FISCAL  
YEAR 2009

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for funding through the FY2009 Emergency Management Performance Grant (EMPG FY09); said program to support the Emergency Management Office and its programs, through reimbursement of personnel and administrative expenses that support readiness, response and recovery activities from October 1, 2008 through September 30, 2009, in the amount of \$18,999.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 57-110**

AUTHORIZING COMPUTER LEASE PAYMENT TO MARLIN  
LEASING COMPANY

WHEREAS, Resolution No. 183-407 authorized a four-year Lease Agreement with Marlin Leasing; therefore be it

RESOLVED, that this Legislature authorizes a lease payment to Marlin Leasing Company for 60 leased computer work stations in the amount of \$16,143.96 to cover January through December 2010; to be paid from various departments as budgeted in line .222.



Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 58-110**

**AUTHORIZING FILLING OF VACANCY IN THE MOTOR VEHICLE DEPARTMENT**

RESOLVED, as a result of a forthcoming retirement of a Motor Vehicle Application Examiner, this Legislature authorizes the filling of a vacant full-time Motor Vehicle Application Examiner position in the Motor Vehicle Office at Grade 9 of the CSEA Salary Schedule effective March 15, 2010.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to set up new money in the Sheriff's budget to accept and be able to spend the donation; second by Legislator Smith. Chairman Callard asked Sheriff Hess if we have received this donation before. Sheriff Hess indicated that this is an ongoing donation. Sheriff Hess said that the Sheriff's Office does not perform any services for them but he believes that they know that our Dive Team is available to them should they ever need it. Chairman Callard expressed his appreciation for their generosity. The following resolution was adopted:

**RESOLUTION NO. 59-110**

**AUTHORIZING SETTING UP NEW MONEY IN SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from Erie Boulevard Hydropower, LP for the dive team, as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$500
<u>Appropriation:</u>		
A3110.418	Other Contractual Expenses	\$500

Moved, Johnson; second, Smith.

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Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 60-110**

**AUTHORIZING SETTING UP NEW MONEY IN BUILDINGS AND  
GROUNDS BUDGET**

RESOLVED, that this Legislature authorizes setting up new money in the Buildings and Grounds budget due to receipt of insurance recovery money to pay Logical Controls for repairs following lightning damage after storm, as follows:

<u>Revenue:</u>		
A2680	Insurance Recovery	\$ 3,343.25
<u>Appropriation:</u>		
A1620.403	Maintenance Projects	\$ 3,343.25

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 61-110**

**APPROVING AGREEMENT BETWEEN REAL PROPERTY TAX  
SERVICE AND SYSTEMS DEVELOPMENT GROUP, INC**

RESOLVED, that this Legislature approves the agreement between Real Property Tax Services and Systems Development Group, Inc., 441 Trenton Avenue, Utica, New York 13502, for web-based delivery of the Orleans County Real Property Information for the period of January 1, 2010 through December 31, 2014, at a cost of \$15,500 for Software and \$12,000 for support and hosting services. The total amount of \$27,500 to be paid from account A1355.486 - Special Grant, 100% grant funded from the Centralized Real Property Tax Administration Grant Program. County cost is \$0.

Moved, Allport; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 62-110**

**APPROVING REVISIONS TO THE PUBLIC INFORMATION POLICY**

RESOLVED, that this Legislature approves the following revisions to the Public Information Policy in the Orleans County Employee Handbook:

### **Public Information Policy**

The County Legislature desires to insure that any information including budgetary and financial information, released to the public regarding county activities be complete, accurate, and truly representative of the County Legislature's position.

There is concern about the potential liability, which may result from the inaccurate release of public information or the inadvertent release of privileged information. All non-elected department heads and their staff must receive approval from the Chairman of the Legislature prior to the release of any news items to the press.

The growing use of new technologies such as: social networking, instant messaging, or other types of media for the mass distribution of information are to be considered press outlets for the purposes of this policy. As a consequence, employees should refrain from internet activities that could be construed by a reasonable member of the public as official messaging from the County Government without the express approval of the Chairman of the Legislature.

The following shall be excluded from this policy:

- Legal notices
- Job notices
- Bid notices
- Advertising
- Routine requests for basic statistical information
- Clarification of information presented at public meetings
- Public safety and emergency information
- Official requests under Freedom of Information Law

Moved, Allport; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 63-110**

APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING  
AND MEDINA MEMORIAL HOSPITAL HEALTH CARE SYSTEM

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RESOLVED, that this Legislature approves an agreement between the Office for the Aging and Medina Memorial Health Care System, Long Term Home Health Care Division to provide Meals on Wheels to home care clients with Medina Memorial Health Care System reimbursing Orleans County Office for the Aging \$6 per hot meal and \$8.95 for clients receiving hot and cold meals.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved the approval of the Intermunicipal Agreement with Genesee County for Youth Bureau Services, second by Legislator Rush. Legislator Johnson praised Deborah Kerr-Rosenbeck, who was present today, for the job she does in Orleans County. She does this in Genesee County and we contract her to offer the services in Orleans County and has done an amazing job. Chairman Callard stated that we could say that unanimously. The following resolution was adopted.

**RESOLUTION NO. 64-110**

**AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH  
GENESEE COUNTY FOR YOUTH BUREAU SERVICES**

RESOLVED, that this Legislature approves an agreement between Genesee County and Orleans County for the purpose of operation and administration of the Orleans County Youth Bureau effective January 1, 2010 through December 31, 2010 at a cost of \$21,600 to be paid in equal monthly installments of \$1,800 upon the submission of monthly vouchers by Genesee County.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 65-110**

**APPROVING AGREEMENTS BETWEEN SHERIFF'S OFFICE AND  
VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements between the Sheriff's Office and various agencies, subject to review and approval of the Orleans County Attorney:

Genesee County Youth Bureau, 3837 W. Main Street Road, Batavia, NY 14020, from January 1, 2010 through December 31, 2010, in the amount of \$7,875, to provide partial reimbursement of the Juvenile Aid Officer's wages, a funding reduction of 12.5%.

Coordinated Care Services, Inc., 1099 Jay Street, Bldg J, Rochester, NY 14611, from January 1, 2010 through December 31, 2010, to provide specialized financial management services to streamline processes and tools to support grants and projects at a cost of \$65 per hour, not to exceed \$6,240.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 66-110**

**SUPPORTING THE FALLS ROAD RAILROAD COMPANY THROUGH ORLEANS AND NIAGARA COUNTIES**

WHEREAS, Falls Road Railroad Co., Inc. previously entered into negotiations with the officials of the County of Orleans Industrial Development Agency with respect to the acquisition and equipping by the Agency through a lease only transaction of a railroad facility consisting of the acquisition of the former Conrail line extending from the Niagara County line to the Monroe County line, the construction of improvements to the facilities and the acquisition and installation of machinery and equipment in connection therewith all for the operation of a railroad short line; and

WHEREAS, due to economic circumstances, including the loss of substantial revenue due to the closing of a number of businesses formerly served by the rail line, the Lessee has been unable to make the PILOT payments as set forth in the Original Lease Agreement and Falls Road Railroad Co., Inc. has requested that the County of Orleans Industrial Development Agency extend the term of the Original Lease Agreement through December 31, 2023 and allow for the payment of the outstanding balance of the Original PILOT owed under the Original Lease Agreement together with additional payments over the balance of the extended term; and

WHEREAS, the County of Orleans Industrial Development

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Agency and the County of Orleans Legislature have determined that the continuation of rail service is critical to a number of industries, and without the tax relief provided by the extension of the term of the Original Lease Agreement, such services can no longer be provided and therefore it is necessary to provide the additional assistance requested; and

WHEREAS, the ongoing operation of the rail line is necessary to existing businesses located both in Orleans County and in Niagara County. Further, rail access through Niagara County is necessary to continued rail access through Orleans County.

NOW, THEREFORE, THE COUNTY OF ORLEANS LEGISLATURE HEREBY RESOLVES AS FOLLOWS:

Section 1. The Legislature does hereby confirm the findings that were made in the County of Orleans Industrial Development Agency's Inducement Resolution and determines that the services provided by rail line remain critical to a number of industries located in Orleans County and that continued access through Niagara County is essential to those Orleans County industries not only to maintain the viability of the Falls Road Railroad Co., Inc. but for the economic well being of the industries that are served by rail line.

Section 2. The Legislature does hereby respectfully request the Niagara County Industrial Development Agency to work with the Falls Road Railroad Co., Inc. to restructure its PILOT to ensure the continued operation of the rail line.

Section 3. This resolution shall take effect immediately.

and be it

FURTHER RESOLVED, that the Clerk of the Legislature is directed to send certified copies of this adopted resolution to the Niagara County Legislature, the Niagara County Industrial Development Agency and the County of Orleans Industrial Development Agency.

Moved, Rush; second, Allport.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Johnson.

**RESOLUTION NO. 67-110**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2010 calendar year:

Tulio Ortega, MD, 2 Featherstone Court, Pittsford, NY 14534, providing services as Medical Director for 11 on-site hours per week at an hourly rate of \$128.59. County cost is \$4,753.

Virginia J. Duffy, Ph.D., N.P., 126 Ferguson Drive, Hilton, NY 14468, providing services as a Psychiatric Nurse Practitioner for 7 on-site hours per call in, for an estimated 14 hours per month at \$94.12 per hour. County cost is \$1,107.

Orleans County Attorney, 343 N. Main Street, Medina, NY 14103, providing attorney services as needed for matters requiring counsel at a cost of \$6,000. County cost is \$420.

William T. Lewek, MD, 27 Rowley Street, Rochester, NY 14607, providing services as a Staff Psychiatrist for 7 on-site hours per month at an hourly rate of \$127.33. County cost is \$749.

John G. Amos, Ph.D., 9 Woodrose Drive, Webster, NY 14580, providing services as a Consulting Psychologist for 17 on-site hours per week at an hourly rate of \$110.72. County cost is \$6,325.

Ann P. Burbank, NPP, 32 Park View Drive, Pittsford, NY 14534, providing services as a Psychiatric Nurse Practitioner for 8 on-site hours per week at an hourly rate of \$94.12. County cost is \$3,162.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 4:54 PM.

## LEGISLATURE MEETING

February 10, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Charles Kinsey, Director of Computer Services the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Orleans County Youth Board is calling for nominations for Youth Recognition Awards, Helen R. Brinsmaid Award and Eileen Heye Adult Volunteer Recognition Award. All nominations are due to the Youth Bureau by March 5<sup>th</sup>. The Orleans County 28<sup>th</sup> Annual Youth Recognition Banquet is scheduled for May 13, 2010. These nomination forms are available in the Legislature Office. The 2009 Annual Dog License Report has been received by Susan M. Heard, Orleans County Treasurer, and has been filed.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through December 2009 and has also attached January 2010. The December report ends pretty well considering the month of December, we made the full retirement payment. When you are looking at the January 2010 page, it looks good because in the real property taxes collected, the first thing in the chart does not include any town money this year. We didn't get our first money until February. If you compare it from one year to the next, it actually had to do with a foreclosure deadline of January 29<sup>th</sup>. February should look pretty good. Chairman Callard said that the cash balance is \$3,041,519 and when compared to 2009, it was \$2,131,259.

During open discussion: Allen Lofthouse, Kendall, stated that he was not here at the last meeting. At the meeting before, you had a public hearing and the salaries were raised, but there wasn't any way for the public to know the percent of increase because the old salaries were not published. Chairman Callard said that the increase was 2.5%. Mr. Lofthouse asked if the Legislature was looking for an increase this coming year within the county employees. Chairman Callard said no other than the normal contractual obligations with the unions. Mr. Nesbitt said we are to abide by the Taylor State Law, which requires us to live up to those contracts. Mr. Lofthouse said that the Legislature passed 42 resolutions including a public hearing and it was done in 30 minutes, but asked when do you discuss these resolutions.



Chairman Callard said in relation to the salaries, that was done by public law, and we announce that prior to the meeting and allow for public comment and waited to vote. On the resolutions, they are formulated primarily through our committee meetings that we have throughout the month. They are then reviewed by the Committees, CAO, and Chairman before final placement on the agenda. The agenda is given out in advance of the meetings. Legislator Allport said they receive the resolutions the Thursday or Friday before, which allows each Legislator to call the department head to find out what the resolution is about. Generally speaking, when the resolution is presented, there is a discussion period for any objections from the Legislature. Mr. Lofthouse asked if any of the public has an input and Mr. Nesbitt said the committee meetings are open to the public, and they are posted on the Orleans County website at [www.orleansny.com](http://www.orleansny.com).

Mr. Lofthouse asked if someone has an idea of the current contributions to the employee's pension plan and what the percent of increase is going to be at the end of this year. Mr. Nesbitt said that they budgeted for an approximate 64% increase from 2009 to the 2010 bill. The percentage of salary went from 7.4% to 11.5%. That was all presented as part of the budget package process and there were public hearings involved.

Legislator Bower spoke on the comments with regards to the resolutions. He is aware that people wonder about how resolutions are approved. Sometimes it is months prior to the resolution being placed on the agenda that they are on our desks. The committee has to approve that the resolutions go on the agenda before the other Legislators even see them based on what the departments have presented to us. We scrutinize as much as possible and there are questions back and forth. They are put on the agenda and are all submitted by Wednesday prior to the meeting at 5:00 p.m. At that time, all Legislators see them and if they have a question, they would call the Legislator that Chairs that particular committee. We are all involved in the resolutions. We can't possibly know everything that is going on in the county so we rely on the other Legislators to keep us informed.

Chairman Callard said what is interesting is some counties make one motion to pass all the resolutions in one vote where we do it one by one so that there can be discussion on each resolution individually. Legislator Rush also explained further on the process of resolutions being presented onto the agenda.

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Legislator Allport made everyone aware of the 40<sup>th</sup> anniversary for ARC. They are having an Open House celebration at Orleans Enterprise from 9 to 2 p.m. on February 23, 2010. Orleans Enterprise is the workshop for the clients of the ARC. Depending on their capabilities, they are either supervised one on one or in a group. They do projects for Ford Gum, Associated Brands, and Avon. They have so much work that they help out Genesee County Enterprise by passing work off to them to keep them busy because they are usually short on work. It is a very successful operation because of the staff. The Workshop has 105 workers. Legislator Allport also indicated that he will be heading to Albany for NYSARC and will bring back some information.

Legislator Rush met with Wayne Hale from Planning and Tourism and had five people bid on the fishing guides. They are going to order 20,000 from the lowest bidder for \$3,690. This way we would have some for the next year or two.

Legislator Johnson met with several police agencies on Friday, January 29, 2010 to discuss the suspicious fires in Orleans County. She was amazed at the amount of inter-county, regional, and state cooperation that pulled together and she asked our Emergency Management office to give me a list of the people who responded to the scene. On Clinton Street in Albion, Albion was the host Fire Department, Barre sent a pumper to the scene, Medina sent their FAST team, Fancher, Hulberton and Murray filled in at the Albion Fire Hall and then we had COVA and EMS standby. It was only an hour after that fire was out, the Murray fire started. She also reviewed all those who fought in the Murray fire including outside counties. She believes it was a Labrador dog that was also taken through the scene to smell accelerants and it was an amazing thing to watch. The dog is released and goes through the home and sits when it smells an accelerant that has been used. There is an unbelievable amount of work that goes into the investigation. The Sheriff's department is following up on leads right now. 95% of these people are volunteers.

Legislator Eick reported on the Supervisors/Legislator meeting they had in January and that it was well attended by 45 to 50 people. Gayle Ashbery is the new Chair and William Eick is the Vice Chairman. The next meeting is a training session put on by Emergency Management and starts at 5:30 p.m. Kast Farms won a Conversationalist Farmer of the Year Award at the Soil and Water meeting. Kludt Farms won a national award for corn production and came in third and fourth in the nation. They also won the state award for the highest corn yield in the state. This is a great

accomplishment in our area. The Elections office has moved to the old wing of the Nursing Home on Monday. They are in turmoil right now, but the rooms look fantastic. Buildings and Grounds did a great job and it is a well-deserved move.

Legislator Smith reminded everyone that this is Black History Month. Instead of having it 28 days, it would be recognized on an annual basis. He read a quote from Kareem Abdul Jabbar. He attended the NYSAC conference in Albany. He is on the board with Tom Santulli who is the President, and he thinks they are doing a marvelous job looking out for the interest of counties. Some of the things that they brought up is directly going to affect us especially dollars that are forthcoming.

Chairman Callard stated that they are honored to announce that Chuck Nesbitt, Chief Administrative Officer, has been appointed Chairman of the Taxation and Finance Committee through NYSAC. NYSAC standing committees serve an important role in helping NYSAC shape our policies and positions on Legislative issues. The Orleans County Legislature wishes to congratulate him on this appointment and looks forward to him working on issues that are not only important to Orleans County, but to New York State. He also serves as President of the NYS County Administrators and Managers Association, which is a NYSAC affiliated organization. It is very heartening coming from a small county that we have produced state-wide leaders, but I believe we have done so with the Treasurer, Legislative Clerk, and Legislator Smith serving on their respective Association Boards. He is honored to serve with them and thanked them for their service.

Chairman Callard said while they were at NYSAC, they received a check from NYMIR for \$14,162.50. This is a partial payback that we have been receiving from our original investment in the formation of NYMIR. There were either six or eight counties that originally began the formation of this group and it has really saved us a considerable amount of money. At the next meeting, we will be having the State of the County Message and will discuss where we are at as we begin 2010. The theme will be growth and development within the county. He encouraged the papers to make mention of this to the public.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried.

The following resolutions were then adopted:

**RESOLUTION NO. 68-210**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that the Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	677-858	\$264,340.35
Highway	566-576; 1485-1516	\$59,373.93
Nursing Home	33041-33047; 37418-37464	\$163,559.45
Job Development	4401-4414	\$10,870.01
Self Insurance	46023, 46027-46028; 46034; 46044	\$5,006.55

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 69-210**

**AUTHORIZING CREATING AND FILLING POSITIONS IN THE JOB DEVELOPMENT AGENCY**

RESOLVED, that this Legislature authorizes creating two (2) temporary part-time Keyboard Specialist positions in the Job Development Agency to cover vacations to be effective through December 31, 2010 at no county cost; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created vacant positions effective February 11, 2010.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 70-210**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
LAKE PLAINS MEDICAL**

RESOLVED, that this Legislature approves an agreement between the Sheriff's Office and Lake Plains Medical PLLC, 100 Ohio Street, Medina, NY, 14103, for nursing services at the Orleans County Jail at a cost of \$6,758 per month, effective January 1, 2010 through December 31, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 71-210**

**AUTHORIZING FILLING OF VACANCIES AT THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes the filling of the following vacant positions at the Villages of Orleans Health and Rehabilitation Center effective February 11, 2010:

Part-time Leisure Time Activities Aide position at The Villages at Grade 2 of the CSEA Salary Schedule.

Full-time RN Charge Nurse position, Grade 21 of the CSEA Salary Schedule.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 72-210**

**APPOINTING MEMBERS TO EMERGENCY MEDICAL SERVICES  
COUNCIL**

RESOLVED, that this Legislature appoints the following members to the Emergency Medical Services Council, all terms expiring December 31, 2010:

<u>AGENCY</u>	<u>NAME OF REPRESENTATIVE</u> (Alternate in parenthesis)
<u>VOTING MEMBERS:</u>	
Albion Fire Department	Lee Miesner
Barre Fire Department	Terry Bentley
Carlton Fire Department	LuAnn McMullen
Clarendon Fire Department	Don Mosier
East Shelby Fire Department	Michael Fuller
Fancher-Hulberton-Murray Fire Dept.	Debbie Fiorito
Holley Fire Department	James L. Weaver
Kendall Fire Department	Gary Crawford
Lyndonville Fire Department	Scott Buffin
Medina Fire Department	Mike Maak
Ridgeway Fire Department	Katie Tuohey
Shelby Fire Department	Lori Miller
Volunteer Ambulance – COVA	Harold “Guy” Scribner
Holley Volunteer Ambulance, Inc.	LeeAnne Dann
Orleans County Health Department	Paul Pettit
Admin/Deleg. Medina Memorial Health Care	Charlie Smith
Admin/Deleg. Lakeside Hospital	Angela M. Jones-Brett
Mutual Aid Coord. /Civil Def. Director	Paul W. Wagner
Orleans County Sheriff	Scott Hess
Orleans County Dispatch	Allen Turner
Red Cross (Orleans Co. DAT Coordinator)	Brent Ginty
Mercy Flight of WNY	Wade Schwab
<u>NON-VOTING MEMBERS:</u>	
Orleans Co. Bd. of Legislators (Public Safety Committee)	Lynne Johnson David Callard, Henry Smith
Orleans County Bar Association	Tonya Ettinger
Albion Police	Chief Dean London
Holley Police	Chief Bill Murphy
Medina Police	Chief Jose Avila
New York State Police	David Martek
Orleans County Dept. of Social Services	Thomas Kuryla
NYS Department of Health	James M. Mihalko
Orleans County Nursing Home	Jeffrey Glatz

Orchard Manor Nursing Home  
Medical Society / Physician

Thomas Morien  
M. Kasaraneni, M.D.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 73-210**

**APPROVING APPOINTMENTS TO FIRE ADVISORY BOARD**

RESOLVED, that this Legislature approves the appointments to a term on the Orleans County Fire Advisory Board; effective January 1 through December 31, 2010, as follows:

<u>NAME</u>	<u>REPRESENTATION</u>
Rocky Sidari	Albion Fire Department
Thomas Bentley	Barre Fire Department
Matt Olles	Carlton Fire Company
Robert Freida	Clarendon Fire Department
Allen Turner	East Shelby Fire Department
Peter Dunn	Fancher-Hulberton-Murray Fire Department
Frank Balys, Jr.	Holley Fire Department
Brad Youngjohn	Kendall Fire Department
Danny Woodward	Lyndonville Fire Department
Todd Zinkievich	Medina Fire Department
VACANT	Morton Fire Department
Francis Woodward	Ridgeway Fire Department
Jason Watts	Shelby Fire Department

and be it

FURTHER RESOLVED, that the following are approved as non-voting members of the Board:

<u>NAME</u>	<u>REPRESENTATION</u>
Paul W. Wagner	Orleans Co. Emergency Management
Francis Gaylord	Orleans #2 Deputy Coordinator
Martin Zwifka	Orleans #3 Deputy Coordinator
David Hydock	Orleans #4 Deputy Coordinator
David Clary	Orleans #5 Fire Investigator
Walter Batt	Orleans #6 Fire Investigator

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David Knapp	Orleans #7 Fire Investigator
Peter Stritzinger	Radio Systems Manager
David Callard	Legislature Chairman
Lynne Johnson	Legislator
Scott Hess	Sheriff
Jesse Babcock	Office of Fire Prevention & Control

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 74-210**

#### **APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND PATHSTONE CORPORATION**

RESOLVED, that this Legislature approves an agreement between the Mental Health Department and PathStone Corporation, 400 East Avenue, Rochester, NY 14607, providing entitlement specialist services for Albion Correctional Facility at a cost of \$65,123 for the 2010 calendar year at no County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 75-210**

#### **APPROVING LEASE AGREEMENT BETWEEN CLERK OF THE LEGISLATURE AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves an agreement between Orleans County Clerk of the Legislature and Toshiba Business Solutions, 150 Metro Park, Rochester, NY 14623, for a 63-month lease of a Toshiba e-Studio 355 copier/printer/fax system at a price of \$208.10 per month, and includes supplies and maintenance; and a trade-in of a Lanier 5635 copier, as budgeted for in 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 76-210**

APPROVING LEASE AGREEMENT BETWEEN COUNTY CLERK  
AND LINEAGE

RESOLVED, that this Legislature approves a lease agreement with Lineage, 150 Lawrence Bell Drive, Suite 100, Williamsville, NY 14221, for a 63 month lease on a postage meter to be used by the County Clerk's Office, Legislature Office, and Real Property Tax Assessment Office at a cost of \$92.32/month commencing on or about March 1, 2010 to May 31, 2015; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the County Clerk to enter into the appropriate agreement for the lease of the postage meter and equipment.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Mr. Nesbitt commented on resolution #77-210 that this is to maintain the Certified Home Health Agency operation until such time when we make the final transfer to Home Care of Rochester.

**RESOLUTION NO. 77-210**

AMENDING RESOLUTION NO. 441-1209 AUTHORIZING  
CREATING AND FILLING POSITION IN THE HEALTH  
DEPARTMENT

WHEREAS, Resolution No. 441-1209 created a full-time temporary Registered Nurse position in the Public Health Department, however no applications have been received; therefore be it

RESOLVED, that this Legislature amends Resolution No. 441-1209 to create a part-time Temporary Registered Nurse position in the Public Health Department at Grade 19 of the CSEA salary schedule in order to fill an immediate need for a Registered Nurse position; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant position effective February 11, 2010.

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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION 78-210**

**APPROVING EXTENSIONS ON AGREEMENTS BETWEEN THE ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS**

RESOLVED, that this Legislature approves the extension of each of the listed prior agreements, between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben Street, Albany, NY, extending the period of time that funds are available from April 1, 2010 until March 31, 2011:

Contract #T002560 – Voter Education and Poll Worker Training Program, funding amount of \$23,131.

Contract #T002618 – HHS Voting Access for Individuals with Disabilities Polling Place Access Improvement Grant, funding amount of \$5,556.

Contract #T002801 – HHS 2007-2008 Voting Access for Individuals with Disabilities Polling Place Access Improvement Grant, funding amount of \$1,415.

Contract #T002676 – NYS Voting Access of Individuals with Disabilities Polling Place Access Improvement Grant, funding amount of \$11,565.

Moved, Eick; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 79-210**

**APPROVING AGREEMENT BETWEEN COMPUTER SERVICES AND DELL FINANCIAL SERVICES**

RESOLVED, that this Legislature approves an agreement between Computer Services and Dell Financial Services, One Dell Way, RR8 Box 8747, Round Rock, TX 78682, to lease 50 computers effective March 1, 2010 through February 28, 2014 at an annual lease payment of \$6,678 with all equipment being returned after lease expiration.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 80-210**

RE-APPOINTING DIRECTOR OF THE ORLEANS COUNTY  
HEALTH DEPARTMENT

WHEREAS, the Orleans County Board of Health and the New York State Department of Health have reviewed and recommended Paul Pettit to be re-appointed as Public Health Director; be it

RESOLVED, that this Legislature does hereby re-appoint Paul Pettit as Director of the Orleans County Health Department, to be placed in Grade 11, Step 5 of the Management Compensation Plan; said appointment to be effective immediately.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 81-210**

AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF  
SOCIAL SERVICES

RESOLVED, that this Legislature authorizes the filling of a vacant Social Welfare Examiner position in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective February 11, 2010.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 82-210**

APPROVING INVOICE FOR BUILDINGS AND GROUNDS CAPITAL  
CONSTRUCTION PROJECT

RESOLVED, that this Legislature approves the following payment from the Buildings and Grounds Capital Construction Projects account 1620.470:

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<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$8,547	G.P. Land & Carpet Corp.	County Office Building Second Floor Hallway and Message Center

Moved, Smith; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to adjourn; second by Legislator Rush. Meeting adjourned at 5:12 PM.

**LEGISLATURE MEETING**  
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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, Legislator Smith introduced Rev. Vonda Fossett of the Albion United Methodist Church who led the invocation.

Chairman Callard presented the following "STATE OF THE COUNTY MESSAGE":

*Good afternoon and thank you for coming to today's meeting. The purpose of this State of the County Message is not to give a comprehensive review of the events of 2009, but rather, to discuss where we are and where we are going. This year has begun with Congress mired in political gridlock and accomplishing little and the state legislature seemingly unwilling to acknowledge its long term deficit projections which can only have negative ramifications upon all county governments.*

*Orleans County cannot be stymied, however, by factors that are beyond its control. Orleans County will actively pursue goals as well as respond positively to negative events should they occur.*

*The county enters the year with a stable tax rate and it appears that its overall operations have met the budget. The fund balance is stable. As a precautionary measure, given the uncertainty of the state budget, I have spoken to our county department heads and have expressed the need for conservative and cautious management of budgeted expenditures. Should the state reduce its aid to the county, then the loss of those revenues will have to be offset by a reduction in expenditures.*

*The legislature continues its effort to streamline the county delivery of services at reduced cost. The county is soon expecting the*

*results of an energy study that was conducted in cooperation with the New York State Energy Research and Development Authority. We are hopeful the findings will effectively reduce costs throughout all county buildings.*

*Each legislator will be asked to begin and/or continue the dialogue with town and village governments to develop economies of scale through shared services and to periodically report those efforts to the legislature. The highway departments already serve as one of the finest examples of inter-municipal cooperation in the county.*

*Today the legislature will authorize submitting a grant application on behalf of the county, towns, and villages to study options for the development of municipal water services infrastructure to support future countywide economic development and improved services to the public.*

*The county is continuing the jail renovation and will complete this project during the year. Thereafter, an on-going maintenance schedule will be implemented and monitored. To alleviate overcrowding, alternatives to incarceration are being developed. This initiative has already shown positive results and allows other counties to rent space in the jail. In the past, the Commission of Corrections has criticized the jail for overcrowded conditions and the need for renovations. The county will continue to work with the commission to ensure that minimum standards are not only maintained, but surpassed, hopefully eliminating the need for a new jail structure.*

*The county is working to improve its police, fire and ambulance services in the Emergency Management Office. Because of a federally mandated rebanding declaration, Orleans County was able to reach agreement with Sprint-Nextel for Sprint-Nextel to provide nearly \$4 million worth of end-user equipment, specifically, 1100+ new, high performance radios, throughout the county. This equipment upgrade has improved efficiency in law enforcement, fire protection, highway departments, and EMS. As a result, emergency and day-to-day operations have now been greatly enhanced.*

*We expect that on-going negotiations with Sprint-Nextel will result in Sprint-Nextel supplying equipment to update the public safety communication system infrastructure by converting the present, aging analog radio infrastructure with state of the art digital equipment at a cost of approximately \$1 million. This should be completed by late 2010, early 2011.*

*At the same time, the county will be studying the radio signal coverage across the county to determine how best to improve communications for end-users. Upgrades will be coordinated in conjunction with the radio infrastructure conversion.*

*To facilitate economic growth and development, I am calling upon the county to immediately begin a formalized process of short-term and long-term strategic planning. The county functions well in its financial decision making process and oversight of departmental workings, but is lacking in its economic comprehensive planning. At the same time, the legislature places too much reliance and responsibility on the Orleans Economic Development Agency for results. The legislature can no longer watch and hope for success. It will be integrally involved in the process, and both the legislature and the Economic Development Agency will be more aggressive in the pursuit of new and/or expanded business opportunities. We will mutually formulate clearly defined goals and define the process essential in realizing those goals. The plan will be explicit and communicated to the public. Strategic planning is the necessary first step in this new and invigorated approach with the end result to stimulate capital investment and create new job opportunities.*

*During 2009 there was \$4,050,000 new investment in the county with 102 new jobs created and 750 jobs retained with the Chase acquisition of Washington Mutual. Additionally, the EDA's Orleans Revolving Loan Fund lent \$250,000 to businesses creating 10 jobs and its Orleans Local Development Corporation lent \$77,000 creating 4 jobs. The total, then, was 116 new jobs during a very difficult year.*

*Four new projects have been identified for 2010 thus far, which, if completed, could provide \$36,500,000 in new county investment and the potential to create 107 new jobs. New job creation, however, must go significantly beyond that.*

*Orleans County business development must capitalize on its strengths. For instance - agriculture plays a large role in the county economy ranking second in vegetable production, fourth in fruit production and sixth in grain production in New York State. It is logical, then, to expand the base of agri-businesses. Western New York Energy's ethanol producing facility, as an example, has created a boon in agricultural development in the county, has given new life to an impoverished rail line, is now the largest purchaser of corn in New York*

*State, and enjoys a national reputation. Success stories such as this are catalysts for the creation of ancillary businesses.*

*Another niche in the county is its back office operations. Chase's multi-state operational financial services center and the rapidly growing Moss Codilis and CRFS, which conduct claims, recovery, and financial services, are major employers within the county and serve as excellent prototypes for attracting new businesses of similar interest.*

*Our county continues to be an area of interest to companies requiring availability of low cost power and abundant water resources. We are also fortunate to have a number of stalwart, knowledgeable manufacturers who look to us to assist them in their efforts to grow their businesses. Whether it is providing low cost loans, state incentives, bonding or dealing with issues relating to power, we will work tirelessly to support their success.*

*I am pleased to announce today that the New York Power Authority voted yesterday to award a low cost hydropower allocation to Continental Carbonic Products, Inc. This is a positive step forward as Carbonic continues its site selection due diligence process. Carbonic is evaluating a site in the Medina Business Park to build an east coast manufacturing/distribution center.*

*The legislature and the economic development agency will jointly collaborate on attracting another major retail outlet to the county offering new products and services to provide new and additional sales tax revenue, which in turn will abate county tax increases and fund further economic growth and development. A name motel chain to complement our vision for tourism continues to elude our best efforts but remains a priority that we will continue to pursue.*

*The Planning and Tourism Department will also be included in the upcoming short-term and long-term strategic planning, the findings of which will be communicated to the public. Tourism is a natural complement to the workings of the Economic Development Agency. Visitors spend money, jobs are sustained by visitors, and tourism generates tax dollars. It impacts the food and beverage service, the purchase of second homes, recreation, retail and service stations, lodging, and transportation in the county.*

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*During 2008 tourism spending in Orleans County was \$22,060,000 impacting 498 jobs. The numbers are astounding and yet only constitute 1% of the total tourism spending in the Greater Niagara Region, which consists of Erie, Niagara, Genesee, Wyoming, and Orleans Counties. Tourism has the potential to play a major role in the county economy.*

*Last year Planning and Tourism upgraded its outreach by converting to electronic media advertising and expanded its networking within the county. Representatives from the department also attended four out-of-state sports shows including one in the United Kingdom. It also joined the Shallow Draft Harbor Coalition - a multi-state group advocating for equitable and sustainable funding for the dredging of recreational harbors across the Great Lakes. The thrust of Planning and Tourism's efforts revolved around sports fishing. Initial goals for 2010 are similar in nature. With strategic planning, however, the scope and goals of the department will be greatly expanded in order to achieve a greater share of the market. The villages, at the same time, need to continue in their efforts to revitalize the downtowns, maximize occupancy, and have a diverse offering of shops and restaurants; and the towns need to develop potential tourist sites. Lastly, consideration needs to be given to all to develop our waterways across the county and establish green spaces.*

*As a first step in our expanding plan for tourism, we informed Congresswoman Louise Slaughter on February 16 of the need for improvements and replacement facilities at the Orleans County Marine Park in order to continue a safe and convenient public access to Lake Ontario. Weathering, relentless stream bank freeze/thaw cycles, and the effects of flowing river ice have taken a toll on the docking and accessory structures. We have requested assistance for the following: 1) replacement of the south wooden stairway with a metal structure from the park grounds to the boating and fishing docks, 2) replacement of the wooden decking on the 1100 foot long main dock, and 3) placement of a deflector to be located upstream to protect the facility from ice damage. The projected cost is \$250,000. I will be meeting with Congresswoman Slaughter's staff on March 4<sup>th</sup> to discuss this matter further.*

*The hope of America comes from the people and local government represents that hope. In this transitional year, we are going to begin anew. Together, we are going to grow professionally, we are going to be more goal oriented, we are going to raise our expectations, and we are*



*going to expect increased productivity. We may not reach all our goals, but we will never stop trying; and in the end we will succeed in making Orleans County a better place in which to live and work. There is much to do and we begin today.*

*I encourage the public to join in this effort in a positive and constructive manner. On May 20<sup>th</sup> we will meet in public forum at the Orleans County Fair Grounds Trolley Building at 7:00 PM to discuss our progress, receive public input, and answer questions.*

*Thank-you.*

The Clerk called the Roll and all Legislators were present. The Clerk presented the following communications: The Orleans County Planning Board will hold their meeting on February 25<sup>th</sup> at 7:00 p.m. in Conference Room C, County Administration Building. The Oak Orchard Watershed Protection Alliance will meet on March 1<sup>st</sup> at the Orleans County Soil and Water Conservation District Office. The Orleans County Soil and Water Conservation District Board of Directors meeting will be held on March 2<sup>nd</sup> at 12:00 p.m. in their District Office. The Town Board of the Town of Clarkson will hold a Public Hearing at their Town Hall on March 9<sup>th</sup> at 7 p.m. to consider adopting Local Law #1 of 2010 entitled “Wind Energy Facilities Law of the Town of Clarkson.”

The Treasurer did not have a report but stated that they are busy getting 2009 books closed.

During Open Discussion, Allen Lofthouse, Kendall, asked if an attempt has been made to post the resolutions online. Chairman Callard stated that the titles of the resolutions are posted. CAO Nesbitt explained that the full resolutions are provided today to the Legislature and the text of the resolutions are still being developed or finalized up until the final agenda is given out on meeting day.

Legislator Allport reported on attending the NYSARC meeting in Albany with Don Colquhoun. After this event and hearing about the Office of Medicaid Inspector General, he met with Mental Health, Public Health, and Nursing Home. He commended the Corporate Compliance Committee for a job well done and he believes that our County is sitting well because of their hard work and thanked them for that.

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Legislator Rush said that we have heard that New York State is closing some of their parks. Orleans County has a state launch at Point Breeze. He is hoping that our County can take that park over with no cost. Wayne Hale, Director of Planning and Tourism, added that it has been discussed and the businesses at Point Breeze are concerned of its closing. There could be some impacts of parking congestion, similar to back in the 1980's when parking occurred all the way back to the parkway bridge which concerns were voiced by some landowners at that time. There are over 7,000 launchings at that park every year. This park has quite a volume during the summer and fall months when the fishing is popular. We are going to meet soon with the Regional Parks Director because our first fishing derby is April 30<sup>th</sup>, and we need to take some quick action if we are going to pursue this.

Legislator Bower reported on a state inspection held at our Nursing Home two weeks ago. They inspected everything from food services to the building itself. Chairman Callard, Legislator Johnson, and he attended the exit interview with five people from the state and it lasted five minutes. Legislator Bower complimented the entire staff at the Nursing Home for him to experience one of the best exit interviews he has ever sat through. He wanted to personally thank them for all of their hard work.

Legislator Johnson shared good news for the taxpayers that the Senate passed a resolution yesterday that will prevent income tax refunds from being withheld.

Legislator Eick expressed that he was glad to hear that the Power Authority was moving along the right way with allocation of power.

Legislator Smith shared a quote from Booker T. Washington to celebrate Black History Month. A couple months ago, OTS started a program to try to enhance ridership in Orleans County. They purchased five new buses with bike racks and ran a contest to name the buses. The names are: Heather, Zachery, Makilie, Sammie, and Ethan and will officially be placed on the buses very soon. Legislator Smith distributed OTS shopping bags. Legislator Smith thanked Orleans County residents for their donations for Haiti relief.

Chairman Callard read a request from the Albion Strawberry Festival Committee to use the Courthouse square this year for June 11<sup>th</sup> and June 12<sup>th</sup> for their annual Strawberry Festival. The Legislature consented to this request.

Legislator Smith said that this Legislature wrote a letter to the Medina School District in 2008 requesting that they do not fill the Superintendent of Schools vacancy and to look at the possibility of sharing another Superintendent within our County. Legislator Smith asked the Legislature to consider writing a similar letter to the Albion School District to not replace their retiring Superintendent and to consider sharing one from another school district to help in our consolidation efforts. He hoped to get an answer by the next meeting if this letter will be written.

The following resolutions were then presented:

**RESOLUTION NO. 83-210**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	868-1024	\$295,319.48
Highway	No Claims	
Nursing Home	33052-33061; 37465-37501	\$151,936.92
Job Development	4418-4435	\$31,312.93
Self Insurance	46105, 46110, 46119, 46185-46188	\$63,328.70

Moved, Smith; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 84-210**

APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL  
HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following  
agreements for the Mental Health Department for the 2010 calendar year:

Coordinated Care Services, Inc., 1099 Jay Street, Rochester, NY 14611,  
providing specialized financial management services and preparation and  
submission of CFR reports at a cost of \$24,000. County cost is \$1,680.

Genesee/Orleans Council on Alcoholism and Substance Abuse Services,  
430 E. Main Street, Batavia, NY 14020, providing substance  
abuse/dependency and prevention services, as well as gambling  
treatment/prevention services at a cost of \$384,852. County cost is  
\$38,692.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 85-210**

AUTHORIZING FILLING OF VACANCIES IN THE MENTAL  
HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of the  
following vacancies in the Mental Health Department:

Keyboard Specialist (Position No. 4310.31) at Grade 7 of the CSEA  
Salary Schedule

Clinic Therapist (Position No. 4310.15) at Grade 22 of the CSEA Salary  
Schedule

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 86-210**

APPROVING AGREEMENT WITH ORLEANS COUNTY CORNELL  
COOPERATIVE EXTENSION

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$243,500 for the calendar year 2010, to Cornell Cooperative Extension, such payments to be made by the County in quarterly payments of \$60,875.

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Rush moved to oppose New York State legislation to amend Labor Law requiring collective bargaining, overtime, unemployment, and disability for farm employees; second by Legislator Allport. Legislator Eick stated that NYS Farm Bureau has been on top of this for months and in the first part of next week, this will be in the hearing stage in the New York State Senate Ag Committee. He expressed that it is a very serious problem. The following resolution was adopted:

**RESOLUTION NO. 87-210**

OPPOSING NEW YORK STATE LEGISLATURE BILL NUMBERS S.2247-B AND A.1867-A, ENTITLED, "AN ACT TO AMEND THE LABOR LAW, REQUIRING COLLECTIVE BARGAINING, OVERTIME, UNEMPLOYMENT, & DISABILITY FOR FARM EMPLOYEES"

WHEREAS, Orleans County enjoys a large and diverse farming community, ranking 2<sup>nd</sup> in vegetable production, 4<sup>th</sup> in fruit production, and 6<sup>th</sup> in grain production in New York State; and

WHEREAS, the farms in Orleans County span a wide range of sizes, production methods, and products are presently experiencing historically low prices for their products; and

WHEREAS, farmers can do little to influence the process that they receive for their farm products; and

WHEREAS, the business of farming is different than other businesses; crops must be harvested when the crop is ready, weeds must be eliminated before they overtake the crop, dairy cows must be milked daily, flocks of sheep all produce lambs in a short period, with weather

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factors complicating the work schedule. Particular seasons require more hours of work than others and is crucial to the success of any farm; and

WHEREAS, many farm workers become a part of the farm, working hard for long hours on certain days in order for the farm to successfully meet market, harvest and weather demands; and

WHEREAS, Senate Bill S.2247-B and Assembly Bill A.1867-A would subject local farmers to the mandatory payment of overtime to farm workers and other requirements that would place them in precarious financial positions that would put many farm jobs in jeopardy; therefore be it

RESOLVED, that the Orleans County Legislature urges the New York State Legislature to reject Bills S.2247-B and A.1867-A; and be it

FURTHER RESOLVED, that the Clerk of this Legislature be hereby directed to send a copy of this resolution to Governor David Paterson; Senator George Maziarz; New York Assembly Member Steve Hawley; the Speaker of New York State Assembly; the Majority Leader of the New York State Senate; and the New York State Association of Counties.

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

#### **RESOLUTION NO. 88-210**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request by Connie Ferris, RN; to attend the “National Immunization Conference” at Hyatt Regency Hotel, Atlanta, GA from April 19th – April 22nd. All costs will be covered by New York State Association of County Health Officials.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Johnson moved to create and fill Alternatives to Incarceration Coordinator position in the Sheriff’s Office and authorized to transfer

funds to make this position available; second by Legislator Smith. Legislator Johnson stated that at their Public Safety Committee meetings talk evolved about financial problems at all levels of government. It has been discussed as to how expensive it is to incarcerate people and the ways to reduce these costs has been a major focus. In order to reduce these costs to our taxpayers while still protecting Public Safety, we need to reduce our Jail population by running an efficient community based alternatives to incarceration. This resolution allows us to do this and coordinate pretrial release services, house arrest and community service. The following resolution was adopted:

**RESOLUTION NO. 89-210**

**AUTHORIZING CREATING AND FILLING OF POSITION IN THE SHERIFF'S OFFICE (ALTERNATIVES TO INCARCERATION) AND AUTHORIZING TREASURER TO TRANSFER FUNDS FROM CONTINGENT FUND**

WHEREAS, the Orleans County Jail has experienced increased inmate populations in recent years; and

WHEREAS, this Legislature and the Sheriff recognize the need for enhanced Alternatives to Incarceration programs to combat overcrowding and reduce taxpayer burdens; therefore be it

RESOLVED, that this Legislature authorizes the creation of an Alternatives to Incarceration Coordinator position within the Sheriff's Office and attached to the Probation Department at Grade 18 of the CSEA salary schedule, 35-hours per week, effective March 1, 2010; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the Sheriff's Office Budget as follows:

<u>From:</u>		
A1990.435	Contingent Fund	\$ 36,868.82
<u>To:</u>		
A3110.100	Personnel	\$ 27,100.00
A3110.810	State Retirement Plan	3,116.50
A3110.820	Medicare	392.95
A3110.830	Social Security	1,680.20
A3110.840	Worker's Compensation	325.00

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A3110.850	Unemployment	70.00
A3110.860	Health Insurance	4,034.17
A3110.880	Disability	150.00

and be it

FURTHER RESOLVED, that this Legislature authorizes the Sheriff to fill this newly created position.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 90-210**

AUTHORIZING CAMOIN ASSOCIATES TO SUBMIT APPLICATION ON BEHALF OF ORLEANS COUNTY AND ITS TOWNS AND VILLAGES FOR A GRANT TO STUDY MUNICIPAL WATER SERVICES INFRASTRUCTURE AND AUTHORIZING TREASURER TO TRANSFER FUNDS FROM CONTINGENT FUND

WHEREAS, this Legislature has the opportunity to submit a Local Government Efficiency grant application on behalf of Orleans County and its Towns and Villages to study options for development for municipal water services infrastructure to support future county-wide economic development and improved services to citizens; therefore be it

RESOLVED, that this Legislature authorizes Camoin Associates, P.O. Box 3367, Saratoga Springs, NY 12866, to submit a Local Government Efficiency grant application on behalf of Orleans County and its Towns and Villages for the amount of \$35,000 with a county match of \$3,888 making the total project \$38,888; and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to transfer funds into the Planning Department Budget to cover the county share of the application as follows:

<u>From:</u>		
A1990.435	Contingent Fund	\$1,000
<u>To:</u>		
A8020.418	Other Contractual Expenses	\$1,000



Moved, Rush; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 91-210**

**AUTHORIZING PER DIEM RATE INCREASE FOR SOIL AND  
WATER CONSERVATION DISTRICT BOARD MEETINGS**

WHEREAS, a motion was duly passed at the January 5, 2010 meeting of the Soil and Water Conservation District Board to request the Legislature to increase the rate of per diem to \$30 for performing services as Directors at a meeting; therefore be it

RESOLVED, that this Legislature does hereby authorize the per diem rate to be set at \$30 for attendance and performing services as Directors at a Soil and Water Conservation District Board meeting; such rate is paid out of the Soil and Water Conservation District budget.

Moved, Smith; second, Eick.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 92-210**

**RESOLUTION RECOGNIZING APPROPRIATE ACTION BY THE  
STATE ATTORNEY GENERAL FOR JOINING LAWSUIT TO  
PREVENT ASIAN CARP FROM ENTERING GREAT LAKES  
ECOSYSTEM AND URGING GOVERNOR PATERSON TO SEEK  
SEVERANCE OF ACCESS POINTS IN THE CHICAGO SANITARY  
AND SHIP CANAL, PERMITTING SPECIES MIGRATION AT WHITE  
HOUSE ASIAN CARP SUMMIT**

WHEREAS, the economies of New York State and Orleans County are heavily reliant upon Lake Ontario; and

WHEREAS, the economic impact of sport fishing on those counties bordering Lake Ontario, namely the Counties of Niagara, Orleans, Monroe, Wayne, Cayuga, Oswego, and Jefferson was \$54 million in 2007, per research by Cornell University's Department of Natural Resources; and

WHEREAS, canalways constructed by the Metropolitan Water Reclamation District of Greater Chicago, in the State of Illinois, have

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allowed the potential for migration of fish between the Mississippi River drainage basin and the Great Lakes drainage basin; and

WHEREAS, the Asian carp is not native to the Great Lakes system, but is currently present within the Mississippi River system, and is considered a nuisance invasive species; and

WHEREAS, Asian carp DNA has been detected in the Great Lakes ecosystem as of January 19, 2010; and

WHEREAS, the Asian carp can grow to be 100 pounds and can consume massive quantities of plankton, the base of the entire Great Lakes food chain; and

WHEREAS, in addition to the clear economic impact on sport fishing and agriculture, such removal of plankton can also have a detrimental impact on the availability of clean drinking water; and

WHEREAS, the Attorney General of the State of Michigan did file a lawsuit to compel the severing of access points between Lake Michigan and the Chicago Sanitary and Ship Canal, as well as portions of other waterways connecting the Great Lakes and Mississippi River ecosystems, which was subsequently joined by the Attorneys General of the States of Wisconsin, Minnesota, Ohio, Pennsylvania, Indiana, and the Province of Ontario; and

WHEREAS, the Honorable Andrew M. Cuomo, Attorney General of the State of New York, did file a brief with the United States Supreme Court supporting said lawsuit on January 4, 2010; and

WHEREAS, the United States Supreme Court did subsequently reject said lawsuit's request for a preliminary injunction on January 19, 2010, but allowed plaintiffs to file briefs to reopen the case, provided such briefs are submitted by February 19, 2010; and

WHEREAS, President Barack H. Obama has proposed a White House summit among Great Lakes states affected by the Asian carp matter; and

WHEREAS, the outcome of such lawsuit may have significant impact on the economy of the Great Lakes region, and therefore on the economy of the County of Orleans; now, therefore be it

RESOLVED, that the Legislature of the County of Orleans does hereby commend Attorney General Cuomo for his actions in supporting the State of Michigan's lawsuit; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby urge Attorney General Cuomo to file briefs to reopen the case, and should it prove the most effective strategy, to enjoin any lawsuit against the U.S. Army Corps of Engineers in the matter, seeking closure of connecting waterways; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon the entire Western New York delegation to the New York State Legislature, and those chairmen and ranking minority members of relevant committees in the New York State Senate and Assembly, to provide such support as shall be necessary to the Office of the Attorney General in pursuit of an outcome in this matter favorable to the interests of the State of New York and the County of Orleans, including disbursement of such public funds as shall be necessary to compel such outcome as is in the best interests of the State of New York and the County of Orleans; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby urge Governor David A. Paterson to attend any Great Lakes states summit arranged by President Obama and the White House, and to represent the position that New York only favors a resolution of this matter that includes the closure of those waterways connecting the Mississippi River and Great Lakes ecosystems, primarily but not exclusive to the Chicago Sanitary and Ship Canal; and be it

FURTHER RESOLVED, that the County of Orleans shall forward copies of this Resolution to Governor Paterson; Attorney General Cuomo; Senator George D. Maziarz; Senator Antoine D. Thompson; Senator Carl L. Marcellino; Member of the Assembly Stephen Hawley; Member of the Assembly Robert K. Sweeney; Member of the Assembly Teresa R. Sayward; Member of the Assembly Steve Englebright, and all others deemed necessary and proper.

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

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Resolutions 83-94*

Legislature Johnson withdrew a resolution for an agreement between the Sheriff's Office and New York State Unified Court System.

**RESOLUTION NO. 93-210**

**APPROVING PURCHASE FOR MICROSOFT OFFICE SOFTWARE**

RESOLVED, that this Legislature approves purchase from Hewlett Packard, C10GM, 10810 Farnam Drive, Omaha, NE 68154, for 50 copies of Microsoft Office Standard 2007 Software for 2010 Workstation Lease Program, authorized by Resolution No. 79-210, to be purchased from various departments as budgeted in line .222 in the amount of \$11,657.50.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 94-210**

**APPROVING INVOICE FOR COMPUTER SERVICES CAPITAL EQUIPMENT PROJECT**

RESOLVED, that this Legislature approves an invoice for Linstar, Inc, 430 Lawrence Bell Drive, Suite 1, Buffalo, NY 14221, for the upgrade to the door control system, includes installation and annual service agreement, at the County Office Building in the amount of \$11,839.43, under state contract no. NYS OGS PT63106, to be paid from A1680.270 – Capital Equipment.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Smith moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:13 PM.

**LEGISLATURE MEETING**

March 10, 2010

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Chairman Callard called the meeting to order at 4:35 PM. After the pledge to the flag and invocation led by Pastor Tim Lindsay of the Harvest Christian Fellowship of Albion, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The 12<sup>th</sup> Annual GO Art! Reach & Ripple Grant Awards Ceremony will be held on March 12<sup>th</sup> from 6 to 8 p.m. at GO Art! Seymour Place. InterCounty Association of Western New York will be holding their meeting at the Phelps Hotel in Ontario County on March 19th. Farmer to Neighbor Night 2010, Celebrating 100 Years of Agricultural Education, will be held on March 20<sup>th</sup> at White Birch Golf Course.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through February 2010. She indicated that one town did not send their tax money in a timely matter. She is still closing the books and hoping to have some numbers for her Finance Committee next week.

Chairman Callard opened the floor for discussion and there was no public comment.

Legislator Johnson stated that she represents Yates and Ridgeway and there has been a lot of talk in the Journal Register and Daily News regarding the Village of Medina consolidation and the dissolution of the Village of Medina court. Lyndonville and Barker were awarded their grant for consolidation of school study.

Legislator Eick encouraged all Legislators to attend the Farmer to Neighbor Night. He mentioned that the labor issue that was discussed in the State Legislature a week ago Monday lasted for seven hours instead of four hours.

Legislator Smith met with the Albion Supervisor, Judy Koehler and Gaines Supervisor, Bill Lattin to bring Bill up to speed since he is the new supervisor on board. They discussed a lot about consolidation. They were in agreement to work together to look at some issues in areas where they might be able to consolidate.

Legislator Bower met with Roy Salmon today with respect to a contract for fishing on his property for the next five years. It looks like things are going forward and hopefully, in the next few weeks; we will have that in place.

Legislator Rush reported on the Marine Park and that four of us: Wayne Hale, Chuck Nesbitt, Don Allport, and he went to Letchworth and they came out of there with the idea that it is not going to be a problem for us to take it over. The state does not know if they are going to run it themselves

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or not. We will know when the State does their budget. They have agreed to give us a permit to operate the Marina. Chairman Callard stated that it is official, they verbally agreed.

Legislator Allport stated that he will be attending the GO Arts! awards ceremony this Friday in Batavia and he wanted to thank the Clerk of the Legislature for the certificates and will present these to the Orleans County winners.

Chairman Callard said that Wayne Hale, Director of Tourism and Chuck Nesbitt, CAO, and myself visited with Christopher Zeltmann, Director of Economic Planning for Congresswoman Louise Slaughter and we officially requested assistance for replacement of the South Wooden Stairway with the metal structure from the park grounds to the boating and fishing docks, replacement of the wooden decking of the 1100' long main dock at the Marina, and placement of a deflector to be located upstream to protect the facility from ice damage. The delegation went on with Don Allport to Letchworth to speak on the State Marine Park. Today, they met to have initial discussion on short and long term strategic planning as it relates to the EDA and Tourism. They reached a basic agreement that they would do a retail study that ties tourism and EDA together and that would be done in the short term and a long term industrial study. They also had discussions on possibly having a public forum for tourism to explain what our efforts have been inside and outside the county to get input from the public on what else we might be doing. He also thought it was interesting since we talked about Agriculture and the large role it plays in the economy here in Orleans County that we rank 2<sup>nd</sup> in vegetable production, 4<sup>th</sup> in fruit production, and 6<sup>th</sup> in grain in New York State. He understands now, that we rank 10<sup>th</sup> in U.S. in another production. He asked the Legislature and the audience excluding Legislator Eick and Rush, whom he has already given the answer to, what product that is. Chairman Callard said the answer is string beans/snap beans that we rank 10<sup>th</sup> in the nation.

The following resolutions were then adopted:

**RESOLUTION NO. 95-310**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710

of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1034-1233	\$478,899.82
Highway	578-585; 1518-1557	\$95,756.34
Nursing Home	33062-33069; 37503-37590	\$250,230.21
Job Development	4440-4457	\$19,773.22
Self Insurance	46282	\$96.33

Moved, Allport; second, Bower  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 96-310**

#### **AUTHORIZING ABOLISHING CREATING AND FILLING OF POSITIONS IN THE MOTOR VEHICLE DEPARTMENT**

WHEREAS, it is important to service the public's needs in the Department of Motor Vehicles in these challenging economic times; and

WHEREAS, a forthcoming retirement of a Motor Vehicle Application Examiner effective March 16, 2010 will create a challenge to servicing the public's needs in the Department of Motor Vehicles; therefore be it

RESOLVED, that this Legislature authorizes the abolishing of a full-time Motor Vehicle Application Examiner position in the Department of Motor Vehicles, effective March 16, 2010; and be it

RESOLVED, that this Legislature authorizes the creating of two part-time Motor Vehicle Application Examiner positions in the Department of Motor Vehicles, effective March 16, 2010; and be it

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*Resolutions 95-107*

RESOLVED, that this Legislature authorizes the filling of the two vacant part-time Motor Vehicle Application Examiner positions in the Motor Vehicle Office at Grade 9 of the CSEA Salary Schedule, effective March 16, 2010.

Moved, Allport; second Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 97-310**

OPPOSITION TO THE IDA TAX IMPOSED ON ALL LOCAL INDUSTRIAL DEVELOPMENT AGENCIES BY NEW YORK STATE AS A MEANS TO HELP CLOSE THE STATE'S BUDGET DEFICIT

WHEREAS, local Industrial Development Agencies (IDAs) serve as the primary vehicle for the implementation of economic development programs in counties and local communities across New York State; and

WHEREAS, the primary mission of local IDAs is the creation and retention of jobs for New York's residents, through innovative, locally-driven and developed programs to make counties and local communities better places in which to invest, grow productive business enterprises and create better business atmospheres to generate new economic activity, job creation and tax revenue producers; and

WHEREAS, the 2009-2010 State budget contained a maximum statewide "cost recovery" tax of \$5 million to "reimburse to New York State and allocable share of state governmental costs attributable to the provisions of services to industrial development agencies"; and

WHEREAS, the State Department of Taxation and Finance has sent tax bills to every IDA in the state, for amounts corresponding to 4.7% of the gross revenue received by an IDA in the 2008 calendar year, payable by March 31, 2010; and

WHEREAS, the tax bills received by local IDAs were received long after local IDAs' budgets were developed and implemented, without the inclusion of this new unanticipated tax in their adopted budgets; and

WHEREAS, the revenue received by IDAs subject to this tax includes payments in lieu of taxes collected for local governments and



school districts, state and federal grants and local taxpayer funded appropriations; and

WHEREAS, imposing a state gross receipts tax on revenues from 2008 that include tax generated resources from the state and federal government is redundant, punitive and will lead to these resources and those appropriated by counties for local job creation to be used instead to help bail out the State during its time of financial crisis; now, therefore be it

RESOLVED, that this Legislature strongly opposes the imposition of the new tax on the gross revenues of local Industrial Development Agencies as a means to help eliminate the state budget deficit; and be it

FURTHER RESOLVED, that this Legislature calls upon the Governor and the State Legislature to repeal this onerous tax on the primary economic development organizations of New York's counties and other local government; a tax which will take local resources that could better be used to create jobs in our communities in this time of economic crisis; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor David A. Paterson, the New York State Legislature and all others deemed necessary and proper.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

A resolution Authorizing filling vacancy in the Villages of Orleans Health and Rehabilitation Center was withdrawn by Legislator Bower.

#### **RESOLUTION NO. 98-310**

#### **AUTHORIZING USE OF THE COURTHOUSE GROUNDS FOR STRAWBERRY FESTIVAL**

WHEREAS, the Albion Strawberry Festival Committee under the authority of the Village of Albion and a number of civic groups are planning a Strawberry Festival in the Village of Albion; and

WHEREAS, the County supports the Albion Strawberry Festival Committee for their efforts regarding said festival; now, therefore be it

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RESOLVED, that the Albion Strawberry Festival Committee is hereby authorized to use the Courthouse grounds and parking lot, on June 11 and June 12, 2010, subject to the submission of written plans for such use and submission of a Certificate of Insurance, for the approval of the Superintendent of the Buildings and Grounds Department and the Chief Administrative Officer.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 99-310**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the calendar year:

EFP Rotenberg, LLP, 180 Canal View Blvd., Suite 100, Rochester, NY 14623, to provide 2009 Consolidated Fiscal Report compliance review/audit from January 1, 2010 to December 31, 2010 at a cost of \$6,150. County cost is \$430.

Genesee/Orleans Council on Alcoholism and Substance Abuse Services, 430 E. Main Street, Batavia, NY 14020, providing chemical dependency services for inmates at the Orleans County Jail at a cost of \$10,000. County cost is \$10,000.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 100-310**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY SHERIFF AND ONTARIO COUNTY SHERIFF**

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff and the Ontario County Sheriff, 74 Ontario Street, Canandaigua, NY 14424, for the housing of Orleans County inmates in the Ontario County Jail at a cost of \$85 per prisoner/per day, effective January 1, 2010 through December 31, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 101-310**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND NEW YORK STATE DEPARTMENT OF HEALTH**

RESOLVED, that this Legislature approves an agreement between the Health Department and New York State Department of Health, Bureau of Immunization, Room 649, Corning Tower ESP, Albany, NY 12237-0627, to provide additional funding for the Immunization grant, through the American Recovery and Reinvestment Act. Contract period: October 1, 2010 through March 31, 2011. County cost is \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 102-310**

**APPROVING VARIOUS AGREEMENTS WITH THE DEPARTMENT  
OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Department of Social Services and the following agencies:

Medical Answering Services, Syracuse, NY, for the provision of scheduling non-emergency Medicaid transportation; to be effective January 1, 2010 through December 31, 2010 at a cost not to exceed \$34,800. County cost is \$0.

Orleans County Health Department, Albion, NY, for the provision of nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective April 1, 2010 through March 31, 2011 at rates established by the NYS Department of Health. County cost is \$0.

LabCorp Corporation, Burlington, NC, for the provision of blood testing to determine paternity for the Child Support Unit; to be effective April 1, 2010 through March 31, 2013 at a cost not to exceed \$6,000. County cost is \$1,500.

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Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 103-310**

**APPROVING INVOICE FOR COURTHOUSE RENOVATION PROJECT**

RESOLVED, that this Legislature approves the following payment for the Court House Renovation Account H1160.2:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$52,475	Suburban Electric	Court House Emergency Back Up Generator

Balance of 15% upon final completion of project.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 104-310**

**AUTHORIZING SETTING UP NEW MONEY IN THE CONFIDENTIAL INVESTIGATIONS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Confidential Investigations (Major Felony Crime Task Force) budget as a result of an insurance recovery claim, as follows:

<u>Revenue:</u>		
A2680	Insurance Recoveries	\$4,122.33
<u>Appropriation:</u>		
A3189.446	Repairs to Automotive Equip.	\$4,122.33

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 105-310**

**AUTHORIZING SETTING UP NEW MONEY IN THE OFFICE FOR THE AGING BUDGET FROM THE LIFELINE TRUST**

RESOLVED, that the County Treasurer is authorized to set up new money in the Office for the Aging budget for the renovation of the additional office space for Lifeline, as follows:

<u>Revenue:</u>		
Lifeline Trust Account		\$6,500
 <u>Appropriation:</u>		
A6772.405	Building Projects	\$6,500

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 106-310**

**AUTHORIZING SETTING UP NEW MONEY IN THE OFFICE FOR THE AGING BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Office for the Aging budget, as follows:

<u>Revenue:</u>		
A3772	Programs for Aging (State) *	\$6,000
A1972	Programs for Aging – OFA fees/Local **	\$10,000
 <u>Appropriation:</u>		
A6772.405	Building Projects *	\$6,000
A6772.486	Special Grant/Events **	\$10,000

\* For the renovation of additional office space  
\*\* 35<sup>th</sup> Office for the Aging Anniversary Celebration/“Senior Ball”

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 107-310**

**AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY  
MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase Digital Cameras and ancillary equipment for use by investigative units within Orleans County, at a cost of \$8,953, to be paid from 3640.486 Grant (FY2007 SHSP) in accordance with said Fiscal Year 2007 State Homeland Security Grant work plan.

Moved, Johnson; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to adjourn; second by Legislator Eick. Meeting adjourned at 4:57 p.m.

**LEGISLATURE MEETING**

March 24, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Rev. W. Moss, Chaplan of the Orleans County Jail and Associate Pastor at the Memorial A.M. Zion Church in Rochester; the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Orleans County Planning Board will be holding their monthly meeting on March 25<sup>th</sup> at 7 p.m. in Conference Room C at the County Administration Building. The ARC of Orleans County is requesting use of space on the Courthouse lawn to display a banner from March 25<sup>th</sup> – April 11<sup>th</sup> to celebrate their 8<sup>th</sup> Annual Signature Series which will be held on April 23<sup>rd</sup> at Hickory Ridge Golf and Country Club in Holley. The Albion Central School District is requesting use of space on the Courthouse lawn to display a banner from April 6<sup>th</sup> – 14<sup>th</sup> to promote their free parenting program to the community on April 14<sup>th</sup> at 7 p.m. at the High School LGI called “Connecting with our Kids” with Dr. Russell Quaglia. The Organizational Committee and Concert Series Coordinator of the Eastman at Albion Courthouse Square Concert Series are requesting use of space on the Courthouse lawn to display a banner as soon as possible through the close of the June 13<sup>th</sup> concert. They are aware that the Strawberry Festival is prior to the June 13<sup>th</sup> concert therefore, are willing to remove the banner if necessary. The

Orleans County Chapter of ABATE is busy planning this year's Motorcycle Safety and Awareness Rally for Sunday, May 2<sup>nd</sup>. They are requesting permission to use the County Courthouse steps and access to an electric outlet for their rally on May 2<sup>nd</sup> from noon to 3:00 p.m. Genesee/Finger Lakes Regional Planning Council presents the Spring 2010 Regional Local Government Workshop at the Burgundy Basin Inn, Pittsford, NY on May 14<sup>th</sup>. Genesee-Orleans Regional Arts Council has forwarded their March Arts Awareness Month brochure which outlines numerous arts and cultural programs and events taking place this month throughout Genesee and Orleans Counties. They are also announcing William Shakespeare's Birthday and National Poetry Month in April by hosting Joan Murray at the Elsewhere Cafe on April 23<sup>rd</sup> at 11 a.m. where she will read from her work and talk about how poets do their work in the 21<sup>st</sup> century.

The Legislators approved all the use of space requests for the Courthouse lawn/steps as presented by the Clerk through the communications.

Legislator Eick and Legislator Rush presented a Proclamation to the Albion FFA, celebrating 100 Years of Agricultural Education in the Albion Central School District. The Albion FFA was also recently recognized at the Farmer to Neighbor Night. Adam Krenning, FFA Advisor and Ag Teacher; and Paige Levandowski and Stacia Southcott, FFA members were present to receive the proclamation on behalf of Albion Central School Agricultural Education students. Mr. Krenning indicated that they have over 70 students involved in their FFA Chapter and over 200 students taking Agriculture Education classes. Legislator Rush indicated that when he was in FFA, there were no female members. Mr. Krenning added that currently the majority of the Ag students are females.

During Open Discussion, Allen Lofthouse, from Kendall, asked if the Board could expand on the creation of new positions for the Health Department and for the Highway Department. Mr. Nesbitt explained that the Registered Nurse position is related to the Certified Home Health Agency. We are creating one new position and filling a vacancy in order to maintain capacity until we transfer ownership of our Certified Home Health Agency. Currently, we are spending a lot of money on overtime so the purpose of creating another temporary position is to alleviate and reduce overtime on these services we need to provide until we turn that operation over to Home Care of Rochester. This is a cost saving measure. Mr. Nesbitt further explained the creation of a temporary MEO in the

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Highway Department. He noted that the County has an agreement with the Towns by which we operate a piece of equipment that was purchased by Orleans County Soil and Water to do roadside mowing for drainage purposes, as well as safety. The Towns pay us to supply the operator while Soil and Water supplies the equipment. This position is created every summer. Chairman Callard stated that both these positions are short term in nature.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried.

Legislator Smith stated that he attended the Farmer to Neighbor Night and congratulated Tom Rivers for writing his book based on his last summers farming experiences.

Legislator Eick announced that at the Farmer to Neighbor Night, the Farm Bureau presented an award called "Friends of Agriculture" award given every year to either an individual or a business who has contributed greatly to our County. This year, Western New York Energy was given this award because they are one of the main corn distributors in producing ethanol. Also, the Neal Family was given an award from Cooperative Extension for the many contributions they provide to the 4-H Fair operations. Chairman Callard asked how many gallons of Ethanol is produced in a day? Legislator Eick stated that they produce 150,000 gallons per day, using 50,000 bushels of corn a day. Seventy-five percent of the corn is coming in from Western New York. This is greater than what they originally planned. They had planned that thirty percent would be local corn and the rest would be from the Midwest. Also, it was planned to use more of the railroad, but most of it is coming in and going out on truck. Legislator Rush asked if any corn is coming in on rail? Legislator Eick said no. If they could get a good price, then they would transport in by rail. Most of the ethanol is being distributed locally going to Rochester, Buffalom and Indian Reservations. Chairman Callard asked if the original plan called for more of it being exported out of the area. Legislator Eick said there is a big demand for it. He said they have four or five customers that come in to pick up the ethanol, and many waiting in the wings should one of those customers drop out.

Legislator Johnson distributed a handout pertaining to the renovations to the jail. She stated that when she became elected, there was an issue of building a brand new jail breathing down our necks. What we chose as a Legislative body to do was not to place a forty-five million dollar burden



on our taxpayers, but to repair our current Jail. Back in November of 2008, the Commission of Corrections closed seventeen beds and since have all been re-opened. Buildings and Grounds, the Jail Superintendent, and the Sheriff have all paid attention to the Legislators desire to repair what we have. Chairman Callard asked for a punch list of what has been repaired and what is left to be done. We have chosen to send Buildings and Grounds in on every Friday to spend the day on repairs until they are complete. Even though the Commission of Corrections has re-opened all the beds, they have cautioned us on quite a few areas that were not up to their likings. These are left in the incomplete stage. The Jail Advisory Committee meetings have been held off because we are ahead of the game and no longer getting the frequent visits from the Commission of Corrections. Legislator Johnson is pleased to provide this report on behalf of the many departments that has made this happen. Chairman Callard added that it is the goal of the Jail Committee and the Legislature to complete all projects this year. A quarterly report will be requested to see what progress is being made and will continue monitoring until all the items have been repaired. Chairman Callard stated that we will then be on a regular maintenance schedule as we move forward and that the committee should be commended on the work that has been done.

Legislator Bower reported on attending InterCounty Association of Western New York meeting. All seventeen counties have the same concerns as to what the State will do to us and how it will affect our budgets. “We will always need to be cognizant of the fact that they may hurt us badly and we should be in a position to react,” stated Legislator Bower.

Legislator Rush reported on the Marine Park on the west side of Oak Orchard River. The take over of this park will depend on the status of the State budget. It looks positive that the State will continue operating it, but if they don’t we are in line to take park operations over.

Legislator Allport reported on his tour of the Jail and that the repairs look good. Legislator Rush stated that he is glad to hear that they are keeping up on the painting. Legislator Johnson said that the painting is being kept up by the inmates.

The following resolutions were then adopted:

**RESOLUTION NO. 108-310**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1243-1406	\$374,920.13
Highway	No Claims	
Nursing Home	33074-33079	\$31,583.46
Job Development	4458-4473	\$17,534.12
Self Insurance	46283-46284, 46286; 46359-46360	\$4,072.94

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 109-310**

**APPROVING THE 2010 YOUTH BUREAU RESOURCE ALLOCATION PLAN**

WHEREAS, the Orleans County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board, Youth Bureau and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2010, which includes the allocation of resources to municipalities and community

based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation; and

WHEREAS, guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Orleans County Youth Bureau and the Committee on Economic Assistance and Opportunity does recommend approval at this time; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman to execute such documents as are deemed necessary to effect the 2010 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Johnson.

#### **RESOLUTION NO. 110-310**

#### **APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2010 calendar year:

The Arc of Orleans County, 122 Caroline Street, Albion, NY 14411, providing respite bed services at a cost of \$5,000. County cost is \$0.

The Arc of Orleans County, 122 Caroline Street, Albion, NY 14411, providing supportive employment services at a cost of \$79,709. County cost is \$0.

The Arc of Orleans County, 122 Caroline Street, Albion, NY 14411, providing services to the Orleans County MRDD population at a cost of \$224,118. County cost is \$39,831.

Susan Tillman, 14192 Roosevelt Highway, Waterport, NY 14571, providing assessment and treatment services at the Orleans County Jail from March 24, 2010 to December 31, 2010 at a cost of \$7,872. County cost is \$7,872.

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Moved, Bower; second, Rush.  
Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Allport.

**RESOLUTION NO. 111-310**

**APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Kathleen Smith, East County House Road, Albion, NY 14411, to provide removal services for rabies specimens. Contract reimbursement through New York State Rabies contract. Contract period January 1, 2010 through December 31, 2014. No County cost.

Oak Orchard Community Health, 300 West Avenue, Brockport, NY 14420, to provide Migrant Health Services through the New York State Department of Health Migrant contract. Contract to provide Translation services and a liaison between the Orleans County Health Department and the Migrant population. Contract amount \$24,900. Contract period January 1, 2010 through March 31, 2013. Contract amount covered in full by the New York State Department of Health Migrant Grant. No County cost.

Rochester Hearing and Speech Center, 1000 Elmwood Avenue, Suite 400, Rochester, NY 14620, to provide Related Services (Speech) through the 3-5 program to the eligible children of Orleans County. Contract period March 1, 2010 through February 28, 2011. Rates set by NYS Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Office for the Aging, 14016 Rt. 31 West, Albion, NY 14411, to provide Accident Training and Safety Programming for the eligible senior residents over the age of sixty (60) in Orleans County. Contract period January 1, 2010 through December 31, 2012. Cost not to exceed \$10,000. Reimbursement from State Aid; Injury and Accident prevention. No County cost.

Clark Patterson & Associates, 205 N. Clinton, Suite 500, Rochester, NY 14604, to provide Engineering and Consulting services to the Orleans County Health Department for the purpose of land development, utility

installations, water and sewage review, and other Engineer related duties. Contract period January 1, 2010 through December 31, 2014. Reimbursement from New York State Department of Health. No County cost.

Marilyn Hall, 12677 Platten Road, Waterport, NY 14571, to provide Physical Therapy Services to the eligible residents of Orleans County through the Home Health Agency. Contract period March 1, 2010 through the close of the Agency. Reimbursement from Medicare, Medicaid, and third party insurances.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to create and fill a position in the Health Department which is needed to provide services to the people in our County until our Certified Home Care Agency is sold; second by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 112-310**

**AUTHORIZING CREATING AND FILLING POSITION IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the creation of a part-time Registered Nurse position in the Public Health Department at Grade 19 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant position effective March 25, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 113-310**

**AUTHORIZING FILLING VACANCY IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Registered Nurse position (4010.09) in the Public

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Health Department at Grade 19 of the CSEA Salary Schedule effective March 25, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION 114-310**

**AUTHORIZING CREATING AND FILLING A TEMPORARY POSITION IN THE HIGHWAY DEPARTMENT**

RESOLVED, that this Legislature authorizes creating one (1) full-time temporary Motor Equipment Operator position in the Highway Department at grade H2 of the CSEA Salary Schedule for the mowing season of June 1, 2010 through October 31, 2010; to be paid from D5110.100; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created, vacant position.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 115-310**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO PURCHASE CARDIO EQUIPMENT FROM THE HEALTHY COMMUNITIES CAPACITY BUILDING INITIATIVE FUNDING**

WHEREAS, obesity is a major risk factor for many chronic diseases and has reached epidemic proportions in New York and Orleans County; and

WHEREAS, the percentage of obese adults in New York have more than doubled from 10 percent in 1997 to 25 percent in 2008 and nationally, obesity among children and adolescents has tripled over the past decade; and

WHEREAS, based on the Healthy Heart Worksite grant the County has had for the past five years through MMHCS Community Partners, the goal for both that grant and the Healthy Communities

Capacity Building grant is to make environmental changes based on sustainability to combat obesity and increase wellness; and

WHEREAS, purchasing cardio equipment for an employee wellness/fitness center would work towards improving the health and wellness of County employees; therefore be it

RESOLVED, that this Legislature authorizes the Orleans County Health Department to purchase exercise equipment through the Healthy Communities Capacity Building Initiative to develop an EAP Wellness Center to encourage and promote wellness activities for County employees. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 116-310**

**AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY DEPARTMENT BUDGET FROM FUEL FARM RESERVE**

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway Department Budget for the security cameras for the Fuel Farm and OTS vehicles, which is being funded through the County and Orleans Transit System, as follows:

<u>Revenue:</u>		
Fuel Farm Reserve		\$12,608
<u>Appropriation:</u>		
DM5140.251	Fuel Farm – Safety Equipment	\$12,608

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 117-310**

**AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY DEPARTMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway Department Budget for the security cameras for the

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Fuel Farm and OTS vehicles, which is being funded through the County and Orleans Transit System, as follows:

Revenue:  
DM2770            Miscellaneous Revenues (OTS)            \$4,000

Appropriation:  
DM5140.251      Fuel Farm – Safety Equipment            \$4,000

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to fill a position in the Department of Social Services as a result of a recent retirement announcement; second by Legislator Rush. The following resolution was adopted:

**RESOLUTION NO. 118-310**

**AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Social Welfare Examiner position in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective May 3, 2010.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 119-310**

**DESIGNATING DEPOSITORIES AND AMOUNTS ALLOWED**

RESOLVED, that pursuant to Section 212 of the County Law, the following institutions be, and hereby are, designated as depositories of all monies received by the County Treasurer; and be it

FURTHER RESOLVED, that the maximum amount which may be on deposit at any time in each depository shall not exceed the amount listed below:

HSBC	\$15,000,000
Bank of America	\$10,000,000



M & T Bank	\$ 5,000,000
JPMorgan Chase	\$ 5,000,000
Bank of Castile	\$ 5,000,000
Citizens Bank	\$10,000,000
First Niagara	\$ 5,000,000

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to expend grant funds to purchase replacement coax cable and fittings for the 800 MHz Antenna. The existing lines have been in place since 1991 and the recommendation for replacement is every five to seven years. There is no county cost because the funds are available through Homeland Security grant money. Legislator Smith seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 120-310**

**AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY  
MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase coax cable and fittings for the 800 MHz Antenna System on the radio tower at EMO at a cost of \$9,991.86 from Tessco, Inc.; and be it

FURTHER RESOLVED, that this Legislature approves the transfer of funds within the Emergency Management Budget to cover said purchase as follows:

<u>From:</u>		
A3640.486	Grants (SHSP FY07)	\$9,991.86
<u>To:</u>		
A3640.250	Other Equipment	\$9,991.86

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 121-310**

AUTHORIZING AGREEMENT EXTENSION WITH HAROFF AUCTION AND REALTY, INC. AND ABSOLUTE AUCTIONS AND REALTY, INC.

WHEREAS, Resolution No. 100-309 approved extending the agreement with Haroff Auction and Realty, Inc. and Absolute Auctions and Realty, Inc. for professional auction and licensed real estate broker services for the County In Rem Auction; therefore be it

RESOLVED, that this Legislature approves an agreement extension for their professional services rendered through December 31, 2010 for the County In Rem Auction to be held on May 12, 2010 with no contract changes.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 122-310**

SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES

NOTWITHSTANDING ANY RESOLUTION HERETOFORE ADOPTED, BE IT

RESOLVED, that the following terms of auction for County-owned property for the auction to be held Wednesday, May 12, 2010 at 11:00 am at the Albion American Legion Post, 131 South Main Street, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION  
ORLEANS COUNTY TAX PROPERTY AUCTION  
ALBION AMERICAN LEGION POST  
ALBION, NEW YORK  
May 12, 2010  
11:00 AM

This is the sale at public auction of various parcels of real property, which have been conveyed in the County of Orleans by final judgment under the so-called In Rem Tax Foreclosure Proceedings. This sale is ordered by various resolutions of the Orleans County Legislature and is in accordance

with the appropriate provisions of the Real Property Tax Law. This sale and sale of each and every parcel herein is upon the following terms:

TERMS AND CONDITIONS  
OF THE  
ORLEANS COUNTY AUCTION OF TAX FORECLOSED PROPERTY

1. Orleans County acquired title to these properties in accordance with Article 11 of the Real Property Tax Law of the State of New York, and all known rights of redemption under said provisions of law have been extinguished by the tax sale proceedings; and/or as a result of forfeiture.
2. For purposes of these Terms and Conditions, parcel shall be defined as a section, block and lot number.
3. All real property, including any buildings thereon, is sold "AS IS" and without any representation or warranty whatsoever as to the condition or title, and subject to: (a) any state of facts an accurate survey or personal inspection of the premises would disclose: (b) applicable zoning/land use/building regulations; (c) water assessments are the responsibility of the purchaser, whether they are received or not; (d) the levied 2010 Town and County tax bill including any relieved taxes, 2009/2010 village taxes, 2009/2010 school tax, any village or town water and sewer rents and assessments, in addition to any other applicable charges (including, but not limited to, omitted and pro rata taxes, demolition charges, interest and penalties); and (e) for purposes of taxation, the purchaser shall be deemed to be the owner prior to the next applicable taxable status date after the public auction.
4. The purchaser shall be solely responsible for the payment of: the levied 2010 Town and County tax bill including any relieved taxes; any Village taxes levied after May 31, 2010, the 2010/2011 school taxes, the 2011 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.
5. All purchasers are advised to personally inspect the premises and to examine title to the premises prior to the date of the auction. Upon delivery of the quitclaim deed by the County of Orleans to the successful purchaser, any and all claims with respect to title to the premises are merged in the deed and do not survive.
6. No personal property is included in the sale of any of the parcels owned by Orleans County, unless the former owner or occupant has abandoned same. The disposition of any personal property

- located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.
7. All informational tools, such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record cards, etc., are for identification purposes only and are neither a guarantee nor a warranty as to location, dimensions, parcel use and/or size, or anything else. THE COUNTY, THE AUCTIONEER, AND THE AUCTION SERVICE MAKE NO WARRANTY EXPRESSED OR IMPLIED IN CONNECTION WITH THIS SALE.
  8. The County of Orleans reserves the right, in its sole discretion, to withdraw from the auction any of the properties listed on the schedule of real property.
  9. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and sold subject to the provisions of law applicable thereto.
  10. All bidders are required to register and provide suitable personal identification prior to the auction. Auctioneer reserves the right to decline registration if identification is not sufficient.
  11. All bidders are required to use the bidder number issued to them for all purposes associated with the auction. A bidder may not bid on behalf of a party who is on the prohibited bidder list.
  12. Bidder acknowledges receipt of the pamphlet entitled "Protecting Your Family From Lead in Your Home." Bidder also acknowledges that he/she has had the opportunity to conduct a risk assessment or inspection of the premises for the presence of lead-based paint, lead-based paint hazards, mold, asbestos, or any other hazardous substances.
  13. The former owner of the property, or his agent, shall not be deemed to be the successful bidder on the property or purchase same at the public auction, unless the bid amount exceeds the amount of the purchase price to affect the release of County's interest. If the former owner or his agent reacquires the property, all liens existing prior to the foreclosure, will be reinstated and the purchaser (former owner) must sign the deed to reinstate the liens.
  14. Purchaser shall provide information necessary to complete, and shall execute, the necessary forms and documents required for recording the deed in the Orleans County Clerk's Office. The purchaser executing the auction terms and conditions of sale may not assign or otherwise transfer his right to complete the bid,

- unless the County agrees in writing. The deed prepared will be in the name of the successful bidder (and spouse) only. No third party bidding will be accepted, unless the bidder identifies that he is bidding as an agent for a disclosed principal.
15. The auctioneer's decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the proceeding bid.
  16. The Purchaser will execute an Offer to Purchase form immediately upon being declared the high bidder. The approval of each bid by Resolution of the County Legislature *will not constitute a Contract of Sale* and the County reserves the right to reject any bid prior to the closing of title and the recording of the deed.
  17. The Purchaser shall be responsible for the payment of an eleven percent (11%) buyer's premium should buyer be paying by credit card or a ten percent (10%) buyer's premium should the buyer be paying by cash or by bank check in addition to the accepted purchase price and the closing fees/costs. The "buyer's premium" is the fee/commission earned by the auctioneer. An additional one and one half percent (1.5%) of the purchase price will be added to each parcel for advertising expenses. Accepted purchase price is the amount bid by a perspective bidder, which has been approved by the Orleans County Legislature.
  18. All required deposits must be paid in full for all successful bids immediately upon being declared the successful bidder. Any successful bidder, who fails to tender the deposit immediately upon being declared the successful bidder, will be forbidden to participate in this or any other auction. Any parcels which the County did not receive deposits for, as per these terms and conditions, will be considered to be defaulted, and resold and the bidder will be disqualified from further bidding.
  19. 25% of the total contract price (total contract price is the combination of the high bid and the buyer's premium, as defined in section 17 of these terms and conditions), shall be paid as a down payment on the day of the auction upon execution of an Offer to Purchase Form. Total contract prices selling for \$250.00 or less must be paid in full at auction, including all closing costs which consist of the following will be paid with the down payment on the day of the auction for each parcel: (a) New York State Transfer Tax [\$4.00 for the first \$1,000; \$2.00 for each \$500 thereafter of the purchase/bid price]; (b) Filing Fee for the Real Property Transfer Report [\$125.00 if the parcels classification code is 100-199, 200-299 or 411-C; \$250.00 for all parcels otherwise

classified]; (c) Filing Fee for combined Gains Transfer Tax Affidavit [\$5.00]; (d) all fees required by the Orleans County Clerk for recording of the deed [\$50.00 to record a one page deed; \$5.00 for each additional page] *Closing costs may be subjected to an increase in fees as required by law, without notice.* All deposits must be made in cash or guaranteed funds payable to the “Orleans County Treasurer” and drawn on banks insured by the Federal Deposit Insurance Corporation (FDIC). No exceptions.

20. All bids shall be subject to approval by the Orleans County Legislature, which shall have the right, in the Legislature’s sole discretion, to reject any bid for any reason whatsoever.
21. All parcels for which you are the successful bidder for must be paid in full. No selective closings subsequent to the auction. Failure to remit full payment on all parcels for which you are the successful bidder will result in a default of all deposits tendered, and you will not be permitted to close on any other parcels for which you are the successful bidder.
22. The entire balance of the accepted purchase price, the buyer’s premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to received by the Orleans County Treasurer’s Office on or before June 30, 2010. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on June 30, 2010, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.
24. All sales shall be final, absolute and without recourse, once title has closed and the deed has been recorded. In no event, shall Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, success or assigns, against Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. arising from this sale.

25. The County of Orleans will execute no warranties concerning the parcel or title thereto and will not deliver or be responsible for abstracts, title insurance, title searches, surveys, maps or other documents concerning a parcel whatsoever.
26. Conveyance shall be by quitclaim deed only, containing a description of the property as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the accepted purchase price, buyer's premium, and closing fees/costs. POSSESSION OF PROPERTY IS FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE ORLEANS COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED. It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording the deed.
27. A quitclaim deed issued as a result of the auction shall contain the following provisions: (a) "Nothing contained in any description herein is intended to convey more than the assessed owner owned at the time of the levy of the tax, the non-payment of which resulted in the tax sale. There is no representation as to the extent of the acreage conveyed herein;" (b) Orleans County shall in no event be or become liable for any defect in the title so conveyed for any cause whatsoever, or for any encroachments or disputed boundaries; and that no claim or demand of any nature shall ever be made against said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
28. Evictions, if necessary, are solely the responsibility of the successful purchaser after closing and recording of the deed.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 123-310**

**AUTHORIZING TREASURER TO SET UP FUNDS FROM RESERVE  
ACCOUNT TO CENTRAL REPAIR ACCOUNT**

WHEREAS, funds in the amount of \$14,364.34 from the 2009 Central Repair Account have been reverted to the County's Reserve Account; and

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WHEREAS, said funds must be segregated and carried forward to meet state auditing requirements; be it

RESOLVED, that the County Treasurer is hereby authorized to set up funds from the reserve account in the amount of \$7,811.41 to Central Repair Account A1615.443 – Central Repairs to Office Equipment, and \$6,552.93 to Account A1615.453 – Central Repair Telephone and Communications.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to replace an antenna on the Village of Holley water tank because in February we had a complete failure putting our communications and our security at risk. This is a total replacement and is budgeted in the Emergency Management Budget. Legislator Smith seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 124-310**

**AUTHORIZING REPLACEMENT OF BI-DIRECTIONAL ANTENNA ON THE HOLLEY WATER TANK**

RESOLVED, this Legislature authorizes the replacement of the 800 MHz Bidirectional Antenna (BDA) located on the Village of Holley water tank; said replacement of custom BDA design and accessories from Hutton Communications, Inc. in the amount of \$18,030.01 and removal/installation, parts and labor from Flower City Communications in the amount of \$9,480 be paid from A3640.453 - Communication Equipment Repair.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 125-310**

**APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NEW YORK STATE UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves the five-year agreement between the Sheriff's Department and the New York State Unified Court System to reimburse the county for security personnel in the



courthouse effective April 1, 2009 through March 31, 2014, Contract no. C200438; and be it

FURTHER RESOLVED, that this Legislature approves the initial contract in the amount of \$279,000, an increase of \$56,109, effective April 1, 2009 through March 31, 2010. No County cost.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 126-310**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes abolishing one (1) part-time Health Facility Worker position (6030.700), Grade 2, and two (2) part-time Licensed Practical Nurses, positions (6030.163 & 6030.147) at the Villages of Orleans Health and Rehabilitation Center effective March 24, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of one (1) part-time Certified Nursing Assistant (CNA) position at Grade 4 of the CSEA Salary Schedule, and one (1) full-time Licensed Practical Nurse (LPN) position at Grade 12 of the CSEA Salary Schedule at the Villages of Orleans Health and Rehabilitation Center effective March 24, 2010; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of these newly created vacant positions effective March 25, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve the County Animal Control Officer to attend out-of-state training in Niagara Falls. This training will open the door for new software usage at our facility; second by Legislator Smith. Chairman Callard said that now our Animal Control Officer is tracking animals manually. The following resolution was adopted:

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**RESOLUTION NO. 127-310**

**AUTHORIZING OUT OF STATE TRAVEL FOR ANIMAL CONTROL OFFICER**

RESOLVED, that this Legislature approves the Out-of-State travel request by Kathy Smith, Orleans County Animal Control Officer to attend the Pet Point Seminar in Niagara Falls, Canada from April 11, 2010 through April 12, 2010. County cost is \$60.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 128-310**

**AUTHORIZING EXTENSION WITH NYS HOUSING TRUST FUND CORPORATION FOR THE SECTION 8 HOUSING ASSISTANCE PROGRAM**

WHEREAS, Resolution No. 150-409 authorized the fully revised contract with the New York State Housing Trust Fund Corporation for the Section 8 Housing Assistance Program; therefore be it

RESOLVED, that this Legislature authorizes the Housing Choice Voucher Contract Extension Agreement through the New York State Housing Trust Fund Corporation, commencing January 1, 2010 with no contract changes, and shall continue until such time that this contract extension is replaced with a revised contract or not later than December 31, 2011.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 129-310**

**APPROVING AGREEMENT WITH THE VILLAGES OF ALBION AND HOLLEY FOR ANIMAL CONTROL SERVICES**

RESOLVED, that this Legislature approves agreements with the Villages of Albion and Holley to assist in the provision of Animal Control Services and to maintain a shelter for seized dogs and such named Villages shall pay a housing and retention fee to the County in the amount

of \$5 per day for dogs and \$3 per day for cats as seized by the respective Village Animal Control Personnel effective through December 31, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 130-310**

APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND COMMUNITY ACTION OF ORLEANS & GENESEE, INC.

RESOLVED, that this Legislature approves an agreement between the Office for the Aging and Community Action of Orleans & Genesee, Inc. to provide Transportation Services to Orleans County senior citizens for the 2010 calendar year at a total cost not to exceed \$32,300. County cost is \$5,352.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 131-310**

APPROVING LEASE AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND TOSHIBA BUSINESS SOLUTIONS

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and Toshiba Business Solutions, 150 Metro Park, Rochester, NY 14623, for a 63-month lease of a Toshiba e-Studio 555 black and white digital system, with 18,000 images at a price of \$405 per month, which includes supplies and maintenance, and \$25 Re-Rite software payment which the software will be owned by the Villages of Orleans after lease is complete.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 132-310**

APPROVING AGREEMENT WITH VARIOUS TOWNS FOR ANIMAL CONTROL SERVICES

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RESOLVED, that this Legislature approves agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Murray, Ridgeway, Shelby, and Yates for the provision of Animal Control Services for maintenance of a shelter for seized dogs; the County to retain all impoundment fees and other monies collected in carrying out the provisions of this agreement; and the Towns agree to pay a portion of collected license fees for these services as so described in the agreements. Agreement will expire December 31, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

### RESOLUTION NO. 133-310

AMENDING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NEW YORK STATE DEPARTMENT OF HEALTH

RESOLVED, that this Legislature amends an agreement approved by Resolution No. 159-509, with the New York State Department of Health, Center for Environmental Health, Division of Environmental Protection, Bureau of Public Water Supply Protection, Flanagan Square, 547 River Street, Troy, NY 12180-2216, which provided \$93,041 to the Orleans County Health Department for the Public Water Supply Program. Contract period April 1, 2009 through March 31, 2010. **NEW REDUCED CONTRACT AMOUNT of \$81,411.** All other terms remain the same. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:09 p.m.

### LEGISLATURE MEETING

April 14, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Pastor Harriger of the Community Fellowship Church, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower.

The Clerk presented the following communications: Inter County Association of Western New York will hold their monthly meeting on April 16<sup>th</sup> at the Watkins Glen International Raceway in Schuyler County. National Crime Victims' Rights week Candle Light Vigil will be held on April 23<sup>rd</sup> at 7:00 p.m. at the Orleans County Courthouse. Genesee Community College Albion Campus Center will be hosting a 20<sup>th</sup> Anniversary Celebration and Open House on April 29<sup>th</sup> from 5:00 p.m. to 6:30 p.m. This celebration will coincide with the Albion Campus Student Art Show Reception. A brief celebration ceremony will begin at 6:00 p.m. The 28<sup>th</sup> Annual Youth Recognition Banquet is scheduled for 6:00 p.m. May 13<sup>th</sup>, 2010 at Trolley Building, Orleans County 4-H Fairgrounds. Essex County Board of Supervisors forwarded a resolution calling on the Governor of the State of New York to Enforce the Collection of Sales Taxes on Tobacco Sold on Indian Lands. The Town of Clarkson has submitted a copy of their proposed Local Law 2 of 2010 entitled "A Local Law to Allow for Temporary Signs for the Sale or Lease of Real Property in the Town of Clarkson." The Fire and EMS Training Recognition Brunch will be held on May 8<sup>th</sup> at the Fancher Hulberton Murray Fire Hall at 9:30 a.m.

Legislators Smith and Johnson presented a proclamation to Dale Graff and Sandra Hilfiker from ABATE of Orleans County to proclaim May as Motorcycle Awareness and Safety month in Orleans County. Mr. Graff thanked the Legislature for continuing to support motorcycle safety and awareness in Orleans County, and it is greatly appreciated by their ABATE group. He asked if a Legislator would present this proclamation at their May 2<sup>nd</sup> Rally at the Courthouse Square.

Legislators Johnson and Smith presented a proclamation to Terrissa Drennan, Orleans County Crime Victims' Coordinator, and Chris White, Orleans County Probation and Planning Committee for the Candle Light Vigil, to proclaim the week of April 18<sup>th</sup> through April 24<sup>th</sup> as National Crime Victims' Rights Week in Orleans County. Mrs. Drennan requested that the Proclamation be presented at their Candle Light Vigil on Friday, April 23<sup>rd</sup> on the Courthouse steps.

Legislators Eick and Rush presented a Special Recognition Award to Dan Schuth, Judy Bennett, Lynn Metcalf, Michael Paduchak, and Ed Morgan all representing Orleans County Soil and Water Conservation District and the Board of Directors. The Orleans County Legislature recognized them for their tireless effort to work with Orleans County farmers to install 87 miles of drainage tile in 2009 and helping 11 farms to construct chemical

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mixing facilities to protect Orleans County ground water from spilled pesticides; and further congratulated them for their distinctive honor of receiving a 2009 “Partner Appreciation Award” from the Federal Government. Dan Schuth, District Manager, stated that on behalf of the Board of Directors and staff he wished to thank the Legislature for this recognition. He said some may say it is their job and they are doing it but it is more than a job, it is a partnership that has existed in this county since 1945. In that time, the County has come to rely on the Soil and Water as their local environmental staff and farmer assistance team in field project. Dan added that at the end of the day the county staff does not drive to their homes in Rochester or Batavia, so that makes them builds strength in our relationship and pride in what they do because they all live in Orleans County.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through March of 2010. Cash balance is the best we have seen in the last five or six years. It shows that the State and Federal Government has paid some outstanding claims. The books have been closed for 2009 and ended with a modest increase to the fund balance. The annual update document will be completed within the next few weeks. A loan was made to the Nursing Home and it still looks good. Legislator Johnson asked if the state reimbursements are coming in slower. Treasurer Heard indicated that they seemed to shut us off April 1<sup>st</sup> but did get a check today and will trickle in. Legislator Johnson asked if they owe us. Treasurer Heard said they always owe us, especially for DSS.

Chairman Callard opened the floor to the public for comment. Paul Russin, of Holley, announced that a Tea Party will be held tomorrow, April 22<sup>nd</sup> from 2:00 p.m. until 5:00 p.m. at the Courthouse Square and he welcomed anyone to join them or invited anyone to come speak.

Susan Paul, from Waterport, raised a complaint about a dog issue with her neighbor. She was referred to Kathy Smith, Orleans County Animal Control Officer, who referred her to the Town of Carlton Zoning Officer who would then refer her back to Kathy Smith. Mrs. Paul has taken her neighbor to court. The Judge advised her neighbor that she could only have four dogs. It appears that this has not helped her dog issue with the neighbor because she still has a lot of dogs that continue to bark at all hours. The Town of Carlton Attorney has told her to document every event that occurs and take her back to court. She is now out of a substantial amount of money for fighting this battle for neighbor’s revenge. She has also had a lot of property damage. She contacted the

Sheriff's Office who was very helpful to provide papers for her to sign for neighbor's arrest. She was awarded a restraining order which has been violated. This has caused great strain on her health. Legislator Johnson stated that she will address it at her next Public Safety Committee meeting. Chairman Callard asked what she would like this Legislature to do. Mrs. Paul stated she does not want to become a victim again because she was told one thing and the opposite was done. Chairman Callard said we will look into this and get back to her.

Legislator Allport reminded everyone of the upcoming ARC Signature Series and welcomed everyone to attend.

Legislator Rush reported on attending the Regional Fish and Wildlife Board meeting. He brought home statistics on the amount of deer taken in our towns and throughout the county should anyone wish to review.

Legislator Johnson, in the absence of Legislator Bower, wanted to recognize Public Health Director Paul Pettit who received the "Balto Award" for doing such a fine job during the H1N1 pandemic and on behalf of Orleans County would also recognize the Health Department for an outstanding job they did during the H1N1 virus scare. She indicated that notice was received from James Graziano, Mental Health Director, that our Continuing Day Treatment Program received a Certificate of Distinction for its participation in the statewide Wellness Self Management Program. On her Public Safety Committee, they are still following up on the repairs to the jail. She handed out an updated punch list and will continue to update these weekly on CAO Nesbitt's weekly report.

Legislator Eick reported on attending a meeting, along with Legislator Johnson, with the Towns of Ridgeway, Shelby, and the Village of Medina looking at consolidation efforts. He indicated that it will be a long and dedicated procedure. Chairman Callard asked when the study will be completed. Legislator Johnson stated that the first meeting is going to consist of volunteers from the public that will be commissioned to these boards. Each entity will put forward a board of eight people to do the study. Chairman Callard asked if this will run into 2011. Legislator Eick said it could go beyond this time. Legislator Allport indicated Mayor Tabela stated that it would have to be completed by this November for the grant. Legislator Eick said this is what this committee is for.

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Legislator Eick moved to add two resolutions to the agenda; second by Legislator Rush. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 134-410**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1431-1683	\$588,890.35
Highway	586-598; 1559-1599	\$130,798.89
Nursing Home	33084-33096; 37591-37658	\$252,756.52
Job Development	4479-4504	\$24,418.88
Self Insurance	46362-46364; 46424-46425; 46436; 46516	\$120,718.45

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to approve agreements with Hillside Children's Center and indicated that the Director of Mental Health negotiated a 10% savings in one of the agreements and both are renewals; seconded by Legislator Allport. The following resolution was adopted:



**RESOLUTION NO. 135-410**

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH  
DEPARTMENT AND HILLSIDE CHILDREN'S CENTER

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2010 calendar year:

Hillside Children's Center, Inc., 1183 Monroe Avenue, Rochester, NY 14620, providing a program of family resiliency as a community support service for individuals with mental and emotional problems who are living in the community at a cost of \$79,990. County cost is \$0.

Hillside Children's Center, Inc., 1183 Monroe Avenue, Rochester, NY 14620, providing customized services to children with mental and emotional problems who are living in the community via the use of ICM wraparound funds at a cost of \$36,000. County cost is \$0.

Moved, Johnson; second, Allport  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to approve an agreement for the Health Department which involved American Recovery and Reinvestment Act funding for the Early Intervention Program which Chairman Callard noted that it is a new funding stream; seconded by Legislator Allport. Legislator Rush questioned if we are sure we are going to be receiving this money. Director Pettit said we will be getting the money and we will set up the new money in the next resolution. The following resolution was adopted:

**RESOLUTION NO. 136-410**

APPROVING AGREEMENT BETWEEN THE HEALTH  
DEPARTMENT AND NEW YORK STATE DEPARTMENT OF  
HEALTH

RESOLVED, that this Legislature approves an agreement between the Health Department and New York State Department of Health, Division of Family Health, ESP Corning Tower, Room 878, Albany, NY 12237, to accept funding from the American Recovery and Reinvestment Act for Early Intervention Administration that will offset administrative expenses at the local level of the Early Intervention Program (EIP) through the purchase of such equipment and supplies needed for the New

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York Early Intervention System (NYEIS) that help support the range of administrative and management activities of the Early Intervention Program. Contract period: October 1, 2009 through September 30, 2011 for contract amount \$29,673.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 137-410**

**AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC HEALTH BUDGET AND AUTHORIZING PURCHASE**

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department budget as a result of funding received from American Recovery and Reinvestment Act for Early Intervention Administration as follows:

Revenue:

A4451	Early Administration	\$29,673
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Appropriation:

A4010.100	Personal Services	\$1,000
A4010.210	Office Furniture	\$987
A4010.220	Office Equipment	\$24,686
A4010.411	Office Supplies	\$2,500
A4010.463	Travel – other than mileage	\$500

and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Orleans County Public Health Department to purchase a Disk to Disk Tape Library, (2) Laptop computers, and a Toshiba copier/printer/fax machine all under New York State Contract pricing at an estimated cost of \$24,686 as budgeted in the Early Administration ARRA grant. No County cost.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 138-410**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND FAVORITE HEALTHCARE STAFFING, INC.

RESOLVED, that this Legislature approves the agreement between The Villages of Orleans Health and Rehabilitation Center and Favorite Healthcare Staffing, Inc. for agency nurse services on an as needed basis for the period April 14, 2010 to April 13, 2011; and be it

FURTHER RESOLVED, the RN, LPN, and CNA cost schedule is:

	RN	LPN	CNA
Weekday	\$45.95	\$39.95	\$22.95
Weekend	\$48.95	\$42.95	\$25.95

Holiday and Overtime hours over forty hours per week will be billed at time and a half. Designated holidays are New Years Eve, New Years Day, Easter Sunday, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving Eve (11-7), Thanksgiving Day (7-3, 3-11), Christmas Eve (3-11, 11-7), and Christmas Day.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 139-410**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND MEDICAL STAFFING NETWORK, INC.

RESOLVED, that this Legislature approves the agreement between The Villages of Orleans Health and Rehabilitation Center and Medical Staffing Network, Inc. for agency nurse services on an as needed basis for the period April 14, 2010 to April 13, 2011; and be it

FURTHER RESOLVED, the RN, LPN, and CNA cost schedule is:

	RN	LPN	CNA
Weekday	\$47.00	\$35.00	\$21.50
Weekend	\$50.00	\$35.00	\$21.50

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Holiday and Overtime hours over forty hours per week will be billed at time and a half. Designated holidays are New Years Eve, New Years Day, Easter Sunday, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving Eve (11-7), Thanksgiving Day (7-3, 3-11), Christmas Eve (3-11, 11-7) and Christmas Day.

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 140-410**

#### **RE-AFFIRMING APPOINTMENTS TO THE ORLEANS COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

WHEREAS, certain individuals were heretofore appointed by this Legislature as members of the Orleans County Industrial Development Agency to specified terms as set forth in the resolutions of appointment; and

WHEREAS, subdivision 2 of section 856 of the General Municipal Law provides that members of an industrial agency shall serve at the pleasure of the appointing authority; and

WHEREAS, this Legislature is desirous of resolving any ambiguity with respect to the terms of the certain named individuals by reaffirming their respective appointments to serve at the pleasure of this Legislature; now, therefore be it

RESOLVED, that this Legislature hereby reaffirms the appointments of the following named individuals as members of the Orleans County Industrial Development Agency who shall serve at the pleasure of the Orleans County Legislature pursuant to the provisions of section 856 of the General Municipal Law of the State of New York: Kenneth DeRoller, Merle L. Draper, Paul Hendel, David Lewis, and John Misiti; and be it

FURTHER RESOLVED, that it shall be a policy of this Legislature to periodically review the appointments to the Orleans County Industrial Development Agency no less frequently than bi-annually upon the commencement of a new term of the Orleans County Legislature.

Moved, Rush; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 141-410**

APPROVING APPOINTMENT TO THE MENTAL HEALTH  
SUBCOMMITTEE

RESOLVED, that this Legislature approves the appointment of Michelle McCoy to the Mental Health Subcommittee to fill the unexpired term vacated by Natalie Reuben, term ending May 30, 2013.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 142-410**

APPROVING AGREEMENTS WITH THE DEPARTMENT OF  
SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Department of Social Services and the following agencies:

ARC of Orleans County, Albion, NY, for the provision of the Consumer Directed Personal Care Assistance Program; to be effective May 1, 2010 through April 30, 2011 at rates established by the NYS Department of Health. County cost is \$0.

Children's Home of Wyoming Conference, Binghamton, NY, for the provision of residential foster care services; to be effective May 1, 2010 through April 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Gustavus Adolphus C&FS, Jamestown, NY, for the provision of residential foster care services; to be effective May 1, 2010 through April 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

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Med Rev Recoveries, Syracuse, NY, for the provision of collection services on resources owed to DSS; to be effective April 1, 2010 through March 31, 2011. Fee is 30% of recovered funds with no upfront costs.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 143-410**

SUPPORTING ASSEMBLY BILL A-9919 – ALLOWING COUNTY CLERKS TO RETAIN FEES COLLECTED FOR MOTOR VEHICLE SERVICES THROUGH MOTOR VEHICLE WEBSITE OR PROCESSING CENTER

WHEREAS, the New York State Vehicle and Traffic Law places the responsibility of operating Department of Motor Vehicle offices to 51 Counties across New York State through their respective County Clerk; and

WHEREAS, acting as an “agent” of the New York State Department of Motor Vehicles, our county taxpayers bear the cost of running local Department of Motor Vehicle operations; and

WHEREAS, our current share of certain transaction fees is 12.7%, available only if a customer appears in person; and

WHEREAS, numerous transactions we are required to perform are time consuming, labor intensive and New York State does not allow the County any fee; and

WHEREAS, we are often competing with the New York State Department of Motor Vehicles for limited business in order to sustain our operations; and

WHEREAS, the Commissioner of Motor Vehicles has advised the New York State Association of County Clerks that 35 online transactions are currently available for customers via the NYS DMV website [www.nysdmv.state.ny.us](http://www.nysdmv.state.ny.us) and more online transactions can be expected in the near future leaving the County with even fewer revenue sharing opportunities; now, therefore be it

RESOLVED, the Orleans County Legislature supports Assembly Bill A-9919, allowing County Clerks who operate DMV offices to retain a share of fees collected from County residents for motor vehicle transactions completed through the New York State DMV website; and be it

FURTHER RESOLVED, the Clerk of this Legislative body is hereby directed to transmit copies of this resolution to Governor David A. Paterson, State Senator George Maziarz, Assemblyman Steve Hawley, NYSAC and Inter County of Western NY.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 144-410**

AUTHORIZING SETTING UP NEW MONEY IN THE  
CONFIDENTIAL INVESTIGATIONS BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Confidential Investigations (Major Felony Crime Task Force) budget as a result of (2) insurance recovery claims as follows:

Revenue:

A2680	Insurance Recoveries	\$4,322.10
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Appropriation:

A3189.446	Repairs to Automotive Equip.	\$4,322.10
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Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 145-410**

AUTHORIZING SETTING UP NEW MONEY IN SHERIFF'S  
BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from Pals 4 Pets Rescue for the purchase of cat condos at the animal shelter as follows:

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<u>Revenue:</u>		
A2705	Gifts and Donations	\$852
<u>Appropriation:</u>		
A3510.418	Other Contractual Expenses	\$852

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 146-410**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS WITHIN  
THE PUBLIC HEALTH BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Public Health budget to support the implementation of the work plan of the grant for Healthy Communities Capacities Building Initiative, enhancing a wellness program for county employees through the Employee Assistance Program as follows:

<u>From:</u>		
A4010.100	Personal Services	\$23,640
A4010.462	Travel-Mileage	\$1,000
<u>To:</u>		
A4010.250	Other Equipment	\$22,860
A4010.478	Health Promotion Supplies	\$1,780

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Rush moved to change the Legislature meeting of May 12<sup>th</sup> to the auditorium at the Villages of Orleans Health and Rehabilitation Center. Chairman Callard stated that this is a historic first to outreach to those who can not attend a regular meeting in the Legislative Chambers. Legislator Allport seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 147-410**

**CHANGING VENUE OF THE MAY 12, 2010 LEGISLATURE  
MEETING**



RESOLVED, that this Legislature will change the location of the May 12, 2010 Legislature meeting to the Auditorium of The Villages of Orleans Health and Rehabilitation Center and will commence at 4:30 p.m.; and be it

FURTHER RESOLVED, that the Legislature will be conducting its workshop in the Conference Room of The Villages of Orleans Health and Rehabilitation Center one hour prior to the scheduled conference session; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is authorized to place a Legal Notice in the designated newspapers of this change.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 148-410**

**AUTHORIZING PAYMENT FROM TOURISM BUDGET**

RESOLVED, that this Legislature authorizes payment of \$10,000 to Greater Niagara Tourism Region for the I Love New York regional tourism promotion, to be paid from Account 6410.468 - I Love New York.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 149-410**

**APPLAUDING NIAGARA COUNTY ACTION AGAINST THE NEW YORK POWER AUTHORITY**

WHEREAS, the New York Power Authority allowed the “voluntary sweeping” of \$544 million in funds to the New York State general fund on January 26, 2009; and

WHEREAS, minutes of the New York Power Authority’s January and February 2009 meetings include authorizations to transfer \$544M to the State’s general fund during its 2009 and 2010 fiscal years that are

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termed “voluntary contributions” and “temporary transfers” by the Authority; and

WHEREAS, at its January 27, 2009 meeting, the Power Authority approved a voluntary contribution of \$119 million, and the Power Authority said that it would account for this transfer as a \$33 million expense for 2008, a \$78 million expense for 2009 and a \$8 million expense for 2010; and at its February meeting, the Power Authority approved a second voluntary contribution of \$107 million with the transfer scheduled for September 2009; and

WHEREAS, the Power Authority also approved two temporary transfers, of \$215 million collected from ratepayers and set aside in a reserve fund to satisfy an obligation to the federal government concerning the disposal of nuclear waste, and \$103 million from reserves set aside for construction projects; and

WHEREAS, the Power Authority also approved an 11% two-year rate increase for preferred-power users; and

WHEREAS, the Power Authority has a statutory obligation to provide the “lowest possible rates” to preferred-power users including the residents of Niagara and Orleans County and to charge preferred users of power generated by the Niagara Power Project at “cost,”; and

WHEREAS, these actions clearly run contrary to that legal obligation; now, therefore, be it

RESOLVED that the County of Orleans Legislature applauds the legal action taken by Niagara County against the New York Power Authority seeking the reversal of those sweeps of Authority funds authorized in January and February of 2009, and seeking permanent injunction against further such sweeps and voluntary payments to the State of New York by the Authority; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is directed to send certified copies of this adopted resolution to Governor Paterson, Senator George Maziarz, Assemblyman Steve Hawley, Niagara County Legislature, the New York State Power Authority.

Moved, Rush; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 150-410**

**AUTHORIZING EXPENDITURE FROM MARINE PARK ACCOUNT  
FOR DOCK REPAIRS**

WHEREAS, the Orleans County Marine Park has sustained ice damage resulting in an insurance claim of \$24,938 which has been deposited in Account A7180.445; and

WHEREAS, the dock manufacturer, Techno Marine Manufacturing, Inc. of Quebec, Canada, has submitted a material price quote of \$21,445; now, therefore be it

RESOLVED, that this Legislature authorizes expenditure of \$21,445 from Marine Park Account A7180.445 to purchase docks and related hardware.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Chairman Callard announced holding the Orleans County Tourism Forum which will be held Thursday, April 22<sup>nd</sup> at 6:00 p.m. at the Orleans County 4-H Fairgrounds which is the first step towards our plan for strategic growth and economic development.

Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:25 p.m.

**LEGISLATURE MEETING**

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Chairman Callard called the meeting to order at 4:41 PM. After the pledge to the flag and invocation led by Pastor Harriger of the Community Fellowship Church, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: CITA, together with community members, is planning an event called "Recognizing our Cultural Roots". The event will be to support and recognize the farm workers in our community. They are requesting permission for use of the parking lot next to the County Legislature at Park and Main Streets at noon on May 1, 2010 for one hour. Community Action of Orleans and

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Genesee County is requesting permission to display a 36" x 104" promotional banner on the Courthouse lawn as soon as possible until May 14, 2010 to promote their Career Expo which will be held on May 13<sup>th</sup> at the American Legion from 10 a.m. to 2 p.m. Treasurer Susan Heard has forwarded the Real Property Tax Refunds report and has been filed in our office. Monroe County Legislature has forwarded a Memorializing Resolution that has been recently submitted Memorializing New York State Legislature and member Counties of the GVRMA to Oppose Governor Paterson's Proposal to Dissolve the Genesee Valley Regional Market Authority.

The Legislature approved the requests made by CITA and Community Action to use the Courthouse Square.

Legislators Eick and Rush presented a proclamation to Paul Fulcomer, Director of Veterans Affairs in Orleans County, proclaiming the week of May 2<sup>nd</sup> to May 8<sup>th</sup>, 2010 "Western New York Armed Forces Week in Orleans County." The 50<sup>th</sup> Anniversary Celebration, incorporating the eight western New York counties, will occur on Sunday, May 2<sup>nd</sup> at the Buffalo and Erie County Naval and Military Park and Proclamation Armed Forces week which will be attended by Legislator Allport who will represent the Orleans County Legislature.

The Treasurer distributed the flyer for the upcoming tax foreclosure auction which is scheduled for May 12<sup>th</sup>. Currently, there are fifty-eight parcels listed, having one redemption yesterday and possibly expecting a few more redemptions, making the parcel count for auction possibly down to fifty-five. Legislator Smith asked when the deadline is for redemption. Treasurer Heard stated that technically, today is the deadline for redemption, but will allow them to pay up to the last minute.

During open discussion, Paul Rusin, from Holley, asked if the gun legislation resolution, which is an add on resolution, is the one that has been discussed. Legislator Allport indicated that it is a resolution that Ontario County passed that incorporated many gun bills and that he discussed it with Mr. Emerson from SCOPE earlier today.

Allen Lofthouse, from Kendall, questioned Resolution 156 as to how is it proposed to fill a vacancy in the Motor Vehicle Department? Will it be filled with someone that is employed by the county at a certain time or with someone from the outside? CAO Nesbitt answered that there is a current civil service list that the person will have to be appointed from.

Mr. Lofthouse also requested if Resolution No. 165 could be expanded upon when presented.

Chairman Callard asked if any of the Legislators wished to report on anything. Legislature Johnson reported on the recent news reports concerning Leandra's Law. In a few months, anyone convicted of a DWI offense in New York State will be forced to put an ignition interlock device in their car. A law that some say is the toughest DWI measure being placed in this country. A lot of County officials have worried that the law is too vague and is creating a lot of mixed reviews among people. It is a law that came from a situation in NYC where a gentleman was driving drunk with multiple children under the age of 15 in a car delivering them to a slumber party and overturned in a horrific accident, one child was killed. This is what drove this law into the Assembly and the Senate. Those passed unanimously but too quickly to figure out who was going to pay for these interlock devices on cars where the defendants were indigent. This has caused a lot of concern with another unfunded mandate from the State. There is also concern as to who is going to monitor this. The law is written in such a way that even first time offenders would have to place it not only on their car, but any car owned in the family that the person has availability too. Legislator Johnson said before we jump on the band wagon with numerous counties that are requesting an extension, our county feels it is a good DWI law, but want to make sure who is administering what. She went to Assemblyman Hawley and asked for his opinion on this. She read a letter from him and Senator Maziarz addressing the implementation of Leandra's Law. It was indicated that where a sentencing court has determined that a defendant is financially unable to pay for the device and has been granted a waiver, the manufacturer, not the county, will bear the cost of installation and maintenance of the device. Assemblyman Hawley understood the concerns of the County as to who will be responsible for the ongoing costs for monitoring this program. If it becomes a significant burden upon the county, grant monies will be made available to counties from the New York State Division of Probation and Correctional Alternatives. Assemblyman Hawley and Senator Maziarz assured our County in this letter, as being Orleans County's State Leaders, to help secure these funds and moreover to work with County Officials to address any deficiencies with this program and its implementation, and they will continue to appreciate the feedback from Orleans County on this program.

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All the other Legislators did not have anything to report. Legislator Eick moved to add two resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 151-410**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	1684-1857	\$617,559.75
Highway	No Claims	
Nursing Home	33101-33105; 37659-37688	\$86,815.03
Job Development	4507-4527	\$13,092.55
Self Insurance	46517-46518	\$56,289.50

Moved, Johnson; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 152-410**

**APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND PEERPLACE NETWORKS, LLC**

RESOLVED, that this Legislature approves an agreement between the Office for the Aging and PeerPlace Networks, 300 Main Street, Rochester, NY 14445, to provide client based software as required by New York State Office for the Aging and Administration on Aging for reporting requirements at a total cost of \$5,616 for 2010; annual cost

thereafter of \$6,232 beginning May 1, 2010 through April 30, 2015. County cost is \$800 for 2010; \$360 per year thereafter.

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 153-410**

**AWARDING BIDS FOR VARIOUS MATERIALS AND  
COMMODITIES FOR HIGHWAY DEPARTMENT**

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the year 2010-2011; and

WHEREAS, such bids have been received, opened and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 154-410**

**SUPPORTING THE NEXT GENERATION 911 PRESERVATION ACT OF  
2010**

WHEREAS, National Legislation has been introduced to upgrade America's 9-1-1 call center technology nationwide; and

WHEREAS, the Next Generation 9-1-1 Preservation Act of 2010 reauthorizes key grants and programs to ensure continued funding for the nation's 6,000 9-1-1 centers and programs; and

WHEREAS, our 9-1-1 call centers are the first point of contact for Americans in an emergency situation; and

WHEREAS, 9-1-1 call centers receive more than 650,000 distress

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calls from across the nation every day and are primarily funded through state taxes on phone bills; now, therefore be it

RESOLVED, the Orleans County Legislature supports the Next Generation 9-1-1 Preservation Act of 2010 which will reauthorize a five-year federal grant program to support 9-1-1 services to improve technology to ensure that emergency personnel have the tools they need to keep people safe and provide assistance to those in need; and be it

FURTHER RESOLVED, that the Orleans County Legislature also supports the improvements to the national E911 Implementation Coordination office which helps states to upgrade technology and to create and maintain a coordinated approach to 9-1-1 response technology on a nationwide level; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to President Barack Obama, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Christopher Lee, and Congresswoman Louise Slaughter; Governor David Paterson, Senator George Maziarz, Assemblyman Steve Hawley, NYSAC, InterCounty of Western NY and all others deemed necessary and proper.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 155-410**

**REQUESTING THAT THE STATE OF NEW YORK EQUITABLY  
DISBURSE THE STATEWIDE WIRELESS 911 SURCHARGE**

WHEREAS, while New York State will collect approximately \$200 million dollars in fiscal year 2010 from the statewide wireless 911 surcharge, the funding is distributed in a manner that is inconsistent for the purpose of which it is collected; and

WHEREAS, while Orleans County is among Public Safety Answering Points across New York State that provide emergency call taking and dispatch services to all emergency service providers, including many New York State agencies, Orleans County should receive an equitable amount of reimbursement from this surcharge revenue as originally intended when the surcharge was enacted; now, therefore be it



RESOLVED, the Orleans County Legislature requests that the State of New York equitably disburse the \$200 million dollars collected to the 911 Public Safety Answering Points across New York State for operational costs and continuing upgrades; and be it

FURTHER RESOLVED, that the Orleans County Legislature also requests that the State of New York discontinue the practice of diverting 911 surcharge monies to purposes unrelated to emergency communications; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to President Barack Obama, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Christopher Lee and Congresswoman Louise Slaughter; Governor David Paterson, Senator George Maziarz, Assemblyman Steve Hawley, NYSAC, InterCounty of Western NY and all others deemed necessary and proper.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 156-410**

**AUTHORIZING FILLING OF VACANCY IN THE MOTOR VEHICLE DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Motor Vehicle Application Examiner position in the Motor Vehicle Office at Grade 9 of the CSEA Salary Schedule effective April 29, 2010.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 157-110**

**APPROVING EXTENSION OF AGREEMENTS FOR ORLEANS COUNTY HIGHWAY DEPARTMENT**

WHEREAS, this Legislature approved two agreements for engineering services by the passage of Resolution No. 236-608; now, therefore be it

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RESOLVED, that this Legislature approves the extension of the following agreements with the Orleans County Highway Department through December 31, 2010:

Dewberry-Goodkind, Inc., 183 East Main St., Suite 700, Rochester, NY 14604, for engineering services for the Knowlesville Road Bridge project at a cost of \$206,000 with \$164,800 reimbursed and a final County cost of \$41,200.

Fisher Associates, 135 Calkins Road, Rochester, NY 14623, for engineering services for the Eagle Harbor Road Bridge at a cost of \$172,100 with \$163,495 reimbursed and final County cost of \$8,605.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 158-410**

**APPROVING LEASE AGREEMENT BETWEEN ORLEANS COUNTY  
AND ROY W. AND SCOTT A. SALMON**

RESOLVED, that this Legislature approves the lease agreement between Orleans County and Roy W. and Scott A. Salmon of 1701 Park Avenue, Waterport, NY 14571, for the County of Orleans to lease from the Salmons 15.8 acres along the Oak Orchard Creek to provide public access to Oak Orchard Creek and its banks for recreational fishing and boating, to preserve vegetative cover in a riparian buffer so as to protect water quality and riparian habitat and to provide sites for fishery and habitat management, research and educational programs effective August 22, 2010 through August 21, 2015 at a cost of \$50,000; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Lease Agreement and any other documents in order to effectuate the terms of the Lease.

Moved, Rush; second, Bower  
Adopted. 6 ayes; 1 nays, Smith; 0 absent.

Chairman Callard stated that Resolution No. 159-410 calls for approving a Special Use Permit for the operation and maintenance of the Oak Orchard State Boat Launch.

Chairman Callard provided the following historical background. On February 19<sup>th</sup> Governor David Patterson and Office of Parks, Recreation, and Historic Preservation Commissioner Carol Ash put forth a recommended list of closures and service reductions in order to achieve its 2010-2011 agency savings target and help address the state's historic financial difficulties. That list included the closure of the Oak Orchard State Marine Park.

On March 4<sup>th</sup> the Orleans County Legislature responded by meeting with Office of Parks, Recreation, and Historic Preservation officials at its Regional State Parks Office at Letchworth. Representing the county were Legislators Rush and Allport, CAO Nesbitt, and Director Hale of Planning and Tourism. The objective of the meeting was to discuss alternatives for opening the park for the April 30<sup>th</sup> start of the Lake Ontario Counties Spring Fishing Derby which stretches from Niagara County to Jefferson County and includes Canada as well. Also discussed, were details of the park operation - such as mowing and custodial services.

Discussions continued since then, including an open letter that Senator Maziarz, Assemblyman Hawley, and I sent to Commissioner Ash, regarding the scheduled closing and possible options for continued operation. The result today is a Special Use Permit that I will sign after approval of the resolution. The permit will be effective upon signing and will continue until October 30<sup>th</sup>.

The Legislature will continue to work with the Office of Parks, Recreation, and Historic Preservation for a long term arrangement for the continued county operation of the park. This Legislature will also encourage the NYS Legislature to maintain last year's Environmental Protection Fund levels and stewardship money for parks and trails. The following resolution was adopted:

**RESOLUTION NO. 159-410**

**APPROVING SPECIAL USE PERMIT FOR OPERATION AND  
MAINTENANCE OF THE OAK ORCHARD STATE BOAT LAUNCH**

WHEREAS, the continued operation of the Oak Orchard State Boat Launch on the west side of Oak Orchard River is essential to the economic vitality of the Point Breeze business community and for efficient and safe access to Lake Ontario; and

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WHEREAS, this Legislature desires to operate this facility in furtherance of its tourism and economic development strategy; now, therefore be it

RESOLVED, that this Legislature hereby authorizes application for, and approval of, a Special Use Permit with the New York State Office of Parks, Recreation, and Historic Preservation to operate and maintain the Oak Orchard State Boat Launch effective April 15, 2010 to October 30, 2010.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard thanked everyone for their hard work in making this happen and he officially signed the permits. The following two resolutions, relating to the same, were presented:

**RESOLUTION NO. 160-410**

**APPROVING AGREEMENT FOR MOWING AT ORLEANS COUNTY PARKS**

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Eugene Hart, 13512 Albion-Eagle Harbor Road, Albion, NY 14411, for mowing at the Orleans County Marine Park at a cost of \$275 per mowing, and amends to include mowing at the Oak Orchard State Boat Launch at a cost of \$150 per mowing, to be paid from Account A7180.432- Misc. Contracts; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Chairman of the Legislature to sign said agreement.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 161-410**

**APPROVING AGREEMENT FOR DOCK WORKER/CUSTODIAL SERVICES AT ORLEANS COUNTY PARKS**

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Ronald Bierstine, 1764 Oak Orchard Road, Albion,

NY 14411, to provide dock worker and custodial services at Orleans County Marine Park; and amends to include the Oak Orchard State Boat Launch from April 15, 2010 to October 15, 2010 at a cost not to exceed \$15,161 to be paid from Account A7180.432-Contracts & Agreements; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Marine Park Account as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$1,900
<u>TO:</u>		
A7180.432	Contracts and Agreements	\$1,900

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 162-410**

**APPROVING LEASE AGREEMENT BETWEEN SHERIFF'S OFFICE  
AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves a lease agreement between Orleans County Sheriff's Office and Toshiba Business Solutions, 150 Metro Park, Rochester, NY 14623, for the lease of three copiers, two at the Sheriff's Office and one at the Jail, at a price of \$609 per month, and includes supplies and maintenance; effective through September 30, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew a resolution for an agreement between the Health Department and Home Care of Rochester. He stated that it will be offered on a future agenda with some changes.

**RESOLUTION NO. 163-410**

**AUTHORIZING PARTICIPATION IN THE HAZARDOUS  
MATERIALS EMERGENCY PREPAREDNESS PROGRAM**

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RESOLVED, that this Legislature authorizes the Director of Emergency Management to apply for the Hazardous Materials Emergency Planning grant available to Local Emergency Planning Committees to improve and implement emergency plans; said grant for Year-Seventeen (October 1, 2009 to September 30, 2010).

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the Director of Emergency Management to participate in a border interoperability demonstration project with regional partners. Legislator Johnson asked Paul Wagner, Director of Emergency Management, to explain this as requested by Mr. Lofthouse. Director Wagner explained that this is a federal grant that is passed through the state. The aim is that the border partners and the federal government, since the 2001 911 act, is interoperability. This is to enable first responders, on a day to day basis, to talk unilaterally here in the United States across county lines as well as talking with our partners across on the Canadian Border. There are going to be a total of six grants awarded in the country including three along the Canadian Border and three along the Mexican Border. Each of the grants will be a maximum of 4 million dollars. The border partners who are applying for this grant are the 12 counties that border Pennsylvania and New York State. It is a competitive grant and there are no guarantees of receipt of funds. Legislator Johnson added that Franklin County is the lead agency. The motion was seconded by Legislator Smith. The following resolution was adopted:

#### **RESOLUTION NO. 164-410**

#### **AUTHORIZING THE DIRECTOR OF EMERGENCY MANAGEMENT TO PARTICIPATE WITH REGIONAL PARTNERS IN A BORDER INTEROPERABILITY DEMONSTRATION PROJECT**

WHEREAS, Department of Homeland Security has made available grant opportunities to help States and localities to explore innovative and effective interoperable communication systems, along and across United States international borders; and

WHEREAS, the twelve Counties of New York State that border Canada have formed a coalition to apply for funds to build an

interoperable emergency communication system that will serve as a model for other regions to implement interoperable communications; and

WHEREAS, Franklin County has agreed to act as the lead agency in this twelve County coalition; now, therefore be it

RESOLVED, that this Legislature authorizes the Director of Emergency Management to participate with the coalition in preparing and filing a grant application.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 165-410**

APPROVING THE PERFORMANCE RENEWAL AGREEMENT WITH EF JOHNSON

RESOLVED, that this Legislature approves an agreement with EF Johnson Technologies of Irving, Texas, to perform annual preventative maintenance and adjustment of the 800 MHz Radio Backbone System, to ensure components are set to factory settings by EFJ certified technicians, at a cost of \$13,243.14; said funds to be paid from 3640.418 - Other Contractual Expenses.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 166-410**

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Christopher Mitchell Funeral Home, 21 West Avenue, Albion, NY 14411, to provide Transporter services for Coroner cases located in Orleans County. Contract period January 1, 2010 through December 31, 2013. County cost is one hundred fifty (\$150.00) per removal, and one dollar and fifty cents (\$1.50) per mile traveled. Full County cost.

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Bates & Tuttle Funeral Home, 226 Pearl Street, Medina, NY 14103, to provide Transporter services for Coroner cases located in Orleans County. Contract period January 1, 2010 through December 31, 2013. County cost is one hundred fifty dollars (\$150.00) per removal, and one dollar and fifty cents (\$1.50) per mile traveled. Full County cost.

Merrill Grinnell Funeral Home, 12 Ingersoll Street, Albion, NY 14411, to provide Transporter services for Coroner cases located in Orleans County. Contract period January 1, 2010 through December 31, 2013. County cost is one hundred fifty dollars (\$150.00) per removal, and one dollar and fifty cents (\$1.50) per mile traveled. Full County Cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 167-410**

**AUTHORIZING EXTENSION OF TEMPORARY POSITION IN THE  
DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the extension of one temporary full time Clerk position until June 30, 2010 in the Department of Social Services to be funded by 100% HEAP administrative funds.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to re-appoint a member to the Community Services Board who has done an outstanding job on this board for many years; seconded by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 168-410**

**APPROVING RE-APPOINTMENT TO THE COMMUNITY  
SERVICES BOARD**

RESOLVED, that this Legislature approves the re-appointment of Jan Albanese to the Community Services Board, waiver to serve a fourth term to begin May 1, 2010 and ending April 30, 2014.



Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Allport.

Legislator Allport moved to oppose various proposed Legislation in Albany; seconded by Legislator Bower. Legislator Johnson asked to be clear that this is in support of our right to bear arms and what we are doing is opposing New York State trying to infringe upon those benefits. Legislator Allport stated that is correct. If these were enacted, it would make almost all gun ownership or ammunition illegal. We are opposing to secure our freedoms. The following resolution was adopted:

**RESOLUTION NO. 169-410**

**OPPOSING VARIOUS PROPOSED NEW YORK STATE LEGISLATION**

WHEREAS, the "right to bear arms" is guaranteed by the Second Amendment to the U.S. Constitution; and

WHEREAS, certain bills, if passed in the New York State Assembly and Senate and approved by the Governor, would have a detrimental effect on hunters, sportsmen, and legal gun owners as well as the health of wildlife, revenue to local municipalities, and the Department of Environmental Conservation; and

WHEREAS, passage of said legislation would curtail the rights of law-abiding citizens as guaranteed by the Constitution; and

WHEREAS, the Public Safety Committee has reviewed and endorsed this resolution; now, therefore, be it

RESOLVED, that the Orleans County Legislature does hereby urge the New York State Senate, New York State Assembly, and the Governor to oppose the following bills:

- a. A801B & S1598A (In counties having population under 200,000, licenses for gunsmiths or dealers in firearms must be renewed at 6 year intervals. Other than in NYC and certain downstate counties, any license to carry or possess a pistol or revolver shall expire not more than 5 years after date of issuance, in accordance with a schedule to be promulgated by the Commissioner of the Division of Criminal Justice Services)

- b. A1093A & S1715A (Requires gun dealers to adopt "reasonable measures" to prevent firearms, rifles, and shotguns from being diverted from legal commerce to individuals not legally entitled to purchase or possess such weapons. Such measures shall eliminate sales to "straw purchasers". The Superintendent of the State Police shall develop programs to eliminate such straw sales. Every gun dealer shall carry liability insurance coverage of no less than \$1,000,000, and shall implement a plan to secure weapons, including while in transit or on display. Ammunition shall be stored separately and out of reach of customers. Minors under age 18 must be accompanied by parent or guardian in that portion of the premises where firearms are stocked or sold. Employees must be trained related to appropriate laws, including federal requirements and safe handling. Also includes certain provisions related to licensing.)
- c. A1275 & S1712 (Amends general business law to define "gun show" to include "public auction, flea market, or garage sale" at which "firearms, rifles, or shotguns are offered for sale, transfer, or exchange".)
- d. A1326A (Defines childproof device as "mechanism incorporated into the design of a pistol or revolver to effectively preclude an average 5 year old from operating" it. Directs Superintendent of State Police, in consultation with gun manufacturers to "adopt rules establishing standards for child proofing devices". Sale of pistols or revolvers manufactured 12 months or more after effective date of this section which do not contain childproofing mechanism shall result in Class A Misdemeanor.) (Senate bill is very similar, but more specific about device, citing language such as 10 pound pull.)
- e. A2881 & S2379 (Adds to definition of "armor piercing ammunition" and includes ceramic and hybrid materials, defines "devastator ammunition" as projectiles capable of being used in pistol or revolver and designed to "explode or detonate on impact". Prohibits possession of such ammunition "with the intent to use same unlawfully against another person or property".)
- f. A2882B (Expands compilation of firearm and ballistic data: Any expended projectile, expended shell casing or gun seized, found, or otherwise coming into the possession of any state or local law enforcement agency which may have been used during a violent felony offense shall be submitted to the Division of State Police

- and entered into the automated, electronic data base.)
- g. A2884 (Prohibits sale of guns at any gun show located on property owned by state or political subdivision. Class A misdemeanor.)
  - h. A2885 (Directs Superintendent of State Police to issue rules to prevent sale, distribution, or transfer of unsafe firearms directly or indirectly in the state, including aspects such as safety standards, tamper resistant serial numbers, and quality control.)
  - i. A2910 (Directs Superintendent of State Police to consult with US Secretary of State and Attorney General and conduct tests and evaluation of pistols and revolvers manufactured outside of the US relative to public safety standards established by US Bureau of Alcohol, Tobacco, and Firearms. He shall submit list of unsafe weapons to the legislature, but list "shall not have the force of and effect of law unless such list is thereafter enacted into penal law.")
  - j. A3346 (Similar to A2885 and A2910 with regard to weapons which are produced domestically but which do not meet federal import standards. Includes specific makes and models of guns in definition of "dangerous firearms" and directs Superintendent of State Police to compile a list of weapons which fail to meet federal Gun Control Act of 1968 design and performance standards for imported firearms. Provides that such list "shall not have the force of and effect of law unless such list is thereafter enacted into penal law.")
  - k. A3076 (Narrows provisions related to eligibility for firearms license such that "no license shall be issued or renewed except for an applicant who has "not had a guardian appointed for them pursuant to any provision of law, based on a determination that as a result of marked subnormal intelligence, mental illness, incapacity, condition or disease, he or she lacks the mental capacity to contract or manage their own affairs".)
  - l. A3200 & S2953 (Establishes ammunition coding database to facilitate matching of bullets to weapons; requires vendors of ammunition to record and maintain records on sales, information including identification of purchaser or ammunition and "unique identifier of all handgun ammunition and bullets transferred," with such identification to be etched on base of bullet projectile. Criminalizes possession of uncoded ammunition, but any person with a valid hunting license shall be exempt for three years. Contains privacy provision of such records for individual purchasers; information only to be released to law enforcement

- agency "in connection with criminal investigation". Contains provision in tax law for credit for exchange of uncoded ammunition, and imposes fee on ammunition sales to fund database)
- m. A3211A & S4752 (Bans sale, possession, or use of .50 caliber or larger weapons, however "nothing shall be construed to include muzzle loading rifle or shot gun with rifled bore. Directs Division of State Police to implement programs to allow dealers in firearms in possession of new .50 caliber weapons to bring themselves into compliance, requiring manufacturers to give refunds or credit for new weapons to dealers, and for the state to pay to dealers and private owners of used weapons, "amount equal to the fair market value, not to exceed \$8500" upon delivery of such weapon to the Division of State Police.)
  - n. A3477 & S1188 (Adds assault weapons and "other long barreled weapons" to existing ballistic identification data base for pistols and revolvers.)
  - o. A4441 & S4338 (Creates temporary firearms safety commission to adopt performance safety standards for firearms. Such standards shall require that a firearm must be personalized so that it can be fired only when operated by that firearm's authorized user and such features shall be part of the original equipment and not readily deactivated. Contains provisions, after issuance of final report by the commission, for procedure to determine whether firearm model meets such standard, with enforcement provision that 4 years after adoption of the commission's standards, firearms which do not meet the standard shall not be made, assembled, offered for sale, sold, traded, shipped, acquired or possessed in the state. Antique firearms and firearms manufactured prior to 4 years from the adoption of the standard are exempt, but may not be sold, traded, transferred by dealers.)
  - p. A5844B & S3098A (Requires weapons to be stored safely, defining means to "appropriate lock box or rendering the weapon incapable of being fired by use of a gun locking device appropriate to that weapon" including provision for aggravated failure to store a weapon safely when leaving a loaded firearm "in any location where such weapon is accessible to a person under the age of 18". Directs the Commissioner of Education to cooperate with the Division of Criminal Justice Services to develop weapons safety program related to child safety.)
  - q. A6157A (Defines assault weapon with technical specifications,

including reference to "semi automatic rifle with capacity to accept more than 10 rounds of ammunition and semi automatic pistol with capacity to accept detachable magazine outside the grip". Directs Superintendent of State Police to designate makes and models of weapons with the definition of assault weapons, if he "determines that such weapons are particularly suitable for military and not sporting purposes".) A6294 & S4084 (Similar but not identical.)

- r. A6468B & S6005 (Requires that semi automatic pistols sold after effective date of this law be "micro stamp ready", able to produce unique alphanumeric or geometric codes on expended cartridge case that identifies the make, model, and serial number of the pistol.)
- s. A5078A & S0725A (Amends the definition of "disguised gun" to "include but not be limited to, any rifle, pistol, or shotgun or machine gun" with a color and finish other than the original manufacturer's color, to resemble a toy gun. Exempts rifles or shotguns with camouflage intended for hunting.);

and be it

FURTHER RESOLVED, that the Clerk of the Orleans County Legislature hereby is directed to send certified copies of this resolution to Governor David Paterson, Assembly Speaker Sheldon Silver, Senator George Maziarz, Assemblymen Steve Hawley, NYSAC, and all counties' Administrative Officers or Clerks of the Legislative Boards.

Moved, Allport; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:10 p.m.

## LEGISLATURE MEETING

May 12, 2010

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Chairman Callard called the meeting to order at 4:38 PM at The Villages of Orleans Health and Rehabilitation Center Auditorium. The pledge to the flag was led by Chairman Callard and the invocation was given by Robert Collins, who has been the Chaplin of The Villages of Orleans Health and Rehabilitation Center/Nursing Home for twenty-nine years. The Clerk called the roll and all Legislators were present.

The Clerk presented the following communications: Wayne County will be hosting the InterCounty Association of Western New York meeting on May 14<sup>th</sup> in Williamson. Oak Orchard Watershed Protection Alliance will hold their meeting on May 19<sup>th</sup> at the Orleans County Soil and Water Conservation District Office at 7:00 p.m. This will be a joint meeting with the Orleans County Water Quality Coordinating Committee meeting.

EMS Week Activities:

- ❖ Clarendon Fire Co. – Route 31A, West of Rt. 237 - EMS Night is May 18<sup>th</sup> at 6:30 p.m. Vitals and Glucose Checks will be available.
- ❖ C.O.V.A Open House will be May 21<sup>st</sup> at 5:30 p.m. at their headquarters located at 239 South Main Street in Albion. Mercy Flight will land at approximately 6:00 p.m. Refreshments will be served.
- ❖ Recipient of the 2010 Richard J. Clark Memorial Scholarship will be announced during EMS Week.

The Orleans County Planning Board is pleased to sponsor, along with Niagara County Department of Economic Development and Erie County Department of Environment and Planning, a new training opportunity for municipal land use officials and interested citizens. The evening workshop will be held on June 16, 2010 at Niagara County Community College in Sanborn. Registration is due June 9<sup>th</sup>. Three topics will be covered:

- Introduction to Planning and Zoning (5:00 – 6:00 p.m.)
- Planning in Rural New York (6:15 – 8:00 p.m.)
- Special Use Permits (8:15 – 9:30 p.m.)

Legislators Johnson and Smith presented a proclamation to Paul Wagner, Orleans County Director of Emergency Management and Michael Mack, in addition to other fire and EMS personnel from Carlton, East Shelby, and Medina. The Orleans County Legislature proclaimed the week of May 16<sup>th</sup> through May 22<sup>nd</sup> as Emergency Medical Services Week in Orleans County. Legislator Johnson said she had the privilege, along with Legislator Eick, to attend the Fire and EMS Training Recognition Brunch last weekend. She expressed that Orleans County had over 6,000 hours of fire training and over 2,000 hours in EMS training and stated that everyone involved should be commended for volunteering themselves for top of the art training.

Susan Heard, Treasurer, requested that an add on resolution be accepted because of a late redemption from the auction and would like that resolved as soon as possible. She also distributed the list of the final bids from the in-rem auction that was held this morning. She indicated that the bottom line is not what we hoped for, but these parcels will hopefully be placed back on the tax roll and paying taxes. The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through April, 2010. She indicated that we looked good at the end of March, but in April had to pay the School Districts, the Villages their relieved taxes, and relevies to various departments and did not receive any federal or state aid on any Social Services programs in the month of April. Chairman Callard pointed out that our cash balance is better at this time than what it was last year.

Chairman Callard wanted to give credit to the staff of The Villages of Orleans and to the Clerk of the Legislature, Nadine Hanlon, in preparing in advance this meeting. He expressed that the Legislature is grateful for having the opportunity in holding their meeting at the Villages and glad to see that the residents were available to attend this meeting.

During open discussion, Chairman Callard asked if anyone in the audience would like to discuss anything. With no public comment, Legislator Johnson recognized Nadine Hanlon for all the work she does on behalf of the Legislature. She was asked to fill in for the Legislature at the Crime Victims' Candlelight Vigil. She did and always does what she is asked to do. Legislator Johnson read a note sent to her by the Clerk regarding the event and how touched she was with the event. Legislator Johnson stated that this Legislative body is truly touched by the work that is done for us. Nadine thanked them for the nice comments.

Legislator Eick reported on attending the Fire and EMS Recognition Brunch.

Legislator Smith shared that the Albion Central School District holds the top spot as the "Best Community for Music Education" for the second year in a row. Legislator Smith congratulated Pam Canham and her Office for the Aging staff for organizing the "Senior Ball" at Hickory Ridge. It was well attended by 205 people who enjoyed a wonderful program.

Legislator Allport reported on attending the Genesee Community Colleges 20<sup>th</sup> Anniversary, and he presented a Certificate of Appreciation from this

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Legislature for providing great higher educational opportunities in our County. He also attended the 50<sup>th</sup> Western New York Armed Forces Week celebration in Buffalo. Legislator Allport said that this is the second largest armed forces celebration in the country. He was pleased to see that Jason Johnson was honored in their program and that the proclamation that was signed by the eight area Chairman of the County Legislative Boards was also in the program. Legislator Allport also presented the proclamation that our Legislature presented at our April 14<sup>th</sup> meeting.

Legislator Rush attended the Oak Orchard Neighborhood Association meeting at Point Breeze. Being a big tourist area, this Association has asked the County to police it better not only Orleans County, but also for the Town of Carlton. Since then, a meeting was held, consisting of 17 officials from the Town of Carlton, Highway Superintendents from the County and the Town of Carlton, a representative from the Alternatives to Incarceration and the County Work Crew. A list was presented and the entire group reviewed this to try to work on making this area more of a tourist attraction. The Orleans County Marine Park will also be holding summer concerts. We want to be proud of this tourist attraction, stated Legislator Rush.

Chairman Callard stated that Legislator Bower serves as Chairman of the Nursing Home Committee and has done a fine job and has much to be proud of in this facility. Legislator Bower stated that the Nursing Home is very close to him. He visits on a regular basis and he has gotten to know most of the outstanding staff that works here. He almost knows all of the residents. He knows that Agnes Gilman likes to read, Toby Fanton likes licorice and pretzels, and Della Bell has probably the best memory than anyone else he knows... and the list goes on and on. What we really need is more visitors that come in on a regular basis, including Legislators, who can visit our staff and our residents. Legislator Bower expressed that this is our home. Cindy Piedimonte and George Burlingham have been with this group for years and years who volunteer their service. They are here all the time and are the most dedicated people he knows. We need more people like that. Legislator Bower said that if you do that, you will receive a lot more than what you give. He encouraged people to volunteer more at our home, even if it is once a month or once a week. We have had great people live here, people who have taught our children, people who have fixed our roads, fixed our appliances, and who have raised our children. Legislator Bower said we owe it to our residents to visit them more.



Chairman Callard announced the Legislature will hold a Public Forum to be held on Thursday, May 20<sup>th</sup> at 7:00 p.m. in the Trolley Building at the Orleans County Fairgrounds. A progress report will be given and then will be open for public discussion. Chairman Callard stated that this will be the Legislature's third outreach in thirty days. He encouraged everyone to attend.

Chairman Callard extended heartfelt birthday greetings in advance to Chuck Nesbitt.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 170-510**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1886-2096	\$220,566.89
Highway	599-604; 1600-1623	\$57,751.67
Nursing Home	33106-33111; 33114-33119; 37689-37741	\$177,635.69
Job Development	4530-4545	\$30,249.67
Self Insurance	46589-46590, 46659; 46660; 46663	\$882.13

Moved, Bower; second, Rush.

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Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 171-510**

**AUTHORIZING CREATING AND FILLING POSITION IN THE BUILDINGS AND GROUNDS DEPARTMENT**

RESOLVED, that this Legislature authorizes the creation of a temporary part-time Maintenance Helper position in the Buildings and Grounds Department at Grade 4 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this vacant position effective May 13, 2010 through October 29, 2010.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 172-510**

**APPROVING SALE OF COUNTY-OWNED PROPERTY**

WHEREAS, a public auction of various parcels of property owned by the County under the In Rem Foreclosure was held May 12, 2010; and

WHEREAS, bids for various properties were obtained by the auctioneer at such auction in accordance with the stated terms of auction; and

WHEREAS, due deliberation has been made by the Orleans County Legislature as to the propriety of each of the said bids; now, therefore be it

RESOLVED, that bids for various parcels set forth on the schedule hereto annexed be, and the same individually are accepted pursuant to the provisions of the Real Property Tax Law; and be it

FURTHER RESOLVED, that the standard form quitclaim tax deeds be prepared for the separate parcels and delivered to the County Treasurer for execution and delivery upon receipt of the balance of the purchase price set forth in the said deed.

ORLEANS COUNTY AUCTION  
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<b>ALBION – VILLAGE</b>		Sold To:	Amount:
73.5-3-42	ROBINSON MAMIE & HOWARD CLEATHA	Willia Wittman	\$11,000
PC – 210	112 Day St; 50.00 x 132.00	14030 Albion Eagle Hrbr Rd	
Lot # 1	Land – \$8,600 Total - \$55,000	Albion, NY 14411	
73.6-2-1	MCKENNA MELISSA	Scott R. Shaw	1,000
PC – 210	134 West Bank Street;66.00 x 85.63	3332 Eagle Harbor Road	
Lot #2	Land - \$8,000 Total – \$60,000	Albion, NY 14411	
73.6-3-74	COTE MARCEL PHILLIP	Amy Herman	5,250
PC – 439	102 East Bank St; 70.00 x 98.00	4340 Hindsburg Road	
Lot #3	Land - \$11,300 Total - \$55,000	Holley, NY 14470	
73.6-3-84	MCCLARY STEVEN M.	Barbara J. Henderson	6,000
PC – 210	222 East Bank St; 66.00 x 165.00	201 Caroline Street	
Lot #4	Land – \$10,900 Total – \$60,000	Albion, NY 14411	
<b>ALBION – OUTSIDE</b>			
71.-1-36	KENT KEVIN & JOANN	David S. Waters	1,000
PC – 312	3680 Eagle Harbor W Barre Road; 95 x 251	14140 Root Road	
Lot #6	Land - \$6,800	Albion, NY 14411	
84.-1-46	REED RICHARD D	Geoffrey L. and Joan H. Whittier	11,000
PC -210	14485 East Lee Rd; 1.20 acres	12900 Roosevelt Hwy	
Lot #7	Land - \$10,200 Total - \$49,500	Waterport, NY 14571	
85.-2-7.2	EDWARDS FRANCIS	Michael O.Buzard	1,000
PC - 270	15510 Holley Rd; 1/10 acres	319 Prospect Ave	
Lot # 8	Land - \$10,200 Total - \$38,600	Medina, NY 14103	
85.-2-37	BARNARD CLARENCE	Michael A. Furnace/Brian D. Forder	250
PC -323	Swamp Rd; 2.8 acres	15526 Holley Rd	
Lot #9	Total – \$800	Albion, NY 14411	
<b>BARRE</b>			
94.-1-57.3	BENNETT JOHN	Poverty Hill Farm, LLC	8,000
PC – 105	West Lee Rd; 10.25 acres, 706.55 x 386.41	13361 Route 31 West	
Lot # 10	Land – \$8,200	Albion, NY 14411	
96.-1-28.1	MOSIER ROBERT & ROSEMARY	Kirk Mathes	4,000
PC – 312	15343 East Lee Rd; 2.6 acres	4655 Mathes Road	

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Lot # 11	Land - \$4,400	Holley, NY 14470	
107.-1-22	DAVIS SANDRA	Lisa Marie Piacente	3,100
PC-270	4810 Transit Rd; 2.4 acres	193 South Main St., Apt 2	
Lot #12	Land – \$13,100 Total – \$20,000	Batavia, NY 14020	
116.-1-45.132	COSTELLO GLORIA J.	Frances M. Oosterling	100
PC – 314	West Barre Rd; 62.10 x 634.12	14854 East Barre Road	
Lot #14	Land – \$1,500	Albion, NY 14411	
<b>CARLTON</b>			
5.19-1-19	TOWNSEND RICHARD & COURTNEY	Geoffrey L. and Joan H. Whittier	8,750
PC – 210	1080 Lakeside Rd; 49.50 x 230.67	12900 Roosevelt Hwy	
Lot #15	Land – \$13,200 Total – \$58,700	Waterport, NY 14571	
5.49-1-74	SHARICK JOHN JR. BARBARA	Frank J. Lauterbach	4,250
PC – 260	938 Westfield St; 40.00 x 99.00	14789 Highview Drive	
Lot #16	Land – \$2,500 Total –\$ 25,000	Kent, NY 14477	
5.49-2-25	LAUZAU BRADLEY	David J. Coyle, Jr.	5,000
PC – 311	Shoreham St; 35.00 x 75.00	352 Mallory Road	
Lot #17	Land - \$ 900	Chemung, NY 14825	
	<b>Now 5.49-2-26.1</b>		
5.49-2-26	LAUZAU BRADLEY	SAME AS ABOVE	
PC – 260	13155 Fairview Dr; .31 acres		
	Land – \$5,700 Total –\$ 41,000		
	<b>Now 5.49-2-26.1</b>		
5.49-3-15	LAUZAU BRADLEY	SAME AS ABOVE	
PC – 311	13155 Shoreham St; 40.00 x 75.00		
	Land – \$1,100		
	<b>Now 5.49-2-26.1</b>		
5.49-3-16	LAUZAU BRADLEY	SAME AS ABOVE	
PC - 311	Shoreham St; 139.00 x 75.00		
	Land - \$1,000		
	<b>Now 5.49-2-26.1</b>		
5.49-3-17	LAUZAU BRADLEY	SAME AS ABOVE	
PC – 311	Shoreham St; 33.00 x 75.00		
	Land – \$ 900		
	<b>Now 5.49-2-26.1</b>		
5.49-2-29	YOUNG ANDREW	Eugene D. Collette	300

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PC – 311	Hillsdale St; 35.00 x 75.00	5066 Hellert Road	
Lot #18	Land Total - \$900	Medina, NY 14103	
7.12-2-16	OLIVERI-BROCCUTO JOAN	Terry L. Wolfe	8,500
PC – 311	911 Highview; .71 acres	1309 Brookedge Drive	
Lot #19	Land – \$14,100	Hamlin, NY 14464	
<b>CLARENDON</b>			
87.-3-2.11	CONA HENRY J.	Gordon S. Sprague III & Pamela Hodom	11,000
PC – 210	4071 Hulberton Rd; 3.4 acres, 300 x 497	4055 Hulberton Road	
Lot #21	Land – \$17,800 Total – \$37,200	Holley, NY 14470	
98.-1-38	WILLIAMS CURTIS & ADDIE B.	Gerald A. Zarpentine	1,500
PC – 210	16552 Fourth Section Rd; 2.6 acres	16508 4 <sup>th</sup> Section Road	
Lot #22	Land – \$15,800 total – \$ 44,200	Holley, NY 14470	
120.-1-31	TAPLIN VARDON D. & LINDA L.	Kevin Wolf	1,250
PC – 311	5729 Holley Byron Rd; 1.00 acres	5122 South Holley Rd	
Lot #23	Land – \$12,000	Holley, NY 14470	
<b>KENDALL</b>			
20.-1-1	CLEVELAND JOAN T.	Thillman C. Fabry	1,500
PC – 210	1359 Transit Rd; 1.3 acres	336 Countyline Road	
Lot #28	Land – \$8,500 Total – \$95,700	Hamlin, NY 14464	
32.12-1-26.1 & 26.12	COUNTY OF ORLEANS (WILSON R.)	Ralph Reis	350
PC - 480	1846 Kendall Rd; 29.87 x 72.50	1848 Kendall Road	
Lot #29	Land – \$1,800 Total – \$12,600	Kendall, NY 14476	
42.-1-39.2	MERRELL DANIEL	Frederick H. Conradt	5,500
PC - 314	Petersmith Rd; 5.20 acres	17293 Sand Road	
Lot #30	Land – \$12,900	Morton, NY 14508	
<b>MURRAY-INSIDE</b>			
76.20-2-52.1	DILL DAVID & BRENDA	Daniel G. Dill	28,000
PC – 220	11 Orchard St; 79.00 x 145.86	16731 Powerline Rd	
Lot #31	Land –\$9,000 Total – \$79,600	Holley, NY 14470	
87.8-1-4	DILL DAVID A. & BRENDA J.	Daniel G. Dill	24,750
PC – 210	120 Albion St; 104.90 x 194.70	16731 Powerline Rd	
Lot #32	Land – \$9,000 Total –\$ 77,500	Holley, NY 14470	
88.21-1-40	BATTAGLIA ENTERPRISES,	Daniel R. Seeler	5,000
PC – 484	18 Mechanic St; 67.50 x 57.75	53 South Main Street	

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Lot #33	Land – \$13,000 Total – \$47,200	Holley, NY 14470	
88.21-1-41	BATTAGLIA ENTERPRISES	Daniel R. Seeler	7,000
PC – 481	1 Public Sq; 53.00 x 57.75	53 South Main Street	
Lot #34	Land – \$13,000 Total – \$108,700	Holley, NY 14470	
<b>MURRAY – OUTSIDE</b>			
54.-1-9.3	NELSON JEFFREY A.	Matthew W. Brooks	200
PC – 323	Kendall Rd; 150.00 x 117.00	14975 Roosevelt Hwy	
Lot #35	Land – \$600	Kent, NY 14477	
54.-1-38	KING LUNDY FERRELL	Geoffrey L. and Joan H. Whittier	18,500
PC – 280	3015 Hulberton Rd; 24.8 acres	12900 Roosevelt Hwy	
Lot #36	Land – \$20,400 Total – \$ 114,500	Waterport, NY 14571	
64.-1-36	WESTPHAL JAMES M.	Michael A. Furnace/ Brian D. Forder	12,000
PC – 210	3486 Hindsburg Rd; 1.5 acres	15526 Holley Rd	
Lot #37	Land – \$9,800 Total – \$51,000	Albion, NY 14411	
64.-1-37	WESTPHAL JAMES M.	Nathaniel P. Lorenz	12,000
PC – 210	3474 Hindsburg Rd; 87.99 x 222.50	15590 Powerline Rd	
Lot #38	Land – \$9,000 Total – \$ 42,000	Holley, NY 14470	
64.-2-66	ETTINGER HENRY A. & DIANE	Paul D. Fuller	26,500
PC – 210	16186 Canal Rd; 83.16 x 386.43	90 Oak Bridge Way	
Lot #39	Land – \$9,000 Total – \$65,300	Rochester, NY 14612	
<b>RIDGEWAY-VILLAGE</b>			
79.12-3-82	COUNTY OF ORLEANS (FULLER J)	Demetrios Bitsas	2,000
PC – 230	617 Genesee St; 49.50 x 148.50	535 Main St	
Lot #40	Land – \$4,300 Total – \$46,000	Medina, NY 14103	
79.12-3-83	COUNTY OF ORLEANS (WOLTER KA)	Danny G. Dunn	2,000
PC – 411	613-615 Genesee St; 66.00 x 148.50	1800 Goodwin Rd	
Lot #41	Land – \$11,200 Total – \$34,000	Lyndonville, NY 14098	
79.36-1-17	BARNES WILFRED H.	Mary J. Mullins	21,000
PC – 210	229 Commercial St; 70.00 x 181.50	13072 Route 31	
Lot #42	Land – \$9,500 Total – \$56,400	Albion, NY 14411	
79.36-1-54	MOULE PATRICIA	Matthew C. Mundion	3,250
PC -210	303 West Ave; 32.83 x 69.00	5193 Salt Works Rd	
Lot #43	Land – \$2,400 Total – \$45,600	Medina, NY 14103	
79.36-2-26	MOULE PATRICIA	Christopher M. Demmer	900

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PC – 311	Lee Place; 24.00 x 44.00	9198 Ridge Road #9	
Lot #44	Land Total – \$1,400	Middleport NY 14105	
80.9-1-9	WAKEFIELD GREGORY (frmrlly Warren Betty & Amos)	Matthew C. Mundion	9,500
PC – 220	507 East Ave; 48.00 x 63.03	5193 Salt Works Rd	
Lot #45	Land – \$2,700 total – \$46,500	Medina, NY 14103	
80.37-1-7	331 Main St Inc.	Todd M. Fannin	750
PC – 482	331 Main St; 73.50 x 121.00	7072 Lake Rd	
Lot #48	Land – \$10,800	Appleton, NY 14008	
80.37-2-31.1	VANDENBOSCH DENNIS	Jeremy M. & Alicia F. Hogan	3,000
PC – 481	120 E. Center St; 13.00 x 135.00	216 West Ave	
Lot #49	Land - \$2,500; Total - \$65,900	Medina, NY 14103	
<b>RIDGEWAY-OUTSIDE</b>			
48.-1-24	BERGEMAN FREDRICK	James Stone	1,900
PC – 270	12211 Ridge Rd; 100.00 x 100.00	12925 Ridge Rd	
Lot #50	Land –\$4,000 Total – \$14,500	Albion, NY 14411	
56.-1-4	METZLER WALTER & ISABEL	Juan A. Jackson	6,500
PC – 240	3053 County Line Rd; 14.7 acres	300 Kimball Drive	
Lot #51	Land – \$18,300 Total – \$31,500	Rochester, NY 14623	
68.-2-39	GOLDSMITH GEORGE JR	Kindra D. Santy/Donald Hawes	32,500
PC – 210	3445 N Gravel Rd; 3.30 acres	105 David Avenue	
Lot #53	Land – \$11,000 Total – \$55,900	Cheektowaga, NY 14225	
<b>SHELBY-VILLAGE</b>			
80.45-3-42	COUNTY OF ORLEANS (LEWMAR)	Jeffrey R. Colonna	1,000
PC – 210	721 Church St; 66.00 x 132.00	12290 Ridge Road	
Lot #54	Land – \$6,600 Total – \$41,500	Albion, NY 14411	
80.45-3-54	COUNTY OF ORLEANS (OLIVER)	Rebecca J. Owen	1,500
PC -210	724 Church St; .21 acres	330 Ohio Street, Flr 1	
Lot #55	Land – \$6,700 Total – \$40,200	Lockport, NY 14094	
<b>SHELBY-OUTSIDE</b>			
102.-1-43	WILSON CHARLES JR & CECELIA	Brandy J. Skelton	4,000
PC – 210	4964 Edwards Rd; 2.1 acres	2050 Angling Rd	
Lot #56	Land – \$8,700 total – \$51,800	Lyndonville, NY 14098	
112.-1-52.2	YATES JAMES S.	Demetrios Bitsas	350
PC – 314	West Shelby Rd; 70.00 x 175.25	535 Main St	
Lot #57	Land – \$4,400	Medina, NY 14103	

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114.-1-25.2	SNELL RICHARD D.	Jay C. Albrecht	3,500
PC – 314	5583 East Shelby Rd; 5 acres	4686 Freeman Rd	
Lot #58	Land – \$12,000	Middleport, NY 14105	
114.-1-26	SNELL RICHARD D.	Louis A. Erickson	900
PC – 314	5579 East Shelby Rd; 50.00 x 75.25	251 S. Palisade Dr	
Lot #59	Land – \$1,300	Orem, UT 84097	
<b>YATES-OUTSIDE</b>			
13.-1-50.2	PITCOVICH GEORGE M	Michelle M. Champman	800
PC – 314	Roosevelt Hwy; 147.25 x 183.00	11077 Roosevelt Hwy	
Lot #60	Land – \$8,300	Lyndonville, NY 14098	
TOTAL:			328,900

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 173-510**

#### **AUTHORIZING CHIEF ADMINISTRATIVE OFFICER TO RELEASE A REQUEST FOR PROPOSAL FOR ENERGY PERFORMANCE CONTRACTOR**

WHEREAS, the Orleans County Legislature engaged Wendel Energy to perform studies of the County facilities to identify opportunities for energy savings through capital investments in improvements to those facilities; and

WHEREAS, Wendel has completed the examination and analysis of the Orleans County facilities and identified a number of areas that may be acted on by the County in order to achieve significant savings through targeted investments; therefore be it

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to release a Request for Proposal for an Energy Performance Contractor to carry out the implementation of the items identified in the study and recommended by the Buildings and Grounds Legislative Standing Committee.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 174-510**

**AUTHORIZING UNPAID EDUCATIONAL LEAVE OF ABSENCE  
FOR MENTAL HEALTH EMPLOYEE**

RESOLVED, that this Legislature authorizes an unpaid educational leave of absence for Kristin Pike in the Mental Health Department, from July 6, 2010 until August 6, 2010, returning to her job August 9, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 175-510**

**AUTHORIZING CONVEYANCE OF TAX MAP NO. 106.-1-26, TOWN  
OF BARRE**

WHEREAS, the County of Orleans acquired title to tax map no. 106.-1-26 on April 28, 2006 by virtue of the In Rem Tax Foreclosure Proceeding of 2001 County/Town tax liens; and

WHEREAS, the prior owners sought protection under the Bankruptcy Act immediately after the County of Orleans had taken the deed; and

WHEREAS, the County's bankruptcy claim has been paid in full by the Bankruptcy Trustee; now, therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to reconvey title of tax map no. 106.-1-26, Town of Barre, to the prior owners of record, Moore Robert and Froman Corena.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 176-510**

**AUTHORIZING CANCELLATION OF UNPAID REAL PROPERTY  
TAXES AND INTEREST, PENALTIES AND SOLID WASTE FEES  
FOR COUNTY OWNED PROPERTY IN THE TOWN OF CARLTON**

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WHEREAS, title to Tax Map No. 28.1-1-2 was acquired by the County of Orleans by means of an Article 11 RPTL In Rem Tax Foreclosure Proceeding; and

WHEREAS, the County desires to use the said parcel as a part of its tourism and recreational fishing and boating program, and such use will promote economic development within the County of Orleans; and

WHEREAS, this Legislature hereby determines that a cancellation of the unpaid taxes and relieved school taxes, and all interest, penalties and Solid Waste/Recycling charges with respect to the said parcel would be in the best interest of the County of Orleans in order to promote economic development; now, therefore be it

RESOLVED, that this Legislature hereby authorizes the County Treasurer as the tax enforcing officer of the County to permit a cancellation of all interest, penalties and Solid Waste/Recycling charges and directs cancellation of any unpaid taxes and relieved school taxes with respect to said Tax Map Parcel No. 28.1-1-2, Town of Carlton, without charge-back to any taxing entities.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 177-510**

#### **AUTHORIZING EXPENDING FUNDS IN THE STATE HOMELAND SECURITY GRANT PROGRAM FOR FEDERAL FISCAL YEAR 2009**

RESOLVED, that this Legislature authorizes the Emergency Management Office to enter into an Independent Contractor Agreement from May 1, 2010 to October 31, 2010 with William J. Clark of Newfane, NY, to complete and develop a comprehensive Continuity of Operations Plan (COOP) for Orleans County; payment for said contractual work to be at \$75 per hour, not to exceed \$12,600, to be paid from 3640.486 SHSP Grant FY2009.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 178-510**

**AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY  
MANAGEMENT**

WHEREAS, Resolution No. 120-310 authorized the purchase of Coax Cable and fittings for the 800 MHz Antenna System on the EMO radio tower; be it

RESOLVED, that this Legislature approves the quote of \$11,590 from Fred A. Nudd Corporation, Ontario, N.Y., for the scope of work required to install said cable, fittings, hangers and additional hardware and removal of old equipment; and be it

FURTHER RESOLVED, that said work to be paid from State Homeland Security Grant FY07, at no cost to the County.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 179-510**

**ASSIGNING AUTHORITY TO SIGN CHECKS ON DEPARTMENT  
OF SOCIAL SERVICES ACCOUNT**

RESOLVED, that the following person be authorized to sign on the account indicated below:

In compliance with regulations, the Orleans County Commissioner Representative Payee Account for Social Security Beneficiaries (Account #483017614352) for which checks were signed by Thomas D. Kuryla, Commissioner has been changed to Account Name: "Orleans County Treasurer, Orleans County Commissioner Representative Payee for Social Security Beneficiaries" (Public Funds Interest Checking Account #483021120764) for which checks are hereby authorized to be signed by Susan M. Heard, Orleans County Treasurer.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to set the date of a Public Hearing for a Local Law to establish boat launch fees for the Oak Orchard State Boat Launch. It is

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the same fee as the State had when the State operated this boat launch; seconded by Legislator Allport. Legislator Johnson commended that the Empire State Passport will be honored by the County. The following resolution was adopted:

**RESOLUTION NO. 180-510**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 2-INTRO OF 2010 TO ESTABLISH A BOAT LAUNCHING FEE AT THE OAK ORCHARD STATE BOAT LAUNCH

WHEREAS, the County of Orleans has been granted a Special Use Permit by the Genesee State Park Region for the operation of the Oak Orchard State Boat Launch for the period of April 15, 2010 to October 30, 2010; and

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW TO ESTABLISH A BOAT LAUNCHING FEE AT THE OAK ORCHARD STATE BOAT LAUNCH"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 26<sup>th</sup> day of May at 4:20 p.m. at the Legislature Chambers, 3 South Main St., Albion, New York.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 181-510**

AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY DEPARTMENT BUDGET AND APPROVING SUPPLEMENTAL AGREEMENT WITH NYS DOT

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway Department Budget for the Knowlesville Road Bridge over Oak Orchard River, for the remaining engineering, construction, and construction inspection, as follows:

<u>Revenue:</u>		
D3503	Highway Bridges	\$1,549,229
<u>Appropriation:</u>		
D5120.470	Capital Construction Project	\$1,549,229

and be it

RESOLVED, that the Chairman of Legislature be authorized to sign the Supplemental Agreement No. 1 to D031621, authorizing Federal Aid/Marchiselli Aid Project Agreement, effective April 27, 2010 through August 29, 2016.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 182-510**

**APPROVING AGREEMENT BETWEEN HIGHWAY DEPARTMENT  
AND DEWBERRY-GOODKIND**

RESOLVED, that this Legislature approves an agreement between the Highway Department and Dewberry-Goodkind, Inc., 183 E. Main St., Rochester, NY 14604-1617, for the construction inspection of the Knowlesville Road Bridge over Oak Orchard River, at a cost of \$140,000.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 183-510**

**AWARDING BID FOR REPLACEMENT OF THE KNOWLESVILLE  
ROAD BRIDGE**

RESOLVED, that this Legislature awards the bid for replacement of the Knowlesville Road Bridge over Oak Orchard River to Ramsey Constructors, Inc., 5711 Gateway Park, Lakeville, NY 14480 for \$1,282,559.90.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 184-510**

**SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 3-INTRO OF 2010 AUTHORIZING THE ISSUANCE OF APPEARANCE TICKETS BY PUBLIC SERVANTS**

WHEREAS, the County of Orleans wishes to authorize public servants to issue and serve appearance tickets in connection with violations of State statutes, local laws, ordinances, rules and regulations of the County which the public servants are authorized or required to enforce; and

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW AUTHORIZING THE ISSUANCE OF APPEARANCE TICKETS BY PUBLIC SERVANTS"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 26<sup>th</sup> day of May at 4:25 p.m. at the Legislature Chambers, 3 South Main St., Albion, New York.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to approve an agreement for the modernization of the County Jail elevator; seconded by Legislator Eick. Cindy Piedimonte, from the audience, asked if the county jail has been condemned, why are they putting new money in it if a new one is going to be built. Chuck Nesbitt indicated that the Commission of Corrections has been taking a different approach with us since that board make up has been changed. The Legislature, at this time, does not feel with this economic climate that the County can afford in a short term to build a new jail. This elevator project is needed because of the risk of liability to the employees and inmates for the old elevator. Currently the cells are being repaired one by one. The following resolution was adopted:

**RESOLUTION NO. 185-510**

**APPROVING AGREEMENT WITH BUILDINGS AND GROUNDS  
AND THYSSENKRUPP ELEVATOR FOR COUNTY JAIL  
ELEVATOR MODERNIZATION PROJECT**

RESOLVED, that this Legislature approves the agreement with ThyssenKrupp Elevator, 2495 Walden Avenue, Buffalo, NY 14225, for the Modernization of County Jail Elevator in the amount of \$63,895 to be purchased from Account 1620.470 – Capital Construction Projects.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 186-510**

**AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending March 31, 2010; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment  
October 1, 2009 through March 31, 2010**

	Town Taxable	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	199,395,004	118,053,667	29.60%	22,156.12	6,558.85	15,597.27
Barre	78,225,557			8,442.53	0	8,442.53
Carlton	173,401,545			14,284.24	0	14,284.24
Clarendon	147,204,431			14,374.66	0	14,374.66
Gaines	106,779,003	22,314,760	10.45%	5,547.85	579.70	4,968.15
Kendall	136,184,464			10,104.06	0	10,104.06
Murray	177,175,447	51,689,787	14.59%	11,790.67	1,719.93	10,070.74
Ridgeway	216,557,028	93,651,959	21.62%	21,156.39	4,574.63	16,581.76
Shelby	173,416,123	71,603,089	20.64%	13,679.08	2,824.03	10,855.05
Yates	133,942,232	27,927,229	10.43%	13,867.12	1,445.66	12,421.46
	<u>1,542,280,834</u>	<u>385,240,491</u>		<u>135,402.72</u>	<u>17,702.80</u>	<u>117,699.92</u>

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*Resolutions 170-189*

Moved, Callard; second, Bower  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the District Attorney to apply for renewal of the State Aid to Prosecution Grant. She added that this state aid has dropped by 10%. The resolution was seconded by Legislator Smith. The following resolution was adopted:

**RESOLUTION NO. 187-510**

**AUTHORIZING DISTRICT ATTORNEY TO APPLY FOR RENEWAL  
OF STATE AID TO PROSECUTION GRANT WITH THE DIVISION  
OF CRIMINAL JUSTICE SERVICES**

WHEREAS, the District Attorney has previously obtained a grant for State Aid to Prosecution with the Division of Criminal Justice Services in the amount of \$35,300; and

WHEREAS, an application is now needed to renew said State Aid to Prosecution grant for the year 2011; be it

RESOLVED, that the District Attorney is authorized to apply for the renewal of said grant in the amount of \$31,800 with the Division of Criminal Justice Services to provide for an experienced 1<sup>st</sup> Assistant District Attorney.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 188-510**

**AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN  
THE TOWN OF GAINES**

RESOLVED, that this Legislature sell and convey unto SEARLS CLAYTON & BEVERLY for the sum of \$ 7,388.00 Serial No. 2006-045, Tax Map No. 60.4-1-36 of the premises contained in the 2006 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans and filed in the Orleans County Clerk's Office in Liber 837 of Deeds at Page 1537, being formerly assessed to Clayton & Beverly Searls bounded and described as follows: In the Town of Gaines, Orleans County, New York, being known as 3328 Eagle Harbor Waterport



Rd; and that the County Treasurer is hereby authorized to; make and deliver a deed, therefore, to the said purchaser upon payment of the aforementioned purchase price.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 189-510**

**AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN  
THE TOWN OF BARRE**

RESOLVED, that this Legislature sell and convey unto SOMMERFELDT ROGER E. & STACY L for the sum of \$15,986.59 Serial No. 2006-019, Tax Map No. 107.-1-23 of the premises contained in the 2006 delinquent tax list in the foreclosure In Rem Proceedings, as contained in the deed to the County of Orleans and filed in the Orleans County Clerk's Office in Liber 837 of Deeds at Page 1537, being formerly assessed to Roger E. & Stacy L Sommerfeldt bounded and described as follows: In the Town of Barre, Orleans County, New York, being known as 4822 Transit Road; and that the County Treasurer is hereby authorized to; make and deliver a deed, therefore, to the said purchaser upon payment of the aforementioned purchase price.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard asked if there is any old business. A gentlemen from the audience asked if there is any grants to enhance the power transmissions lines across our county. He firmly supports the use of wind power and to him it is a no brainer. Chuck Nesbitt stated that communications have been sent to him regarding major power transmissions across the state, a very large book to read it entirely. Chairman Callard thought it was going along Route 31 across the County. Chuck Nesbitt indicated that this may be a good topic for a future conference session.

Chairman Callard reminded everyone of the Public Forum on May 20<sup>th</sup> at 7 p.m. at the 4-H Fairgrounds.

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Resolutions 190-205*

Legislator Allport moved to adjourn; second by Legislator Smith. Meeting adjourned at 5:15 p.m.

## **LEGISLATURE MEETING**

May 26, 2010

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Chairman Callard called the meeting to order at 4:34 PM. After the pledge to the flag and invocation led by Charles Kinsey, Director of Computer Services, the Clerk called the roll. All Legislators were present, with the exception of Legislators Eick and Smith.

Legislator Bower moved to add one resolution to the agenda; second by Legislator Rush. Motion carried.

The Clerk presented the following communications: The 33<sup>rd</sup> Annual Genesee/Finger Lakes Regional Planning Council Meeting will be held on June 10<sup>th</sup> at 10:30 a.m. at the Esperanza Mansion, 3456 Route 54A, Bluff Point, NY, Yates County. Susan Heard, Orleans County Treasurer, has forwarded a listing of Real Property Tax Refunds in the amount of \$954.15 that has been reviewed and authorized by her office.

The Treasurer distributed an Auction Summary Report from the Orleans County Tax Foreclosure Real Estate Auction held on May 12<sup>th</sup>, which was prepared by auctioneers Haroff Auction & Realty, Inc. and Absolute Auctions & Realty, Inc. The Treasurer also handed the Clerk the Annual Financial Report Update Document for the fiscal year ending December 21, 2009.

Chairman Callard opened the floor to the public for discussion. Paul Rusin, from Murray, questioned the new proposal for the fees for the Oak Orchard State Boat Launch and how will the fees be collected? Chairman Callard advised that the intent is to have a receptacle to accept a charge or debit card as opposed to an employee collecting those fees. Mr. Rusin asked if there is a way to block it off so you have to put your money in to get into the park. Chairman Callard stated it will be on an honor system but will be patrolled by the New York State Park Police and the Orleans County Sheriff's Department. If a person is there illicitly, then that person will be ticketed.

Chairman Callard called the Legislators if they wish to report. Legislature Johnson attended Assemblyman Hawley's Local Government Conference along with Chairman Callard and Legislator Allport. She said it was very

worthwhile and expressed that they had very relevant subjects available to them.

Legislator Bower reported on attending the Youth Awards Banquet. It was well attended by our Legislative board and our community. It was seen first hand the youth of our County who have done good things for their fellow citizens. It was very heartwarming and very nicely done. Chairman Callard agreed with him and said it was very touching.

Legislator Rush reported on the County, and the State too, who have been working down in the Point Breeze area. Chairman Callard added that mowing is being done around the bridges along with bridge repairs including painting and masonry work.

The following resolutions were then adopted:

**RESOLUTION NO. 190-510**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	2112-2268	\$497,207.21
Highway	No Claims	
Nursing Home	37742-37770	\$108,146.73
Job Development	4548-4555	\$20,797.46
Self Insurance	46591; 46660- 46661; 46664	\$14,370.71

Moved, Bower; second, Johnson.

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Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 191-510**

APPROVING AGREEMENT EXTENSION BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND NURSEFINDERS, INC.

RESOLVED, that this Legislature approves extending the agreement between The Villages of Orleans Health and Rehabilitation Center and Nursefinders, Inc. for agency nurse services on an as needed basis for the period March 1, 2010 to February 28, 2011; and be it

FURTHER RESOLVED, that the RN, LPN and CNA cost schedule is:

	RN	LPN	CNA
Weekday	\$47.00	\$36.00	\$22.50
Weekend	\$50.00	\$36.00	\$22.50

Holiday and Overtime hours over forty hours per week will be billed at time and half. Designated holidays are New Years Eve (3-11, 11-7), New Years Day, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving Day, Christmas Eve (3-11, 11-7) and Christmas Day; and be it

FURTHER RESOLVED, that the agreement is subject to County Attorney's approval.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 192-510**

APPROVING AGREEMENT EXTENSION BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND FREEDOM THERAPY, P.C.

RESOLVED, that this Legislature approves the extension to the current agreement between The Villages of Orleans Health and Rehabilitation Center and Freedom Therapy, P.C. with its principal office at 384 East Avenue, Suite B, Rochester, NY 14607, for physical therapy services for the period May 1, 2009 to April 30, 2011.

Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 193-510**

**AUTHORIZING FILLING OF VACANCY IN THE PROBATION DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Secretary II position in the Probation Department at Grade 2 of the Management Compensation Plan effective June 14, 2010.

Moved, Johnson; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 194-510**

**AUTHORIZING SETTING UP NEW MONEY IN CONTROL OF ANIMALS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Control of Animals budget for a donation received by Lorraine H. Dolence and in Memory of Olga M. Mesh by Kelly and Robert DeSmit and Debbie DeSmit:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$55
<u>Appropriation:</u>		
A3510.418	Other Contractual Expenses	\$55

Moved, Johnson; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislature Bower moved to approve an agreement with Medina Memorial Hospital for Lead Poisoning Education; seconded by Legislator Johnson. Legislator Johnson asked why it is only a six month agreement. Paul Pettit, Director of the Public Health, indicated that this is a State Grant that they are moving over to a Federal Grant starting October 1<sup>st</sup>. The following resolution was adopted:

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**RESOLUTION NO. 195-510**

APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND MEDINA MEMORIAL HOSPITAL

RESOLVED, that this Legislature approves an agreement between the Health Department and Medina Memorial Hospital, 200 Ohio Street, Medina, NY 14103, to provide Lead Poisoning Education information and programs towards targeted communities and individuals eligible in Orleans County. Contract period April 1, 2010 through September 30, 2010, contract amount not to exceed \$7,000. Reimbursement from New York State Department of Health. No County cost.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Rush moved to abolish and create positions in Social Services; seconded by Legislator Allport. Chairman Callard commended Tom Kuryla, Commissioner of Social Services, for examining a full time position, that was no longer a need to continue and knowing it could be done adequately as a part-time position which helps us contain our costs. The following resolution was adopted:

**RESOLUTION NO. 196-510**

AUTHORIZING ABOLISHING, CREATING AND FILLING  
POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby abolish the position of full-time Bilingual Keyboard Specialist effective May 31, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time (20 hours/week) Keyboard Specialist position in the Department of Social Services at Grade 7 of the CSEA Salary Schedule; effective June 1, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes filling the newly created vacant position.

Moved, Rush; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Rush moved to authorize setting up new money in the Youth Bureau Budget. Legislator Rush called upon Deborah Kerr-Rosenbeck, Genesee/Orleans Youth Director to make a quick statement. Mrs. Rosenbeck mentioned that this ties into the Youth Awards banquet. She said that last year's keynote speaker, Xavier Riley, a native of Albion, was so moved by the event and the fact that he was a Youth Board member as a teenager, that he made a donation to underwrite the cost of the event. It was a personal donation of \$1,750 in honor of his father and his mother-in-law. It allowed the youth winner and both parents to attend with no cost to them. In past years, this was not offered. It also allows a transfer of money that they would normally use for their administration from the State, to the programs which that funding line was cut by 30%. Sarah Brinsmaid, who read about the budget reductions in the newspaper, also made a contribution of \$1,000 to help offset those budget reductions. Sarah Brinsmaid is tied to the youth awards program because she is a relative of Helen Brinsmaid, who has an award given in her name. These donations were completely unsolicited. The resolution was seconded by Legislator Allport. Legislator Johnson asked if there are plans to prorate this donation to all the programs that they sponsor now. Deb indicated that this will be addressed at next weeks Youth Board meeting. She explained that complete funding was eliminated to one agency so there will be a number of things under discussion, whether to hold it over till next year because everyone was notified. There will be a number of options presented and the Youth Board will make a recommendation back to this Legislature. It is a public meeting should anyone want to attend, being held on June 2<sup>nd</sup> at 5:30 p.m. at Job Development. The following resolution was adopted:

**RESOLUTION NO. 197-510**

**AUTHORIZING SETTING UP NEW MONEY IN YOUTH BUREAU BUDGET**

WHEREAS, Sarah Brinsmaid donated \$1,000 to offset reductions to youth programs and Xavier Riley donated \$1,750 to cover the cost of the Youth Awards Program; and

WHEREAS, the Genesee County Youth Bureau Executive Director did request a budget amendment to include appropriation and revenue for these two donations and the Committee on Economic

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Assistance and Opportunity did review the request and does recommend approval at this time; now, therefore be it

RESOLVED, that the County Treasurer is authorized to set up new money in the Youth Bureau budget as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$2,750
<u>Appropriation:</u>		
A7310.418	Youth Programs	\$1,000
A7312.418	Other Contractual	\$1,750

Moved, Rush; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

#### **RESOLUTION NO. 198-510**

APPROVING AGREEMENT EXTENSION BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND AMERICAN MEDICAL GAS, LLC

RESOLVED, that this Legislature approves the extension to the current agreement between The Villages of Orleans and American Medical Gas, LLC with its principal office at 80 French Road, Cheektowaga, NY 14227, for the provision of oxygen supplies (cylinder and concentrators) at the approved fee schedule; effective May 1, 2008 through May 11, 2013.

Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Johnson moved a resolution for housing of inmates in our jail for Genesee County. She stated that if we maintain three inmates from Genesee County that would complete the budget line they hoped to have and now they are boarding in six. Legislator Allport seconded her motion. The following resolution was adopted:



**RESOLUTION NO. 199-510**

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY  
SHERIFF AND GENESEE COUNTY SHERIFF FOR THE HOUSING  
OF INMATES

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Office and the Genesee County Sheriff's Office for the housing of prisoners in their respective jails at a rate of \$75 per prisoner/per day effective January 1, 2010 through December 31, 2010.

Moved, Johnson; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 200-510**

AUTHORIZING AGREEMENT BETWEEN HIGHWAY  
DEPARTMENT AND ROCHESTER-GENESEE REGIONAL  
TRANSPORTATION AUTHORITY

RESOLVED, that this Legislature approves a Joint Service agreement between the Orleans County Highway Department and RGRTA for reimbursement for installation and service of security cameras; effective May 26, 2010 through July 31, 2014; and be it

FURTHER RESOLVED, that the Chief Administrative Officer be authorized to sign the agreement with RGRTA at 1372 East Main Street, Rochester, NY 14609, in the amount of \$4,000, payable to Orleans County as their share of the Highway Security Camera.

Moved, Bower; second, Rush.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 201-510**

APPROVING AGREEMENT BETWEEN HIGHWAY DEPARTMENT  
AND NYS DOT

RESOLVED, that this Legislature approves a supplemental #2 agreement with the Orleans County Highway Department and the NYS DOT, 1530 Jefferson Road, Rochester, NY 14623-3161, for construction

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and construction inspection for the Eagle Harbor Road Bridge at \$1,076,350 with a reimbursement of \$1,008,380 and a final County cost of \$67,970; effective through December 13, 2013; and be it

FURTHER RESOLVED, that the Chairman of the Legislature be authorized to sign the supplemental #2 agreement Contract #D024697 for Eagle Harbor Road Bridge over Otter Creek.

Moved, Bower; second, Rush.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

### **RESOLUTION NO. 202-510**

#### **AUTHORIZING AGREEMENT BETWEEN HEALTH DEPARTMENT AND HOME CARE OF ROCHESTER**

WHEREAS, Orleans County is in the process of selling its Certified Home Health Agency (CHHA) to Home Care of Rochester (HCR); and

WHEREAS, ongoing staffing issues have hindered the operational aspect of the CHHA; and

WHEREAS, HCR has agreed to provide staffing and administrative support to assist with the operational and service needs of the CHHA as requested; therefore be it

RESOLVED, that this Legislature approves Nursing, Home Health Aide, Occupational Therapy, Physical Therapy, and other related services agreement between the Orleans County Health Department and Home Care of Rochester. Reimbursement rates under this agreement to HCR for services are defined in the contract.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Allport moved a resolution to support the creation of Enhanced Sales Tax Transparency and Accountability System for improved Local Government Fiscal Management. He explained that we are asking the State to be clearer in the sales tax money being sent to us and an itemized list as to how they come up with the numbers. Legislator Bower seconded the motion. Chairman Callard requested if Chief Administrative Officer,

Chuck Nesbitt, would like add to this. Chuck stated that this resolution originated with the Association of Counties and there has been some discussion with the State who are showing willingness to work with the Counties to develop a system to provide us with real time information and information to allow us to better forecast sales tax receipts going forward. At this time, the Treasurer is the only person allowed to access this information and it is usually six months old when she gets it. He said that they think there is technology that exists for them to be able to help us to get more, real time, and reliable, up to date information. Therefore, we are in support of the efforts of NYSAC to achieve this. The following resolution was adopted:

**RESOLUTION NO. 203-510**

**SUPPORTING THE CREATION OF ENHANCED SALES TAX  
TRANSPARENCY AND ACCOUNTABILITY SYSTEM FOR  
IMPROVED LOCAL GOVERNMENT FISCAL MANAGEMENT**

WHEREAS, for the past five quarters, sales tax collections in New York State have declined from prior year collections; and

WHEREAS, the local share of sales and use tax is a major revenue source for all 57 counties, and is the principle alternative to the real property tax for the counties to provide state mandated services at the local level; and

WHEREAS, the state share of sales and use tax is also a major revenue for it, and a principle alternative to the personal income tax; and

WHEREAS, accurate forecasting and full collection of this tax is critical to the fiscal integrity of all levels of government; and

WHEREAS, because the total sales tax is collected by the State Department of Taxation and Finance and then the local share is distributed to counties, local officials are dependent on the State Tax Department for information on collections, audit recoveries, and vendor information. For a variety of reasons, this information is often difficult to obtain and interpret; and

WHEREAS, the creation of a revenue resource center whose function could provide:

- a forecast model for all 57 counties outside the City of New York to

- support county budgeting and fiscal monitoring;
- technical assistance in integrating forecast information into County budgets, monitoring collection data and implementing planning and management tools that enhance County fiscal management;
- a secure internet site and use it to receive and distribute data from T&F and OSC;
- interpretive tools that will assist county staff in making the best use of the information;
- research, devise, and conduct a series of joint county/T&F compliance activities;
- an Advisory Board comprised of county officials, and a representative of both the Commissioner of the State Department of Taxation and Finance (T&F) and the State Comptroller (OSC); and
- an annual report to the Governor and the Legislature on state/local tax policy, administration and compliance; and

WHEREAS, additional benefits of this new transparent and modern system of sales tax analysis and collection could also provide benefits to the state such as:

- a knowledgeable single point of contact between County and Tax Department officials;
- the forecast would be available to State policymakers to further inform their own revenue forecast;
- a platform for State/County collaborative efforts on sales tax compliance and policy development;
- potential to be expanded to other joint-revenue sources and/or joint-program areas where the routine and facilitated exchange of data would be mutually beneficial; and
- creating the foundation for a national model;

now, therefore be it

RESOLVED, that the Orleans County Legislature hereby urges the Governor and State Department of Taxation and Finance to establish a Joint Revenue Resource Center that will provide a platform for enhanced revenue forecasts, especially of the sales tax, and serve as a forum for state and local fiscal managers to work together to improve the management and effectiveness of the revenue systems we share; and be it

FURTHER RESOLVED, that the Clerk of the Orleans County Legislature shall forward copies of this Resolution to Governor David A.

Paterson, Senator George Maziarz, Assemblyman Steve Hawley, NYSAC, InterCounty of Western NY and all others deemed necessary and proper.

Moved, Allport; second, Johnson/Bower.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Allport moved in its entirety a resolution opposing the use of the “R” word in Individuals with Disabilities. He added that this is in coordination with HR4544 being proposed in the House of Representative to have the terminology changed in all federal laws. Legislator Bower seconded the motion. Legislator Johnson added that this is long time overdue. The following resolution was adopted:

**RESOLUTION NO. 204-510**

**OPPOSING THE USE OF THE ‘R’ WORD FOR INDIVIDUALS WITH DISABILITIES**

WHEREAS, individuals with disabilities work hard to live as independently as possible; and

WHEREAS, the terms mental retardation and mentally retarded are insulting and hurtful to people with intellectual disabilities and their family members; and

WHEREAS, what was once a clinical term has now become a vicious slang; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby urge the Federal, State and Local Governments to change the terms mental retardation and mentally retarded to “Intellectual Disability” and “Intellectually Disabled” in Federal, State and Local Laws relating to education, employment and other social services; and be it

FURTHER RESOLVED, that the Clerk of the Orleans County Legislature hereby is directed to send certified copies of this resolution to Representative Michael McMahan, Representative Christopher Lee, Governor David Paterson, Assembly Speaker Sheldon Silver, Senator George Maziarz, Assemblyman Steve Hawley, NYSARC, NYSAC, and all counties’ Administrative Officers or Clerks of the Legislative Boards.

Moved, Allport; second, Bower.

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Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

### **RESOLUTION 205-510**

#### **AUTHORIZING OUT OF STATE TRAVEL FOR THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request by Karen Wygal, RN, Director of Nursing at the Villages of Orleans to attend the seminar “Dementia – A Comprehensive Update” at Fairmont Copley Plaza Hotel, Copley Square, Boston, Massachusetts from June 2 – June 4, 2010. All costs will be covered by the Director of Nursing.

Moved, Bower; second, Johnson

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Mr. Colquhoun, Executive Director of the ARC of Orleans, asked that on behalf of a whole bunch of very happy people who are here today would like to thank Legislator Allport and the entire Board for taking that action today. It is something that is very important to a very important group of citizens in our County. It is in keeping with some things that are going on nationally, and we are exceptionally pleased and proud of our County for taking that action today. Mr. Colquhoun thanked them.

With there being no further business to be done by this board today, Legislator Bower made a motion to move into executive session at 4:47 p.m. to discuss pending litigation; seconded by Legislator Allport. Motion Carried.

Legislator Bower moved to reconvene the meeting from an executive session at 5:23 p.m.; seconded by Legislator Allport.

Legislator Bower moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:24 p.m.

### **LEGISLATURE MEETING**

June 9, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Paul Fulcomer, Director of Veterans Services in Orleans County, the Clerk called the roll. All

Legislators were present, with the exception of Legislators Eick and Smith.

The Clerk presented the following communications: The Albion Central School District is requesting space on the Courthouse lawn on June 15<sup>th</sup> from 4:30 a.m. until 7:30 a.m. to host WGRZ Meteorologist, Andy Parker's live broadcast from this location. The Albion Elementary School students won a weather machine contest and Mr. Parker will be conducting his weather machine assembly later at the school. An Open House Retirement Reception, honoring Dr. Ada Grabowski, Albion Central School District Superintendent, will be held on June 17<sup>th</sup> from 3:00 p.m. – 6:00 p.m. at the High School Arts Foyer. InterCounty Association of Western New York will hold their monthly meeting in Steuben County at the Pleasant Valley Wine Company, Hammondsport on June 18<sup>th</sup> at 9:30 a.m. The Oak Orchard Lighthouse will be dedicated on June 26<sup>th</sup> at 4:00 p.m. at 14357 Ontario St., Point Breeze. Go ART 2011 Reach and Ripple Grant Program is offering workshops throughout Genesee and Orleans Counties to assist nonprofit organizations and individual artists in the creation and presentation of arts and cultural programming. These are scheduled in Orleans County to begin at 6:00 p.m. on July 7<sup>th</sup> at the Shirt Factory Café, July 8<sup>th</sup> at the Swan Library, July 9<sup>th</sup> at the Holley Community Free Library and July 15<sup>th</sup> at the Lyndonville Yates Community Library. Resolutions received from other Counties: St Lawrence: Commenting on Proposed 6 NYCRR Part 247 Regulations on Outdoor Wood Boilers; Cayuga: Resolution Calling on Cayuga County's Legislators and its individual members to request the United States Congress to insure that when land is placed in trust pursuant to those property taxes shall continue to be assessed and paid to local municipalities; Cayuga: Resolution calling on the Governor of the State of New York to enforce the collection of sales taxes on tobacco sold on Indian lands and to insure collection of all sales and excise taxes on tribal and Indian sales of all goods and services to non-tribal members without delay.

Legislator Bower moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried.

A proclamation was given to Emily Bannister, Niagara/Orleans Dairy Princess, and her ambassador, Jayne Bannister by Legislator Rush to celebrate June as Dairy Month.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through May 2010. It was noted that the State has not given any money for DSS in the month of May. Chairman Callard asked if the receipt of sales tax checks been slowed. Treasurer Heard said they are scheduled. One was received in June, which was up by \$60,000. Additional checks will be received June 14<sup>th</sup>, another at the end of June and one at the first of July. Chairman Callard also questioned if the Nursing Home has received their IGT monies. Treasurer Heard stated that she has an e-mail out inquiring for a date of receipt. CAO Nesbitt indicated that IGT is a bureaucratic issue at the Federal level. Legislator Johnson observed that it is the lowest month of the year for receiving State and Federal aid. CAO Nesbitt stated that the important distinction is that it is really not aid, it is reimbursement for services that have been paid for.

During open discussion, Susan Paul, Waterport, said she was here two months ago and has not received any response. She was afraid that people did not believe her so she made copies, which she distributed, for what this crime has cost her. She indicated it will take her six years to pay off the attorney bill because she feels the District Attorney's Office did not do his job in court. She also made copies of expenses, \$2,378.06 that she has put out, of which she provided to the District Attorney. This is for labor and items that needed to be purchased for fixing her property. She is very disappointed that she is not getting any answers as to why the District Attorney's office, or somebody, can't reimburse her, or pay half, for this attorney bill. They solved the case without her knowledge, she was in Florida. No restitution was requested. The Assistant District Attorney, Susan, told Ms. Paul that the woman does not have any money. Chairman Callard stated that they will discuss this at next week's Public Safety committee meeting. Chairman Callard stated as a County Legislature, he does not know what they can do to help other than getting them more familiarized with the issue. He indicated that it is more of a law enforcement and/or code enforcement issue and may be beyond their scope for reimbursement. CAO Nesbitt indicated that it is illegal to pay out public funds. Ms. Paul would have liked to have a phone call returned stating that it was looked into and there is nothing that can be done on the Legislative level. She was told to attend the meeting here. Legislature Rush apologized to her for not working on it as much as he should have and he will look into it. Chairman Callard asked Legislator Rush to follow up after next week's meetings.

The following resolutions were then adopted:



**RESOLUTION NO. 206-610**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	2279-2474	\$299,881.94
Highway	605-622; 1624-1652	\$1,175,619.09
Nursing Home	1003-1005; 1008- 1009; 1014; 1017; 37771-37815	\$94,815.58
Job Development	No Claims	
Self Insurance	46731-46733, 46815	3,995.34

Moved, Rush; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Bower moved to appoint Carol D'Agostino to the Community Services Board. She is the principal of the Kendall Jr./Sr. High School and is a lifelong resident of the Town of Kendall and he believes that they are getting a very good member for this board; seconded by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 207-610**

**APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD**

RESOLVED, that this Legislature approves the appointment of Carol D'Agostino to the Community Services Board, effective June 9,

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2010 with a first term expiration date of April 30, 2014, replacing Jack Beedon.

Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 208-610**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE COMPUTER SERVICES BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Computer Services budget, for phone upgrades as follows:

<u>From:</u>			
A1680.101	Personal Services - Overtime		\$408
<u>To:</u>			
A1680.401	Cellular Phones & Pagers		\$408

Moved, Allport; second, Bower.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 209-610**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE ENTERPRISE FUND**

RESOLVED, that the Treasurer is authorized to transfer monies within the Enterprise Fund, for a new Psychiatric Nurse Consultant contract entered into after budget was adopted, as follows:

<u>From:</u>			
EH6030.100	Personal Services		\$10,800
<u>To:</u>			
EH6030.452	Personal Service Contracts		\$10,800

Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Johnson authorized expenditure of Homeland Security Grant funds to secure twenty Pictometry Online licenses for county and local agencies, which not only will help Emergency Management, but will also help Real Property, Planning, and Code Enforcement; seconded by Legislator Bower. The following resolution was adopted:

**RESOLUTION NO. 210-610**

**AUTHORIZING EXPENDING STATE HOMELAND SECURITY  
GRANT FUNDS AT EMERGENCY MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to secure twenty (20) Pictometry Online licenses for various County and local agencies; said licenses to be used by the agencies for planning and response purposes; and be it

FURTHER RESOLVED, that the cost of these licenses, \$6,360 to be paid from 3640.486 State Homeland Security Program (SHSP Grants) FY2007 and FY2008.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 211-610**

**ADOPTING LOCAL LAW NO. 2 OF 2010 TO ESTABLISH A BOAT  
LAUNCHING FEE AT THE OAK ORCHARD STATE BOAT  
LAUNCH**

WHEREAS, Local Law No. 2-Intro of 2010 was introduced at a regular meeting of the Orleans County Legislature on May 12, 2010, and a Public Hearing was held on May 26, 2010, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 2-Intro of 2010, in the form hereto annexed be, and hereby is adopted as Local Law 2 of 2010; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 2 of the year 2010, together with the required text thereof in the official newspaper and

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shall immediately file such adopted Local Law No. 2 of 2010 with the Office of the Secretary of State.

COUNTY OF ORLEANS  
LOCAL LAW NO. 2 OF 2010

SECTION 1. PURPOSE. The County of Orleans has been granted a Special Use Permit by the Genesee State Park Region for the operation of the Oak Orchard State Boat Launch for the period of April 15, 2010 to October 30, 2010. Under the provisions of the Special Use Permit, the County will undertake operation and maintenance of the facility. Revenues generated or collected by the County in the operation of this facility will be used to support the operation and maintenance of the facility. The purpose of this Local Law is to establish a boat launch fee and provide for the enforcement thereof.

SECTION 2. FEES. Any person who launches a boat from the launch ramp shall pay a fee. The boat launching fee per launching shall be in the amount of six and 00/100 (\$6.00) dollars. An Empire State Passport may be used in lieu of payment of the fee.

SECTION 3. PENALTY. Any person who launches a boat from the facility without payment of the fee established hereunder shall be subject to a fine of fifty and 00/100 (\$50.00) per offense.

SECTION 4. EFFECTIVE. This Local Law shall take effect as provided by law, and if not sooner terminated, shall conclude on October 30, 2010.

Moved, Rush; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 212-610**

APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY  
BOARD OF ELECTIONS AND PITNEY BOWES

RESOLVED, that this Legislature approves an agreement between the Orleans County Board of Elections and Pitney Bowes, P.O. Box 856179, Louisville, KY, 40285-6179, for the rental of a postage mailing system to be used by the Board of Elections for its daily office mailings contracted for a period of 51 months at \$43 per month, billed in 17 quarterly payments at \$129 per quarter.

Moved, Bower; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Johnson withdrew a resolution to authorize the Sheriff to apply for the Governor Traffic Safety Grants concerning Buckle Up New York and Child Passenger Safety programs.

**RESOLUTION NO. 213-610**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND GOVERNMENT PAYMENT SERVICES, INC.**

RESOLVED, that this Legislature approves an agreement between the Orleans County Sheriff's Office and Government Payment Services, Inc. (GPS), 555 West 73<sup>rd</sup> St., Indianapolis, IN, 46268, for the provisions of paying bail at the Orleans County Jail at no cost to the county, agreement effective March 1, 2010 through February 28, 2011, which may be automatically extended for four (4) additional one (1) year terms upon the agreement of both agencies.

Moved, Johnson; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Johnson moved to approve an agreement with the Sheriff's Office and New York State Office of Homeland Security for Operation Stonegarden. This is to except the grant and set up the monies. She asked Sheriff Hess to explain this grant. Sheriff Hess expressed that this grant was applied for to support their border enforcement and intelligence capabilities along the border. The grant application was formed in partnership and in collaboration with state and federal agencies. They will partner with them in exercises to try to improve the security along the border and gather intelligence to support the operations across the border and with Canada. They have been informed that next year's grants will only include monies for enforcement, overtime and manpower, but not equipment. The equipment purchased under this grant can be used in other areas for the department, other areas that really need it and probably would not be able to get it under other means. Legislator Allport seconded the resolution and the following was adopted:

**RESOLUTION NO. 214-610**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND NEW YORK STATE OFFICE OF HOMELAND SECURITY AND AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET

WHEREAS, Resolution No. 76-209 authorized the Sheriff to apply for the Operation Stonegarden grant from the New York State Division of Homeland Security; therefore be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the Sheriff's Department and New York State Division of Homeland Security, Contract #C838799; in the amount of \$154,033, for the purchase of off road surveillance and off road interventions such as four-wheel patrol vehicle/truck, ATV and a jet boat to be used in securing the Lake Ontario border; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget provided under the Operation Stonegarden Grant, as follows:

<u>Revenue:</u>		
A4308	Homeland Security	\$154,033
<u>Appropriation:</u>		
A3110.486	Special Grants (Sheriff)	\$154,033

Moved, Johnson; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO 215-610**

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following agreements between the Orleans County Department of Social Services and the following agencies:

Baker Victory Services, 780 Ridge Road, Lackawanna, NY 14218, for the provision of residential foster care services; to be effective July 1, 2010 through June 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Berkshire Farm Center, 13640 Route 22, Canaan, NY 12029, for the provision of residential foster care services; to be effective July 1, 2010 through June 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Hopevale, Inc., 3780 Howard Rd, Hamburg, NY 14075, for the provision of residential foster care services; to be effective July 1, 2010 through June 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

New Directions Youth & Family Services, 356 Main Street, Randolph, NY 14772, for the provision of residential foster care services; to be effective July 1, 2010 through June 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Kids Peace National Center for Kids in Crisis, 4085 Independence Drive, Schnecksville, PA 18078, for the provision of therapeutic foster care services; to be effective July 1, 2010 through June 30, 2011 at rates established by New York State Office of Children & Family Services. Reimbursement will vary by child's eligibility for State and Federal Funding.

Moved, Rush; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

### **RESOLUTION NO. 216-610**

**AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL  
HEALTH BUDGET**

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RESOLVED, that the County Treasurer is authorized to set up new money in the Mental Health budget for monies received from Federal Medicaid Revenue Sharing, as follows:

<u>Revenue:</u>		
A4490	Mental Health - Federal Monies	\$11,802
 <u>Appropriation:</u>		
A4310.210	Office Equipment	\$2,502
A4310.250	Other Equipment	\$2,975
A4310.418	Other Contractual	\$6,325

Moved, Bower; second, Johnson.  
Adopted. 5 yeas; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 217-610**

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND HOME CARE OF ROCHESTER

WHEREAS, Orleans County is in the process of selling its Certified Home Health Agency (CHHA) to Home Care of Rochester (HCR); and

WHEREAS, ongoing staffing issues have hindered the operational aspect of the CHHA; and

WHEREAS, HCR has agreed to take referrals to relieve the staffing issues in the CHHA; and

WHEREAS, HCR may need additional Home Health Aide service support from the CHHA, provided that the CHHA has Aides available; therefore be it

RESOLVED, that this Legislature approves the Home Health Aide service agreement between the Orleans County Health Department and Home Care of Rochester. Reimbursement rates under this agreement to the CHHA for Home Health Aide services are defined in the contract; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this service agreement subject to County Attorney approval.



Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 218-610**

**SETTING DATE OF PUBLIC HEARING FOR NYS OFFICE OF  
COMMUNITY RENEWAL FUNDING OPPORTUNITIES**

RESOLVED, that the Orleans County Legislature will hold a Public Hearing on June 23, 2010 at 4:25 P.M. at the Orleans County Legislative Chambers to discuss the intent of the Orleans County Legislature to submit applications to the New York State Office of Community Renewal for the Community Development Block Grant program and to solicit public comment regarding the community and economic development needs of Orleans County.

Moved, Rush; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

**RESOLUTION NO. 219-610**

**APPROVING PAYMENT FROM THE NURSING HOME CAPITAL  
PROJECT ACCOUNT**

RESOLVED, that this Legislature approves a payment not to exceed \$34,200 for the following from the Nursing Home Capital Project account H6030:

<u>Vendor Name</u>	<u>Description</u>
Orleans County Highway Department	Paving and materials to expand the parking at the Villages of Orleans Health and Rehabilitation Center

Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Eick and Smith.

Legislator Bower moved to adjourn; second by Legislator Rush. Meeting adjourned at 4:57 p.m.

**LEGISLATURE MEETING**

June 23, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Rush, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: CCIA will be running the Albion BizKids Program from June 29<sup>th</sup> through July 2<sup>nd</sup> at the 1<sup>st</sup> Presbyterian Church. The program runs from noon to 4 p.m. The students will be selling lemonade at several locations on Main Street, including the Courthouse Square on July 2<sup>nd</sup> starting at noon and will end approximately 1:30 p.m. They are requesting use of the Courthouse lawn for this venture. The Oakfield Town Board will conduct a Public Hearing at 6:30 p.m. on July 13<sup>th</sup> for the opportunity for the public to be heard concerning adopting a proposed Local Law Amending the Zoning Ordinance in the Town of Oakfield. A copy of the proposed amendments was attached to the notice.

During open discussion, Allen Lofthouse, Kendall, asked if when presenting Resolution No. 234 if it can be expanded upon, especially regarding the creating part.

Legislator Eick moved to add three resolutions to the agenda; second by Legislator Rush. Motion carried. The following resolutions were presented:

**RESOLUTION NO. 220-610**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	2475-2636	\$353,266.82
Highway	No Claims	
Nursing Home	1021-1026; 1031-1039; 37816-37859	\$215,490.96
Job Development	4560-4598	\$61,148.54
Self Insurance	46883-46886	\$4,458.87

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 221-610**

**AUTHORIZING FILLING OF VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the position of Medical Social Work Assistant is vacant because of a resignation effective June 8, 2010; now, therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Medical Social Work Assistant position at the Villages of Orleans Health and Rehabilitation Center at grade 15 of the CSEA Salary Schedule effective June 24, 2010.

Moved, Bower; second, Johnson  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 222-610**

**AUTHORIZING FILLING OF VACANCY IN THE PROBATION DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Administrative Secretary position in the Probation Department at Grade 12 of the CSEA Salary Schedule effective June 24, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 223-610**

**APPROVING INVOICES FOR NURSING HOME CAPITAL PROJECT**

RESOLVED, that this Legislature approves the following payments for the Nursing Home Capital Project account H6030:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$10,168.32	Health System Services	(15) Beds, Electric with head and foot boards with mattresses, 3 beds adjustable width
\$2,789.16	Health System Services	(12) Chairs for Residents room
\$7,800.00	Direct Supply	(78) Overbed Tables for resident rooms
\$4,469.00	Buildings & Grounds	Reimburse for fencing to secure Dementia Walkway
\$3,995.00	EM Enterprise	Gazebo for the Dementia Walkway
\$573.89	EM Enterprise	Dryer Exhaust Fencing
\$1,800.00	Concreations, LLC	Masonry Work for the Dementia Walkway
\$4,000.00	Orleans County Highway	Concrete sidewalk and gazebo pad
\$62,800.00	Orleans County Highway	Labor and Equipment Rentals – Parking Lot paving

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve an application to the New York State Crime Victims Board for additional funding for our Crime Victims Assistance Program to help cover the increased retirement costs; seconded by Legislator Smith. The following resolution was adopted:

**RESOLUTION NO. 224-610**

**APPROVING APPLICATION FOR ADDITIONAL FUNDING REQUEST TO THE NEW YORK STATE CRIME VICTIMS BOARD FOR THE CRIME VICTIMS ASSISTANCE PROGRAM AND MODIFICATION OF BUDGET**

WHEREAS, Resolution Number 250-709 approved a grant award of \$299,056 to be used by the Crime Victims Assistance Program as follows: \$95,468 (2009-2010), \$99,825 (2010-2011) and \$103,763 (2011-2012); and

WHEREAS, the Crime Victims Assistance Program is requesting an increase in total funding as follows: \$107,930 (2010-2011) and

\$111,426 (2011-2012), for the funding period October 1, 2010 through September 30, 2012; now, therefore be it

RESOLVED, that this Legislature approves the request for additional funding to NYS Crime Victims Board for the funding period October 1, 2010 – September 30, 2012 with an increase of \$15,768; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute an Appendix X for contract number C-501117 for \$15,768, which is a 7.7% increase in funding.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 225-610**

**SETTING DATE FOR PUBLIC HEARING FOR ADDITIONS TO  
CERTIFIED COUNTY AGRICULTURAL DISTRICTS**

RESOLVED, that a public hearing will be held by this Legislature to consider requests for inclusion of additional agricultural lands in certified County Agricultural Districts on the 14<sup>th</sup> day of July at 4:15 PM at the Legislative Chambers, 3 South Main Street, Albion, NY; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearing in the two official County newspapers.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to apply for the Governor's Traffic Safety Grant for the Sheriff's Office Buckle Up New York Program; seconded by Legislator Smith. She asked Sheriff Hess to briefly explain the program. Sheriff Hess stated that this is an enforcement grant for seat belt waivers so they can enforce the seat belt laws and write tickets. Legislator Bower stated that the laws of New York already allow them to write tickets for failure to wear seat belts and that this is just another way for the State of New York to make money. He said if the State was really interested in getting people to wear their seat belts, that they should go see movies that show the ramifications if they don't wear their seat belts. Legislator Bower stated that our Sheriff Officers can write tickets everyday for this

and we are not doing a good job with this. Legislator Bower said that the State will get in return for writing the tickets \$8,500, this is just another way for the State to make money and he is not for it. Legislator Johnson replied that this is in the best interest of Public Safety and she does not agree that they are not doing their jobs when it comes to issuing tickets for failure to wear seat belts. She inquired from Sheriff Hess how many tickets were issued in the last law enforcement waive. He indicated that 110 tickets were issued. Legislator Bower inquired how many were in the last week, which Sheriff Hess did not have those numbers available at this time. The following resolution was adopted:

**RESOLUTION NO. 226-610**

**AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR'S TRAFFIC SAFETY GRANT – BUCKLE UP NEW YORK**

RESOLVED, that the Sheriff is authorized to apply for Governor's Traffic Safety Grants for use by the Sheriff's Office for the funding period of October 1, 2010 through September 30, 2011, as follows:

Buckle-up New York	\$4,218
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Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 1 nay, Bower; 0 absent.

Legislator Johnson moved to apply for the Governor's Traffic Safety Grant for the Sheriff's Office Child Passenger Seat Program; seconded by Legislator Smith. Sheriff Hess was called upon by Legislator Johnson to explain this program. Sheriff Hess indicated that this is an education grant to instruct the proper fitting of child seats in cars. They provide trained personnel that go out and provide this to low income families. Legislator Smith asked if it is well attended and Sheriff Hess expressed that it is. He stated that nobody is turned away. The following resolution was adopted:

**RESOLUTION NO. 227-610**

**AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR'S TRAFFIC SAFETY GRANT-CHILD PASSENGER SAFETY**

RESOLVED, that the Sheriff is authorized to apply for Governor's Traffic Safety Grants for use by the Sheriff's Office for the funding period of October 1, 2010 through September 30, 2011, as follows:



**RESOLUTION NO. 230-610**

**AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY DEPARTMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway Department budget, for the purchase of a multifunction copier, as follows:

<u>Revenue:</u>		
D2650	Sale of Scrap	\$4,300
<u>Appropriation:</u>		
D5010.220	Office Equipment	\$4,300

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 231-610**

**APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements with the Health Department:

New York State Office of Homeland Security, 1220 Washington Ave, State Office Building Campus, Building 7A-6<sup>th</sup> Floor, Albany, NY 12242, to provide funding for the Emergency Preparedness program. Contract period August 10, 2009 through August 9, 2011. Contract amount \$27,778. No County cost.

Monroe Orleans BOCES, 3599 Big Ridge Road, Spencerport, NY 14459, to provide state mandated related services (therapies, counseling and hearing/visually impaired) for the eligible children in Orleans County through the Orleans County Health Department's 3-5 program. Rates are set by The New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid and some third party insurances. Contract Period July 1, 2010 through June 30, 2011.

Moved, Bower; second, Johnson.



Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 232-610**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature authorizes the Out-of-State travel request by Nola Goodrich-Kresse, Public Health Educator, to attend the following training; “Advanced Public Information Officer: Health and Hospital Emergencies” at Center for Domestic Preparedness, Anniston, Alabama, from August 1, 2010 through August 6, 2010. No County cost. Travel costs paid in full by Department of Homeland Security and FEMA State aid.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 233-610**

**AUTHORIZING APPLICATION FOR FUNDING FROM THE ENVIRONMENTAL PROTECTION FUND FOR ORLEANS COUNTY MARINE BOATING ACCESS**

RESOLVED, that Wayne Hale, Jr., as Marine Park Manager of the County of Orleans, is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$121,000; and be it

FURTHER RESOLVED, that upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the County of Orleans for Orleans County Marine Park Boating Access and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

Moved, Rush; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to abolish and create positions in the Health Department; seconded by Legislator Johnson. Legislator Bower called

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upon Paul Pettit, Director of Public Health, to explain this in more detail. Mr. Pettit indicated that the new Senior Public Health Sanitarian will still provide field work but will also take on additional administrative duties which will help to streamline the Department of Health. The following resolution was adopted:

**RESOLUTION NO. 234-610**

**AUTHORIZING ABOLISHING, CREATING AND FILLING POSITIONS IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Public Health Technician in the Public Health Department at Grade 15 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Senior Public Health Sanitarian position in the Public Health Department at Grade 20 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant Senior Public Health Sanitarian position effective June 24, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize an application for a regional grant for a regional Companion Animal Sheltering Equipment grant which this department applied for in 2009 which we were unsuccessful in being awarded that grant monies at that time. Motion was seconded by Legislator Smith. The following resolution was adopted:

**RESOLUTION NO 235-610**

**AUTHORIZING EMERGENCY MANAGEMENT TO APPLY FOR A REGIONAL GRANT WITH GENESEE AND WYOMING COUNTIES**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to join in a cooperative effort with Genesee and Wyoming Counties to apply for a Regional Companion Animal Sheltering Equipment (CASE) grant in the amount of \$60,000 offered by New York

State Office of Homeland Security to enhance local first responder capabilities.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to authorize our Nursing Home to participate in a group purchasing agreement that would save this department money, seconded by Legislator Johnson. Legislator Johnson added that she is always in favor of resolutions that implement a cost savings.

**RESOLUTION NO. 236-610**

**AUTHORIZING TO PARTICIPATE IN GROUP PURCHASING AGREEMENT FOR THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the Villages of Orleans Health and Rehabilitation Center is looking to implement cost saving measures; and

WHEREAS, Rochester Regional Healthcare Association (RRHA)/Joint Ventures Corporation is a group purchasing organization that has been successfully evaluated and proposes to offer The Villages of Orleans access to its national purchasing contracts; therefore be it

RESOLVED, that in accordance with New York State Municipal Purchasing laws, this Legislature authorizes The Villages of Orleans Health and Rehabilitation Center and RRHA/Joint Ventures Corporation, 3445 Winton Place, Rochester, New York 14623, to participate in the RRHA/JVC group purchasing program agreement.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to set up money in the Highway Department budget for the Eagle Harbor-Waterport Road Bridge over Otter Creek. Legislator Smith asked Highway Superintendent Ed Houseknecht to explain this further. Mr. Houseknecht explained that two bridge projects have gone out to bid this year. At a prior meeting another bridge was authorized and construction has begun on that one. As the FACT sheet was completed, 80% is federal reimbursement, 15% in Marchiselli or state funds that have been released for reimbursement and 5% is local share

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which a portion of the CHIPS project will help with the local share. Motion was seconded by Legislator Eick and the following resolution was adopted:

**RESOLUTION NO. 237-610**

**AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY DEPARTMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway Department Budget for the Eagle Harbor-Waterport Road Bridge over Otter Creek, for the remaining engineering, construction and construction inspection, as follows:

<u>Revenue:</u>		
D3503	Highway Bridges	\$876,640
<u>Appropriation:</u>		
D5120.470	Capital Construction Project	\$876,640

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 238-610**

**APPROVING AGREEMENT BETWEEN HIGHWAY DEPARTMENT AND FISHER ASSOCIATES**

RESOLVED, that this Legislature approves an agreement between the Highway Department and Fisher Associates, 135 Calkins Rd., Rochester, NY 14623, for the construction inspection of the Eagle Harbor-Waterport Road Bridge over Otter Creek , at a cost of \$115,200.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 239-610**

**AWARDING BID AND APPROVING AGREEMENT BETWEEN HIGHWAY DEPARTMENT AND KEELER CONSTRUCTION CO, INC.**

RESOLVED, that this Legislature awards the bid for replacement of the Eagle Harbor-Waterport Road Bridge over Otter Creek to Keeler Construction Co., Inc., 13519 W. Lee Rd., Albion, NY 14411-9345, in the amount of \$681,592.20; and be it

FURTHER RESOLVED, that this Legislature approves the execution of all agreements and attachments with Keeler Construction Co., Inc. for this construction project subject to review by the Orleans County Attorney.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 240-610**

**APPROVING LEASE AGREEMENT BETWEEN ORLEANS COUNTY CLERK AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves an agreement between Orleans County Clerk and Toshiba Business Solutions, 6000 North Bailey Avenue, Amherst, NY 14226, for a 39-month lease of a Toshiba e-Studio 182 copier at a price of \$106.50 per month, which includes supplies and maintenance all under New York State Contract pricing. This is replacing a 1993 model at the DMV which needed repair and parts are no longer available.

Moved, Allport; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 241-610**

**SETTING DATE OF SECOND PUBLIC HEARING FOR NYS OFFICE OF COMMUNITY RENEWAL FUNDING OPPORTUNITIES**

RESOLVED, that the Orleans County Legislature will hold a second Public Hearing on July 14, 2010 at 4:25 P.M. at the Orleans County Legislative Chambers to discuss the intent and solicit public comment regarding the Orleans County Legislature to submit applications to the New York State Office of Community Renewal for the Community Development Block Grant funding for a Microenterprise Program and for an Economic Development Plan.

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Moved, Rush; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 242-610**

**APPROVING LEASE AGREEMENT BETWEEN COMPUTER SERVICES AND DELL FINANCIAL SERVICES, LLC**

RESOLVED, that this Legislature approves an agreement between Computer Services and Dell Financial Services, LLC, 99355 Collections Center Drive, Chicago, IL 60693, to lease two (2) Dell e6400 laptops, for the Chief Administrative Officer and the Clerk of the Legislature, for three (3) years, effective July 1, 2010 through June 30, 2013, at an annual lease payment of \$562.44.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 243-610**

**AUTHORIZING PURCHASE FROM THE COMPUTER SERVICES BUDGET FOR 2010 EXCHANGE UPGRADE PROJECT**

RESOLVED, that this Legislature approves the purchase of two (2) Hewlett Packard Proliant servers for a total of \$12,942.02 from CDWG, 230 N. Milwaukee Ave., Vernon Hills, IL 60061, to be paid from Computer Services Account A1680.270 – Capital Projects; and be it

FURTHER RESOLVED, that this Legislature approves the purchase of Microsoft Windows 2008 server operating system software, Microsoft Exchange 2010 server software, 350 Windows server client access licenses and 350 Exchange server 2010 client access licenses in the amount of \$22,977.82 from Hewlett Packard, C10GM, 10810 Farnam Drive, Omaha, NE 68154, to be paid from Computer Services Account A1680.270 – Capital Projects.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 244-610**

APPROVING AGREEMENT BETWEEN COUNTY CLERK AND ACS ENTERPRISE SOLUTIONS, INC.

WHEREAS, the County Clerk has an existing agreement with ACS Enterprise Solutions, Inc. for the provision of Records Management Service for the Office of the Orleans County Clerk at a cost of \$3,800 per month which is set to expire December 12, 2010; therefore be it

RESOLVED, that this Legislature authorizes the Orleans County Clerk to enter into a new five (5) year Information Technology Agreement with ACS Enterprise Solutions, 2800 W. Mockingbird Lane, Government Records Management Division, Dallas, TX 75235, starting December 13, 2010 through December 12, 2015, for the continued provision of Records Management Service at a cost of \$3,800 per month.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 245-610**

AUTHORIZING SETTING UP NEW MONIES IN THE BUILDINGS AND GROUNDS BUDGET

RESOLVED, that the County Treasurer is authorized to set up new federal monies in the Buildings and Grounds budget from the American Recovery and Reinvestment Act of 2009 (ARRA) to pay for the previously approved energy study conducted by Wendel Energy.

Revenue:

A4488	Federal ARRA Money	\$30,000
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Appropriation:

A1620.418	Other Contractual Expenses	\$30,000
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Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew the resolution approving the appointments to the Medical Scholarship Board.

**RESOLUTION NO. 246-610**

**AUTHORIZING CONSOLIDATION OF THE HIGHWAY AND BUILDINGS AND GROUNDS DEPARTMENTS**

WHEREAS, the Orleans County Legislature is constantly seeking ways to improve and streamline operations; and

WHEREAS, combining the operations of these two complimentary departments results in greater efficiency, a tangible savings and an overall reduction in full time equivalent workforce; be it

RESOLVED, that this Legislature directs that the Buildings and Grounds Department will become an operational unit of the Orleans County Highway Department, reporting to the Orleans County Highway Superintendent. This change will be effective immediately; and be it

FURTHER RESOLVED, that this Legislature abolishes the position of Administrative Secretary in the Buildings and Grounds Department at Grade 12 of the CSEA Salary Schedule, effective at the close of regular business on July 16, 2010; and be it

FURTHER RESOLVED, that this Legislature abolishes the position of part-time Clerk in the Highway Department and creates a full-time Clerk position in the Highway Department at Grade 7 of the CSEA Salary Schedule at the close of regular business on July 16, 2010; and be it

FURTHER RESOLVED, that fifty percent of the salary and fringe benefits of the newly created Clerk position will be paid out of the Buildings and Grounds budget.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve the filling of a vacant position in the Department of Social Services; seconded by Legislator Rush. Tom Kuryla, Commissioner of Social Services, stated that they had an employee who quit and walked out the same day, leaving 770 cases to burden other staff who in total handle over 4,500 Medicaid cases. Mr. Kuryla expressed his appreciation and commended the Legislators for taking quick action on this today and stated that this Medicaid program is



mandated by the state and this position is 100% reimbursable by the state. The following resolution was adopted:

**RESOLUTION NO. 247-610**

**AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, there is a need to fill a vacancy in the Department of Social Services to quickly schedule the required training to get this position filled as soon as possible; therefore be it

RESOLVED, that this Legislature hereby authorizes to fill a vacant Social Welfare Examiner position at the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective June 24, 2010.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 248-610**

**AWARDING BID FOR TRANSPORTATION OF THE HEALTH DEPARTMENT'S PHYSICALLY HANDICAPPED CHILDREN'S PROGRAMS**

RESOLVED, that this Legislature awards the bid for transportation of the physically handicapped children's programs for the 2010-2011 school years, including the summer session, to Ridge Road Express, Inc. Bid includes base price per child, per day for the first year, 2010-2011, plus County's option to renew for four (4) additional years. These prices do not include an aide. The routes shall be as follows:

<u>ROUTE CHILD</u>	<u>LOCATION</u>	<u>POTENTIAL ENROLLMENT</u>	<u>PRICE PER</u>
Route #1	ARC of Orleans Rainbow Preschool 243 S. Main St. Albion, NY 14411	40	\$39 child/day
Route #2	Monroe/Orleans BOCES II 3599 Big Ridge Rd Spencerport, NY 14559	2	\$205 child/day
Route #3	Monroe/Orleans BOCES II 100 Pinewild Dr. Rochester, NY 14606	3	\$220 child/day
Route #4	Visual Impaired Preschool Temple Beth Zion Amherst, NY 14226	0	\$235 child/day

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Route #5	CP of Rochester 3399 Winton Rd S. Rochester, NY 14623	1	\$250 child/day
Route #6	Hillside/Crestwood Children's Center 2075 Scottsville Rd Rochester, NY 14623	3	\$235 child/day
Route #7	Summit Educational Services 150 Stahl Rd Getzville, NY 14068	3	\$235 child/day
Route #8	Mary Cariola Children's Center, Inc. 100 Elmwood Ave. Rochester, NY 14623	1	\$235 child/day
Route #9	Lockport Early Childhood Program 28 Harding Street Lockport, NY 14094	1	\$205 child/day

Calculation for additional routes: Any children originating to an Orleans County site shall be at a rate of \$39 per child/per day. Any children originating in Orleans County transported to an out of county program shall be at a rate of: trips of less than 25 miles one way is \$205 per day; 26-35 miles one way is \$220 per day; 36-45 miles one way is \$235 per day; 46-60 miles one way is \$250 per day; greater than 60 miles one way is \$2.10 per mile. Maximum rate of \$250 per day. Additional children may be added per day at \$2.50 one way and \$5.00 round trip per additional child for routes 2-9 or any new route. If an Aide or Monitor is required - \$50.00, \$62.50, \$75.00 or \$87.50 will be added per day for 4, 5, 6, 7 hours of monitoring respectively.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick thanked everyone for their well wishes. He said he was "kicked out" of the Villages of Orleans after 10 days and recouped at home. He said that area nurses and doctors are not aware of our Rehabilitation wing and we need to advertise this. It is an excellent facility with excellent results and they are excellent to work with.

Legislator Eick moved into executive session at 5:05 p.m. per Open Meetings Law (105(f)) to discuss a particular employee's employment history; seconded by Legislator Johnson. Motion carried.

Legislator Bower moved back into session at 5:32 p.m.; seconded by Legislator Rush. Motion carried. With there being no further business, Legislator Smith moved to adjourn; seconded by Legislator Allport. Meeting adjourned at 5:33 p.m.

**LEGISLATURE MEETING**

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Vice Chairman Bower called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by Legislator Eick, the Clerk called the roll. All Legislators were present, with the exception of Chairman Callard and Legislator Allport.

The Clerk presented the following communications: The Albion Ministerium is requesting the use of the outer grounds of the Courthouse for their annual Ecumenical Picnic on August 1<sup>st</sup> from noon until 2:30 p.m. They will need access to the grounds from 10:30 a.m. until 3:30 p.m. Approximately 16 church congregations gather, about 200 people, to celebrate common bonds and to grow greater fellowship. This is their third consecutive year to hold this picnic. The Oak Orchard Watershed Protection Alliance will hold their meeting on July 21<sup>st</sup> at Glenwood Lake Pavilion in Medina at 7:00 p.m. This will be a joint meeting with the Orleans County Water Quality Coordinating Committee. Public Hearings will be held by the Village of Middleport Board of Trustees on July 19<sup>th</sup> at 7:00 p.m. and by the Town of Hartland Town Board on August 12<sup>th</sup> at 7:30 p.m. on the adoption of proposed local laws, for their respective municipalities, entitled "A Local Law for Flood Damage Prevention as Authorized by the New York State Constitution, Article IX, Section 2, and Environmental Conservation Law, Article 36". Abstracts of each local law are available for review in our office.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Rush. Motion carried.

Vice Chairman Bower called for open discussion. Susan Paul, Waterport, stated that she has been before this body and was promised a call back since April by the Legislature on her dog problem. Vice Chairman Bower stated that this is not the appropriate body to bring your issue before. He stated that it should be in the courts or through her lawyer. He has reviewed everything, but this body can not be involved. She said she was told to come here, not only with the court case but with concerns with the Town of Carlton to voice her complaints and concerns. Vice Chairman Bower said that her concerns should be addressed to the Town of Carlton. She has and did not get anywhere. She said that this body was her last resort and all she wanted was a phone call returned. Legislator Rush said that they had a meeting, and Legislator Johnson forwarded information to him, but he did not have a chance to get back to her. He understands that

there is another court hearing in August. She feels that she continues to be victimized and still pays for it. Her complaint also involves ripping off the taxpayer by lying to the Public Defender in order for someone to get represented.

Paul Rusin, Town of Murray, stated that NAACP recently voted that the Tea Parties are racist in nature and he wanted to address that everyone is invited to be involved in the Tea Party and it is not a racist organization. They have a lot of involvement with those of color and would like to see more get involved.

The following resolutions were then adopted:

**RESOLUTION NO. 249-710**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	2658-2895	\$520,034.56
Highway	623-642; 1653-1691	\$138,023.46
Nursing Home	1042-1052; 37860-37919	\$153,828.76
Job Development	1003-1019	\$6,116.32
Self Insurance	46883,46887-46888	\$16,069.47
	2896-2905	\$35,691.96

Moved, Eick; second, Rush.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 250-710**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND PITNEY BOWES, INC.

RESOLVED, that this Legislature approves the lease agreement between The Villages of Orleans Health and Rehabilitation Center and Pitney Bowes, Inc., Suite 80, 400 Air Park Drive, Rochester, NY 14624-5729, for a postage meter for the period July 1, 2010 through September 30, 2014 (51 months) at a rate of \$47/month.

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 251-710**

AUTHORIZING EXTENSION OF AGREEMENT WITH THE NEW YORK STATE OFFICE OF HOMELAND SECURITY

WHEREAS, Resolution No. 142-308 approved an agreement with the New York State Office of Homeland Security for FY07 Law Enforcement Terrorism Prevention; therefore be it

RESOLVED, that this Legislature approves Appendix X extending the Agreement #C838772 with the New York State Office of Homeland Security to December 31, 2010 in order to complete the purchase process for Mobile Data Terminals for the patrol cars; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Agreement #C838772.

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 252-710**

GRANTING EXTENSION FOR PAYMENT ON IN REM AUCTION PARCELS

WHEREAS, Resolution No. 122-310 Setting Date and Terms for Auction of County-owned Tax Properties, indicates that the balance of the

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successful and accepted bids for parcels sold at the property auction must be paid to the Orleans County Treasurer by June 30, 2010, unless extended by the Orleans County Legislature; and

WHEREAS, Barbara Henderson, the successful bidder on Parcel 4, Town of Albion, Tax Map #73.6-3-84 has requested an extension, not to exceed sixty (60) days; and

WHEREAS, Nathaniel P. Lorenz, the successful bidder on Parcel 38, Town of Murray, Tax Map #64.-1-37 has requested an extension, not to exceed sixty (60) days; and

WHEREAS, Todd M. Fannin, the successful bidder on Parcel 48, Town of Ridgeway, Tax Map #80.37-1-7 has requested an extension, not to exceed sixty (60) days; now, therefore be it

RESOLVED, that this Legislature grants an extension for balance due payment for these parcels for a period of time not to exceed sixty (60) days; and be it

FURTHER RESOLVED, that due to this extension and loss of interest to the County, there will be a charge of \$250 per parcel (property with improvements) for each 30 day period until the property is fully paid, not to exceed a period of 60 days.

Moved, Rush; second, Eick.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

#### **RESOLUTION NO. 253-710**

#### **APPROVING THE CEO/WIB AGREEMENT**

WHEREAS, the Workforce Investment Act requires that the Chief Elected Official and the Workforce Investment Board enter into an agreement, defining and delineating the functions, powers, duties, relationships, and procedures of the Consortium; and

WHEREAS, the current agreement expires on June 30, 2010; and

WHEREAS, it is the desire of the Chief Elected Officials of Genesee, Livingston, Orleans and Wyoming, on behalf of their counties to extend this agreement; therefore be it

RESOLVED, that this agreement between the Chief Elected Officials and the GLOW Workforce Investment Board be extended for one year, beginning on July 1, 2010 and running through June 30, 2011; and be it

FURTHER RESOLVED, that the Chairman of this Legislature be authorized to sign said agreement.

Moved, Eick; second, Rush.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

### **RESOLUTION NO. 254-710**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Joanne Best, Brockport, NY, for the provision of legal services relating to child support matters; to be effective July 1, 2010 through June 30, 2011 at a cost of \$75/hour. County cost is \$0.

Hillside Children's Center, Rochester, NY, for the provision of residential foster care services; to be effective July 1, 2010 through June 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Snell Farm Children's Center, Bath, NY, for the provision of residential foster care services; to be effective July 1, 2010 through June 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Eick; second, Rush.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

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**RESOLUTION NO. 255-710**

**APPROVING INVOICES FOR NURSING HOME CAPITAL PROJECT**

RESOLVED, that this Legislature approves the following payments for the Nursing Home Capital Project account H6030:

<u>AMOUNT</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>
\$305.02	K&S Contractor	Supplies & Materials for Dementia Walkway concrete work
\$1,132.15	Genesee Glass/Mirror	Install glass into exit door for walkway

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 256-710**

**AMENDING RESOLUTION NO. 223-610 CAPITAL PROJECT PURCHASES FOR THE NURSING HOME**

RESOLVED, that this Legislature approves amending Resolution No. 223-610 for the Nursing Home Capital Project account H6030 to read:

<u>AMOUNT</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>
\$24,617.02	Health System Services	(14) Beds, Electric with head and foot boards with mattresses.
\$8,566.00	Direct Supply	1 bed Bariatric adjustable width (78) Overbed Tables for resident rooms

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 257-710**

**APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature approves the following agreements with the Health Department:



The ARC of Orleans Rainbow Preschool, 122 Caroline Street, Albion, NY 14411, to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract period July 1, 2010 through June 30, 2011. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances.

NYS Department of Health Immunization Program, Room 649, Corning Tower, Empire State Plaza, Albany, NY 12237-0627, to provide Immunizations for the eligible children residing in Orleans County. Contract period April 1, 2010 through March 31, 2011. Contract amount \$30,000. Contract #C023261. Reimbursement from New York State Department of Health at 100%. No County cost.

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

#### **RESOLUTION NO. 258-710**

#### **APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND HEALTH SYSTEM SERVICES**

RESOLVED, that this Legislature approves an agreement between The Villages of Orleans Health and Rehabilitation Center and Health System Services as a Medicare Part B provider of enterals, urological, ostomy, tracheotomy, and wound care supplies and will bill Medicare for such supplies effective April 1, 2010 through March 30, 2011, which such agreement may be automatically extended for an additional one (1) year term upon the agreement of both agencies.

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

#### **RESOLUTION NO. 259-710**

#### **APPROVING LEASE AGREEMENT BETWEEN OFFICE FOR THE AGING AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves an agreement between Office for the Aging and Toshiba Business Solutions, 6000 North Bailey Avenue, Amherst, NY 14226, for a 63-month lease of a Toshiba e-Studio

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455 copier/printer/fax at a price of \$1,363 per year, effective July 8, 2010 through October 7, 2015, which includes supplies and maintenance all under New York State contract pricing. County cost is \$177 per year.

Moved, Eick; second, Rush.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 260-710**

AUTHORIZATION TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR FUNDING TO UNDERTAKE AN ECONOMIC DEVELOPMENT PLAN

WHEREAS, The New York State Office of Community Renewal (the “OCR”) has invited applications for Community Planning Program grants for the funding of community and economic development plans; and

WHEREAS, the Orleans Economic Development Agency (the “OEDA”) has detailed an economic development planning proposal that will assess industrial development opportunities for multiple sites in Orleans County; and

WHEREAS, the OEDA and the County Planning Department will provide in-kind services of sufficient value to support the planning effort as required by the OCR program; and

WHEREAS, the County has held two public hearings to obtain citizen input regarding the community and economic development needs of Orleans County and to obtain the views of citizens regarding the proposed application; now, therefore be it

RESOLVED, that the County Chairman is hereby authorized to submit a Community Planning Program grant application in the amount of \$40,000 to the OCR to fund the projects detailed above; and be it

FURTHER RESOLVED, that the County Chairman or County Vice Chairman is hereby authorized to execute the grant agreement and all related documents associated with the OCR grant, subject to review by the County Attorney.

Moved, Rush; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 261-710**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 3-  
INTRO OF 2010 AUTHORIZING COUNTY RELEVY AND  
REIMBURSEMENT FOR LOCAL REMEDIATION EXPENSES

WHEREAS, the County of Orleans wishes to establish a procedure for the use of County tax enforcement processes to assist local governments in their exercise of their police powers concerning unsafe buildings and hazardous situations; and

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW AUTHORIZING COUNTY RELEVY AND REIMBURSEMENT FOR LOCAL REMEDIATION EXPENSES"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 28<sup>th</sup> day of July at 4:25 p.m. at the Legislative Chambers, 3 South Main St., Albion, NY.

Moved, Rush; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

**RESOLUTION NO. 262-710**

AUTHORIZING TRANSFER OF FUNDS WITHIN THE SHERIFF'S  
DEPARTMENT BUDGET

RESOLVED, that the Treasurer is authorized to transfer monies within the Sheriff's Department budget, to outfit the Animal Control truck with appropriate equipment as follows:

<u>From:</u>		
A3110.270	Capital Equipment	\$3,174

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<u>To:</u>		
A3510.270	Capital Equipment	\$3,174

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Callard.

Vice Chairman Bower asked if there were any comments from the Legislators. Legislator Rush stated that the Highway Department, the Town of Carlton, and Sid Lovell's Work Crew have been working in the Point Breeze area parks and most of the issues, except a few restroom repairs, are getting completed and he wanted to thank them all for helping in getting the list of to-do's accomplished.

Legislator Johnson wished to congratulate the Lyndonville Lyons Club for a successful 4<sup>th</sup> of July celebration. It was done extremely well. The 4-H Fair will hold its opening ceremony on July 26<sup>th</sup> at 6:00 p.m. where they will be recognizing our retiring Orleans County Highway Superintendent Ed Houseknecht for all the hard work he put into the improvements at the Fairgrounds.

Legislator Smith shared a positive comment from the Town of Gaines regarding the painting of the fire hydrants by the inmates from our correctional facility. They painted them bright red and stated that a good job has been done by the person managing that group.

Legislator Bower stated that he walked through the dementia walkway today which is almost complete and the gate that will enclose that area will be installed by Friday. He said that one thing is lacking and that he spoke to Mr. Glatz about getting some speakers installed so music can be played in the garden. Legislator Bower wanted to thank everyone involved in that project including the Master Gardeners, the Boy Scouts, Sid Lovell's Work Crew, but the one who really stands out, is our Highway Superintendent. Legislator Bower told Ed Houseknecht that he had done a marvelous job on this project and was always there to work on something before he could call Mr. Glatz and tell him he was coming. Legislator Bower stated that when there comes a need for an expert opinion, Legislator Bower will be calling Ed, and Ed indicated to Legislator Bower that he can be called upon at any time. Legislator Bower stated that that is a wonderful trait in any worker we have in our County. Legislator Bower thanked Mr. Houseknecht for all that he has done and wished him well in his retirement.

Legislator Smith also commented that the sidewalk project that Mr. Houseknecht and his crew completed from Route 31 to the County Office Building was done very well and in a timely manner. Legislator Smith said it was really appreciated on such a job well done. Mr. Houseknecht thanked him for that comment.

Legislator Eick moved to adjourn; second by Legislator Johnson. Meeting adjourned at 4:54 p.m.

### **LEGISLATURE MEETING**

July 28, 2010

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Chairman Callard called the meeting to order at 4:40 PM. After the pledge to the flag the Clerk called the roll. All Legislators were present. County Attorney David Schubel was excused.

The Clerk presented the following communications: The 9<sup>th</sup> Anniversary of the Memorial Tribute to the Fallen Heroes of 9-11 will be held at the American Legion Sheret Post #35, 131 South Main Street, Albion on Saturday, September 11<sup>th</sup> at 10:00 a.m. All American Legion Posts, VFW, Navy Clubs in Orleans County; and Fire Companies, Police, Sheriff, State Police, Police Departments, and Rescue Squads in the County have been asked to participate. All Military Personnel are welcome, too. A candlelight vigil service and memorial tribute will also be held at Bullard Park at 6:00 p.m. and a free concert will be held from 12:00 p.m. to 8:30 p.m. Food vendors will also be available. These events are sponsored by the County American Legion. At this time, they are requesting permission for a banner to be placed in the Courthouse lawn to advertise these 9-11 events.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through June 2010. It shows that we held steady at the end of June. In a couple of days she will have the report for the end of July. Treasurer Heard noted that money moved was to pay for the snow removal and mowing contracts to the towns and cash on sales tax is still down.

Chairman Callard asked if anyone wished to comment during open discussion. Jared Saj inquired if the 9-11 Memorial Tribute is open to the public at no cost. He was advised that it was. The Legislators did not have any reports.

The following resolutions were then adopted:

**RESOLUTION NO. 263-710**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	2915-3086	\$620,684.79
Highway	No Claims	
Nursing Home	1043-1058; 37920-37956	\$179,138.15
Job Development	No Claims	
Self Insurance	47037-47043	\$4,987.41

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 264-710**

**APPROVING AGREEMENT WITH TOWN OF KENDALL FOR ANIMAL CONTROL SERVICES**

RESOLVED, that this Legislature approves the agreement with the Town of Kendall for the provision of Animal Control Services and to maintain a shelter for seized dogs; the County to retain all impoundment fees and other monies collected in carrying out the provisions of this agreement; and the Town of Kendall agrees to pay a portion of collected license fees for these services as so described in the agreement. Agreement to expire December 31, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 265-710**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE MENTAL  
HEALTH BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Mental Health budget, as follows:

<u>From:</u>		
A4310.100	Personal Services	\$10,300
<u>To:</u>		
A4310.101	Overtime	\$2,000
A4310.222	Equipment Lease	\$6,000
A4310.412	Board Meeting Expenses	\$200
A4310.456	Data Processing Fees/Central Comp	\$2,000
A4310.492	Professional Dues	\$100

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 266-710**

**APPROVING WIA-YOUTH AGREEMENT BETWEEN JOB  
DEVELOPMENT AND GLOW WORKFORCE INVESTMENT BOARD**

WHEREAS, the County of Orleans has received funding under the Workforce Investment Act to provide employment and training services to eligible adults and youth; and

WHEREAS, Orleans County Job Development has presented a Plan of Service for eligible youth between the ages of 16 to 24, to the Workforce Investment Board's Youth Council and has been approved to carry out this plan; and

WHEREAS, this Youth Council has approved the Job Development Agency to provide services and programs through June 30, 2011 for a year round program - \$24,102; and be it

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RESOLVED, that this Legislature accepts these funds, with no county dollars being invested, and authorizes the Chairman to sign said agreements.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 267-710**

##### **APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature approves the following agreements with the Health Department:

Ridge Road Express, Inc., 5355 Junction Road, Lockport, NY 14094, to provide transportation services to the eligible children in Orleans County through the Early Intervention and 3-5 programs for the 2010-2011 school years. Contract option to renew yearly up to four years. Contract period September 1, 2010 through August 31, 2011.

Ridge Road Express, Inc., 5355 Junction Road, Lockport, NY 14094, to provide SUMMER SCHOOL transportation services to the eligible children in Orleans County through the Early Intervention and 3-5 programs. Contract period July 27, 2010 through August 31, 2010.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 268-710**

##### **APPROVING LEASE AGREEMENT BETWEEN FORD MOTOR CREDIT COMPANY AND SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes a two-year lease agreement between the Sheriff's Office and Ford Motor Credit Company, 1 American Rd, Dearborn, MI 48121-1739, for two (2) leased 2010 Crown Victoria Police Interceptors, Lease No. 7829800, in the amount of \$23,110.46 for 2010 and \$23,110.46 for 2011, to be paid from budget account A3110.270, Sheriff – Capital Equipment.

Moved, Johnson; second, Smith.



Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 269-710**

**APPROVING AGREEMENT BETWEEN EM SYSTEMS, INC. AND  
SHERIFF'S OFFICE**

RESOLVED, that this Legislature approves an agreement between EM Systems and the Sheriff's Office for the 2010 Software Maintenance agreement covering CAD, AVL, and Mobile Data Systems in Dispatch effective July 1, 2010 through June 30, 2011 at an annual cost of \$15,000 to be paid from account A3020.486, Public Safety Communication – Special Grants.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 270-710**

**ADOPTING ADDITIONS TO CERTIFIED AGRICULTURAL  
DISTRICTS**

WHEREAS, Article 25AA of State Agricultural and Markets Law provides for the addition of predominantly viable agricultural land into existing, certified agricultural districts following an annual thirty day enrollment period and public hearing; and

WHEREAS, said enrollment period occurred in June 2010 and proper notice was provided and a public hearing was held on July 14, 2010;

THEREFORE, BE IT RESOLVED, that additions to Agricultural Districts No. 1, 2 and 3 of seventeen whole tax parcels of predominantly viable farmland be adopted as identified by numbers 1.00-1-32.1, 5.00-1-33.112, 11.00-1-18.121, 19.00-1-8, 19.00-1-92, 30.00-1-66.1, 40.00-3-39.1, 40.00-3-39.2, 54.00-1-3.124, 78.00-3-42.12, 78.00-3-42.2, 97.00-1-51.2, 97.00-1-53.1, 111.00-1-34.11, 119.00-2-7.112, 119.00-2-14.11, 120.00-1-22.1; and be it

FURTHER RESOLVED, that a Notice of Determination of Non-Significance - Negative Declaration shall be filed in the absence of a

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significant effect of this action on the environment, pursuant to Article 8 of the Environmental Conservation Law.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 271-710**

**AUTHORIZING CREATING TEMPORARY POSITIONS IN  
DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature authorizes the creation of temporary positions in the Department of Social Services for implementation of the Home Energy Assistance Program to be reimbursed with 100% Federal funds, as follows:

- Full-time Social Welfare Examiner effective August 1, 2010 – March 31, 2011 at Grade 13 of the CSEA salary schedule;
- Full-time Social Welfare Examiner effective November 1, 2010 - May 31, 2011 at Grade 13 of the CSEA salary schedule;
- Full-time Clerk effective November 1, 2010 – April 30, 2011 at Grade 7 of the CSEA salary schedule;

and be it,

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created positions.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 272-710**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF  
SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Orleans County Job Development, Albion, NY, for the funding of summer employment for TANF eligible youth; to be effective May 1, 2010 through September 30, 2010 at a cost of \$32,775. County cost is \$0.

Regional Action Phone, Batavia, NY, for the provision of crisis intervention to Orleans County youth and their families; to be effective August 1, 2010 through July 31, 2011 at a cost of \$1.50 per call. County cost is \$0.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to modify the rules to the Orleans County Marine Park Rules as a result of our operations of the New York State Boat Launch; seconded by Legislator Allport. Chairman Callard stated that the modifications revolve around the docking, fishing and the time span for the facility. The following resolution was adopted:

**RESOLUTION NO. 273-710**

**MODIFYING RESOLUTION NUMBER 139-388 REGARDING  
ORLEANS COUNTY MARINE PARK RULES AND REGULATIONS**

WHEREAS, resolution number 139-388 adopted rules and regulations for the Orleans County Marine Park; and

WHEREAS, said resolution was further modified by resolutions 179-498 and 359-798; now, therefore be it

RESOLVED, that resolution number 139-388 is hereby modified as follows:

Add:

**GROUP EVENTS**

1. The Park and picnic pavilions are available for group gatherings and events on a first come, first served basis by reservation, on forms approved by the County. Reservations take precedence over other groups or individuals for the approved date and time.
2. Event sponsors will be held responsible for any damages to the park premises.
3. Event sponsors must clean up after their event.

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4. Do not staple, tack, nail, or otherwise attach or fasten banners, balloons, signs, posters, tarps, lights, speakers, or other devices to the pavilions.

Modify items 7, 11, and 12 of SLIP AND LAUNCH OPERATIONS:

7. Docking at the launch ramp bays is prohibited. Short term tie-up is allowed while launching or retrieving a vessel with a trailer. Overnight docking at the transient dock at Point Breeze is prohibited.
11. Fishing in the docking area is limited to the slip rented by the angler and with permission of the neighboring slip renter. Public fishing is permitted on the southerly 400 feet of walkway. Fishing on the remaining walkway, at empty slips or other renter's slips is prohibited. Fishing is permitted on the transient dock at Point Breeze, however, anglers must give way to boats arriving to dock.
12. The boat launching facility at Point Breeze is open to the public April 15 to November 1 from 6:00 a.m. to 10:00 p.m. daily.

Move the existing item 12 to the AUTHORITY section and renumber as item 1.

Add under AUTHORITY:

3. Any person violating any of the provisions of these rules and regulations shall be subject to a penalty not to exceed Fifty (\$50.00) Dollars.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 274-710**

**AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC HEALTH DEPARTMENT BUDGET AND AUTHORIZING PURCHASE**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department budget, as follows, as a result of additional funding received from Health Research, Inc. for emergency response planning and implementation:

<u>Revenue:</u>		
A4489	Bioterrorism Preparedness	\$41,700
 <u>Appropriation:</u>		
A4010.210	Office Furniture	\$6,995
A4010.220	Office Equipment	\$848
A4010.250	Other Equipment	\$18,000
A4010.404	Communications	\$1,200
A4010.452	Personal Service Contracts	\$200
A4010.478	Health Promotion Supplies	\$800
A4010.487	Environmental Health Supplies	\$13,657

and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Orleans County Public Health Department to purchase a Laptop computer, office furniture, shelving and magnetic security system all under New York State Contract pricing at an estimated cost of \$30,913 as budgeted in the Bioterrorism Preparedness grant through Health Research, Inc. and the Adolescent Tobacco Use Prevention Act grant. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to set up money in the Public Health Department budget; seconded by Legislator Johnson. Legislator Johnson asked Paul Pettit, Director of Orleans County Public Health to provide information regarding these two resolutions. Mr. Pettit indicated that we have an ongoing Emergency Preparedness Grant. The funding that is being set up is part of the H1N1 funding that was given out to all the counties through the CDC for the H1N1 season. When we initially received the money we did not want to spend it all at one time and to set up when we want to spend it. The following resolution was adopted:

**RESOLUTION NO. 275-710**

**AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC HEALTH DEPARTMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up monies in the Public Health Department as a result of the signed contract

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with New York State Office of Homeland Security for emergency preparedness activities:

Revenue:

A4489	Bioterrorism Preparedness	\$22,441.51
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Appropriation:

A4010.100	Personal Services	\$ 6,238.50
A4010.250	Other Equipment	\$13,850.00
A4010.487	Environmental Health Supplies	\$39.00
A4010.810	NYS Retirement	\$561.47
A4010.820	Medicare	\$87.34
A4010.830	Social Security	\$386.79
A4010.860	Health Insurance	\$1,278.41

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 276-710**

**AWARDING BID FOR REPLACEMENT OF CENTRAL HALL ROOF**

RESOLVED, that this Legislature awards the bid for replacement of the Central Hall roof to R. A. Haitz, Co. Inc., 128 Cedar St., P.O. Box 401, Batavia, NY 14021, for the amount of \$19,900; to be paid as follows: \$15,000 from A1620.470 – Capital Construction Projects and \$4,900 from A1620.403 – Maintenance Projects.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 277-710**

**AUTHORIZING TRANSFER OF FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds Budget as follows:

<u>From</u>		
A1990.435	Contingent Fund	\$ 8,984

<u>To:</u>		
A1620.403	Maintenance Project *	\$7,084
A1620.403	Maintenance Project **	\$1,900

\* upgrading of Signal Software & Graphics system to the Windows XP operating system

\*\* waterproofing of showers in the Jail by Industrial Coatings, Inc.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to award the bid for the replacement of the Fuel Farm system; seconded by Legislator Eick. Chairman Callard inquired from Gerald Gray, Deputy Highway Superintendent, as to how old this system is. Mr. Gray indicated that they are over 20 years old and are in bad disrepair and parts are at the premium to fix them. He said now is the time to update them when money is available. The following resolution was adopted:

#### **RESOLUTION NO. 278-710**

##### **AWARDING BID FOR REPLACEMENT OF FUEL FARM SYSTEM**

RESOLVED, that this Legislature awards the bid for replacement of the Fuel Farm System to The Pump Doctor, 10210 Boston Rd., Eden, NY 14057, in the amount of \$49,134 to be paid from Capital Reserve Fuel Farm account.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 279-710**

##### **APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND CATHY ROSENBERG**

WHEREAS, the Nursing Home is required by New York State code to have an arrangement for Speech Therapy services; and

WHEREAS, Cathy Rosenberg, 10436 Freeman Rd, Medina, NY 14103, is a certified Speech Pathologist and has agreed to provide speech

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therapy services as specified in the Independent Contractors Agreement; therefore be it

RESOLVED, that this Legislature approves the agreement between the Villages of Orleans Health and Rehabilitation Center and Cathy Rosenberg for Speech Therapy services effective through May 31, 2011 at a cost of \$50 per hour.

Moved, Bower; second, Johnson  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to create and fill two temporary part-time Leisure Time Activities Aides at The Villages; seconded by Legislator Johnson. Legislator Johnson inquired from Jeff Glatz, Administrator of the Villages, if one is to fill a spot that is being temporarily vacated for maternity leave. He said that was correct and advised that the other is for a terminal illness. Chuck Nesbitt, Chief Administrative Officer, asked Mr. Glatz to explain the Department of Health's regulations relative to the quality of life and the necessity for these positions. Mr. Glatz stated that there are four part time positions that are required to provide some type of activities or service for the residents in the evenings and days seven days a week. He advised that they are down to three, from five, to provide those services and we are unable to make all the commitments that they have to the residents. There is a new survey process that starts in October that requires additional interviewing and completing proper power work to get reimbursed for these services, which will require more commitment of their time to get these done. Mr. Nesbitt added that the referenced survey is the Department of Health's Quality of Care audit that is done on the Nursing Home. The following resolution was adopted:

**RESOLUTION NO. 280-710**

**AUTHORIZING CREATING AND FILLING TEMPORARY PART TIME LEISURE TIME ACTIVITIES AIDES AT THE VILLAGE OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the Villages of Orleans Health and Rehabilitation Center is currently experiencing a serious depletion of staff due to various health issues; and



WHEREAS, the temporary part time positions are needed to maintain adequate staffing for the benefit and quality of life for residents; therefore be it

RESOLVED, that this Legislature authorizes the creation of two (2) temporary part time Leisure Time Activities Aide positions at The Villages of Orleans Health and Rehabilitation Center at Grade 2 of the CSEA salary schedule; and be it

FURTHER RESOLVED, that one temporary part-time Leisure Time Activities Aide position shall terminate when the employee in position 6030.605 returns; however, this authorization shall not exceed six (6) months from the passage of this resolution; and be it

FURTHER RESOLVED, that one temporary part-time Leisure Time Activities Aide position shall terminate when the employee in position 6030.606 returns, however this authorization shall not exceed six (6) months from the passage of this resolution; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created temporary part-time positions, effective immediately.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 281-710**

#### **APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS**

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain elected and appointed officials

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and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (bi-weekly pay periods)
<b>ELECTED OFFICIALS</b>					
Legislator	Donald Allport	6	1/1/2010-12/31/2011	N	7.41
Legislator, Chairman	David Callard	6	1/1/2010-12/31/2011	N	12.56
Legislator	William Eick	6	1/1/2010-12/31/2011	N	4.67
Legislator	Lynne M. Johnson	6	1/1/2010-12/31/2011	N	9.69
Legislator	Henry Smith, Jr.	6	1/1/2010-12/31/2011	N	4.95
County Clerk	Karen Lake-Maynard	6	1/1/2010-12/31/2013	N	22.47
County Treasurer	Susan Heard	6	1/1/2010-12/31/2013	N	21.94
<b>APPOINTED OFFICIALS</b>					
County Attorney	David Schubel	6	1/1/2010-12/31/2011	N	16.67
1 <sup>st</sup> Asst County Attorney	John Gavenda	6	1/1/2010-12/31/2011	N	12.52
2 <sup>nd</sup> Asst County Attorney	James Bell	6	1/1/2010-12/31/2011	N	9.54
Public Defender	Sanford Church	6	1/1/2010-12/31/2011	N	20.23
1 <sup>st</sup> Asst Public Defender	Patricia Pope	6	1/1/2010-12/31/2011	N	11.69
2 <sup>nd</sup> Asst Public Defender	Dominic Saraceno	6	1/1/2010-12/31/2011	N	13.18
3 <sup>rd</sup> Asst Public Defender	Nathan Pace	6	1/1/2010-12/31/2011	N	7.96
Medical Director	Thomas Madejski	6	1/1/2010-12/31/2011	N	4.46

and be it

FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer and the New York State Comptroller.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 282-710**

**AUTHORIZING TEMPORARY SALARY INCREASE FOR DEPUTY HIGHWAY SUPERINTENDENT**

WHEREAS, the County Highway Superintendent has retired, effective July 23, 2010, and the Deputy County Highway Superintendent will be performing additional duties until a Superintendent is appointed; therefore be it

RESOLVED, that this Legislature authorizes the Deputy Superintendent to be paid at the Grade 11, Step 1 rate, effective July 25, 2010, until such time as a County Highway Superintendent is appointed.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to create and fill a temporary position in the Highway Department effective through December 31, 2010; seconded by Legislator Eick. Chuck Nesbitt noted that between these two resolutions there is a combined net savings of \$14,122 in the 2010 budget. The following resolution was adopted:

**RESOLUTION NO. 283-710**

**AUTHORIZING CREATING AND FILLING TEMPORARY POSITION  
IN THE HIGHWAY DEPARTMENT**

WHEREAS, the Orleans County Legislature wishes to ensure an orderly transition in the consolidation of the Highway and the Buildings and Grounds Departments; and

WHEREAS, in the creation of this position, all costs for this position are available in the 2010 Budget as a result of a savings associated with the retirement of the Orleans County Highway Superintendent; now, therefore be it

RESOLVED, that this Legislature authorizes the creation of a temporary Working Supervisor position in the Highway Department, effective July 25, 2010; and be it,

FURTHER RESOLVED, that this Legislature authorizes the filling of the vacant Working Supervisor position in the Highway Department at \$580 per week and have the rights and benefits of a full time Managerial and Confidential Employee; and be it

July 28, 2010  
Resolutions 263-284

FURTHER RESOLVED, that this Legislature authorizes this position to expire December 31, 2010.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve a professional services agreement with LaBella Associates P.C. and to transfer funds to pay for these services. Legislator Johnson explained that the state has been pressuring our county to build a new jail. The Legislature has met with the Commission of Corrections, and under a new director has said to us that if we can provide a study that states that our jail is structurally sound that they will not pressure us to build a 35 million dollar new jail, which our county tax base could not support. We are going to proceed with this study and take it from there which will be a wise investment. Legislator Smith seconded her motion. Chairman Callard also added that every repair that was needed to be done from the Commissions point of view has been done. He said a plan will be developed for ongoing maintenance going forward. A variance has been received of our present situation that carries us through to the end of the year. Chairman Callard said that all these things are good news to us and this study will further support our position that there is not a need for a new jail. The following resolution was adopted:

**RESOLUTION NO. 284-710**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND LABELLA ASSOCIATES P.C. AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS**

RESOLVED, that this Legislature approves a professional services agreement between the County of Orleans and LaBella Associates, P.C., 300 State Street, Suite 201, Rochester, NY 14614, for professional Architectural and Engineering services for the Orleans County Jail, as rendered in Proposal No. 6702, at a cost of \$25,000; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this professional services agreement subject to County Attorney approval; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds as follows:

<u>From:</u>		
Future Infrastructure Reserve		\$25,000
 <u>To:</u>		
A3150.405	Sheriff-Jail / Building Projects	\$25,000

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:59 p.m.

### LEGISLATURE MEETING

AUGUST 11, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Johnson, the Deputy Clerk called the roll. All Legislators were present.

The Deputy Clerk presented the following communications: The School of Nursing at Genesee Community College will be holding new facility tours and an inaugural luncheon on Friday, August 20<sup>th</sup> at 11:30 a.m. Lunch will be at noon. Tours will be provided by faculty and staff before lunch (11:30) and after lunch (1:00). RSVP is necessary by calling Patty Hume at 345-6809 or e-mailing at [pahume@genesee.edu](mailto:pahume@genesee.edu). The new School of Nursing site is now located in the Sr. Bruce A. Holm Upstate MedTech Park, located south of the Batavia GCC campus. The New York State Office of Real Property Tax Services has forwarded the list of Certified 2010 State Equalization Rates for all Orleans County municipalities which all have been established at 100% state equalization rate for the 2010 assessment rolls. The 2010 Alzheimer's Association Memory Walk will be held on Saturday, September 11, 2010. Form your team now and register by calling 716-626-0600 or visit Memory Walk WNY.com. The Memory Walk will be held at the Villages of Orleans Health and Rehabilitation Center with registration beginning at 9 a.m. and walk will begin at 10 a.m.

Legislator Johnson presented a Proclamation to Luci Welch for the Orleans County Probation Department's professionalism, dedication, and commitment in the vital services they offer to the criminal and juvenile justice system and for our community corrections of Orleans County.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through July 2010. The numbers are high, but the numbers change daily. As soon as the budget was signed, \$1M showed up for Social Services. There were no questions for the Treasurer.

Chairman Callard asked if anyone wished to comment during open discussion. Mr. Lofthouse from Town of Kendall asked the Legislature to expand on resolution 286-810 for the implementation of a Microenterprise Program. Legislator Rush explained that he would go further in detail once the resolution was presented. Chairman Callard asked if any of the Legislators would like to speak. Legislator Rush thanked the Orleans County Highway Department for all they have been doing at our Marine Parks, Point Breeze, Town of Carlton, New York State, and Oak Orchard Neighborhood Association. They have that looking real nice and again thanked Jerry personally.

The following resolutions were then adopted:

**RESOLUTION NO. 285-810**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	3097-3267	\$245,615.38
Highway	643-663; 1692-1725	\$556,177.81
Nursing Home	1061-1067; 37957- 37996	\$102,358.77
Job Development	1024-1037	\$22,348.69

Self Insurance 47128-47130; 47185 \$3,186.27

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush presented the following resolution and explained what the program is. Mr. Lofthouse asked if this was the same program as the Eagle Creek Marina in Kendall. Mr. Nesbitt said it is the same state agency that handled the Eagle Creek Marina issue, but it is not the same program. This program is to provide small business loans to small companies in Orleans County and repayment is a requirement of the program. Legislator Bower stated this is also the rent subsidiary program. The following resolution was adopted:

**RESOLUTION NO. 286-810**

**AUTHORIZATION TO SUBMIT A GRANT APPLICATION TO THE  
NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR  
FUNDING TO IMPLEMENT A MICROENTERPRISE ASSISTANCE  
PROGRAM**

WHEREAS, the New York State Office of Community Renewal (the “OCR”) has invited Orleans County to submit a final application for Community Development Block Grant funding for the implementation of a Microenterprise Program (the “Program”); and

WHEREAS, the Program will include financial assistance to existing and prospective small businesses throughout Orleans County in the form of deferred loans to be administered by the Orleans County Local Development Corporation, and a continuation of the Downtown Commercial Rent Subsidy Program currently being jointly administered by the Orleans County Local Development Corporation and the Orleans County Chamber of Commerce; and

WHEREAS, the County has held two public hearings to obtain citizen input regarding the community and economic development needs of Orleans County and to obtain the views of citizens regarding the Program; now, therefore be it

RESOLVED, that the County Chairman is hereby authorized to submit a Community Planning Program grant application in the amount of \$200,000 to the OCR to fund the Program; and be it

August 11, 2010  
Resolutions 285-296

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with the OCR grant, subject to review by the County Attorney.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 287-810**

AUTHORIZING FILLING OF VACANCY IN OFFICE FOR THE AGING

RESOLVED, that this Legislature authorizes the filling of a vacant Long Term Care Coordinator position in the Office for the Aging at Grade 17 of the CSEA Salary Schedule effective August 12, 2010. This position is 100% grant funded and will expire upon expiration of the grant.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 288-810**

APPROVING APPOINTMENTS TO THE MEDICAL SCHOLARSHIP BOARD

RESOLVED, that this Legislature approves the appointments of the following members to the Medical Scholarship Board:

<u>Name</u>	<u>Term Expires</u>
Jean Howell	December 31, 2011
Rev. Emily Frank	December 31, 2012
James Sinner	December 31, 2012
David Callard	December 31, 2011
Donald Allport	December 31, 2011
David Schubel	December 31, 2011

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport presented the following resolution and explained that the purpose of the Local Law is intended to establish a procedure for the



use of County Tax Enforcement Processes to assist local governments and exercise their police powers concerning unsafe buildings and hazardous situations. This is generally, trying to get the County more input on properties that taxes are no longer being paid. Since the County is by State Law to make the Towns and Villages whole by paying those taxes, he feels very strongly that the County should have input on charges going against those properties. Chairman Smith called for a roll call vote and the following resolution was adopted:

**RESOLUTION NO. 289-810**

**ADOPTING LOCAL LAW NO. 3 OF 2010 AUTHORIZING COUNTY RELEVY AND REIMBURSEMENT FOR LOCAL REMEDIATION EXPENSES**

WHEREAS, Local Law No. 3-Intro of 2010 was introduced at a regular meeting of the Orleans County Legislature on July 14, 2010, and a Public Hearing was held on July 28, 2010, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 3-Intro of 2010, in the form hereto annexed be, and hereby is adopted as Local Law 3 of 2010; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 3 of the year 2010, together with the required text thereof in the official newspaper and shall immediately file such adopted Local Law No. 3 of 2010 with the Office of the Secretary of State.

**COUNTY OF ORLEANS  
LOCAL LAW NO. 3 OF 2010**

Section 1. **PURPOSE:** This Local law is intended to establish a procedure for the use of County tax enforcement processes to assist local governments in their exercise of their police powers concerning unsafe buildings or hazardous situations.

Section 2. **PROCEDURE:** (a) The County will relevel local expenses for demolition or remediation activities as a component of the next County property tax bill levied against the subject parcel. The County will reimburse the local government for those relevelled expenses and seek full

recovery through County tax enforcement proceedings. (b) If tax enforcement does not provide full reimbursement, the local government will repay the County for the unreimbursed portion. The local repayment may be made by direct payment or by administrative charge against either the local tax warrant or the County's annual settlement payment for relievis. (c) This relevy and recoupment method will be used only when the County and locality have both authorized its use. The County Treasurer is hereby expressly authorized to recoup any unauthorized relievis by the most convenient method.

Section 3. EFFECTIVE DATE: This Local Law shall take effect immediately upon its filing in the New York State Department of State.

Moved, Allport; second, Bower.  
Roll Call: 7 ayes; 0 nays; 0 absent

**RESOLUTION NO. 290-810**

**APPROVING AGREEMENT EXTENSION BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VICKI WEINSTEIN-FINNEFROCK**

RESOLVED, that this Legislature approves the agreement extension between The Villages of Orleans Health and Rehabilitation Center and Vicki Weinstein-Finnefrock, NPP, Building 4, Suite 303, 2000 Winton Rd. S., Rochester, New York 14618, for mental health consultation services at a rate of \$120 per hour, to commence on August 16, 2010 through December 31, 2011.

Moved, Bower; second, Rush  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport presented the following resolution and said that considering 100% of our local property taxes go to pay for six unfunded mandated programs by the state, any cap on that would cause us to come up with the money for these programs from another resource that we basically don't have. His personal opinion is that NYS is very anti-business so without new businesses coming in for new employment, there is no new revenues coming into the County. With a 40% increase in employer contribution for the retirement system coming up next year, either the state needs to pay for their mandated programs or they need to give control of those programs over to the local counties. He would

strongly urge us to join the rest of the counties in the state opposing this. Legislator Johnson offered to amend the resolution by adding recital clause referencing Executive Order No. 17 and that the State should seriously consider the other recommendations of the Commission on property tax relief. The following resolution was adopted.

**RESOLUTION NO. 291-810**

RESOLUTION STATING THAT THE NEW YORK STATE LEGISLATURE SHOULD ONLY IMPOSE A LOCAL PROPERTY TAX CAP THAT INCLUDES SIGNIFICANT CUTS TO THE UNFUNDED MANDATES THAT CAUSE LOCAL PROPERTY TAX INCREASES

WHEREAS, Governor David Paterson and many State Legislators are supportive of a cap on local property tax levies of 4%, or 120% of inflation, whichever is less; and

WHEREAS, little or no action has been taken by New York State to decrease or control the costs of unfunded state mandates, which have been driving county property tax levels for decades; and

WHEREAS, the Orleans County Legislature supports the concept of capping property taxes when coupled with meaningful mandate reforms that result in reduced state mandates and greater local control of expenditures; and

WHEREAS, without mandate reform, such a cap would be impossible for Counties to comply with for, because State mandates make up as much as 75 to 85 percent of an entire county budget, and these State costs increase substantially each year, well over the proposed 4% cap; and

WHEREAS, the projected 40% increase in employer contribution to the New York State Retirement System expected in 2011 will in and of itself exceed the proposed cap; and

WHEREAS, counties are mandated by the State to use local tax dollars to pay for State programs such as Medicaid, early intervention services, pre-school special education services, public assistance, child welfare, youth detention, jails, probation, indigent defense and numerous other programs; and

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WHEREAS, 100% of the 2010 Orleans County property tax levy was consumed by state mandated programs; and

WHEREAS, the property tax cap proposal does nothing to reduce or eliminate the current mandates; and

WHEREAS, the State continues to shift costs to counties for mandated services including the 2010 legislative session in which the State shifted over \$100 million to counties for delivering state services locally in child welfare and youth detention programs, representing yet another unfunded mandate; and

WHEREAS, the property tax cap proposal allows local boards to override the cap with a two-thirds majority vote, thereby not only shifting costs to local governments, but also unfairly shifting blame to local leaders for tax increases that are actually caused by the State; and

WHEREAS, the Orleans County Legislature has, through responsible financial and budgetary actions and policies, stabilized generic property tax rates at \$9.16 per thousand, for three consecutive years despite the recession, and without the “benefit” of a State-imposed property tax cap; and

WHEREAS, recognizing that Executive Order No. 17 was a good first step. The State should seriously consider the other recommendations of the Commission on property tax relief to fix the property tax burdens that New Yorkers can simply no longer afford; and now, therefore be it

RESOLVED, that the Orleans County Legislature urges the state not to impose a local property tax cap on county governments unless it is coupled with significant cuts and reforms to the state mandated programs that cause local property tax increases; and be it

FURTHER RESOLVED, that copies of this Resolution be forwarded to Governor David Paterson; Senator George Maziarz; New York Assembly Member Steve Hawley; the Speaker of New York State Assembly; the Majority Leader of the New York State Senate; the New York State Association of Counties; and InterCounty Association of Western New York.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 292-810**

**AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Mental Health budget as a result of the State Aid Allocation Table being modified from \$61,700 to \$65,132 to include COLAs, as follows:

Revenue:

A4490.4323	Mental Health - Federal Monies	\$65,132
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Appropriation:

A4323.467	Programs - Pathstone	\$65,132
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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 293-810**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Albion Central School, Albion, NY, for the provision of preventive services to children and their families through the assignment of 2 Social Services Caseworkers to the School District; to be effective August 30, 2010 through August 29, 2011. Said services are to be funded by 50% Federal, 17.5% School and 32.5% State Block Grant funding.

Office for Aging, Albion, NY, for the provision of outreach activities for Low Income Home Energy Assistance Program (HEAP) recipients; to be effective August 28, 2010 through August 27, 2011 at a cost of \$17,500. County cost is \$0.

Orleans County Sheriff's Department, Albion, NY, for safe transportation of youth to out-of-county detention facilities; to be effective September 1,

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2010 through August 31, 2011 at a cost of \$20,000. County cost is \$10,000.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 294-810**

#### **APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND FREED MAXICK AND BATTAGLIA, P.C.**

RESOLVED, that this Legislature approves an agreement between the Health Department and Freed Maxick & Battaglia, P.C., Liberty Bldg, Suite 800, 424 Main St., Buffalo, NY 14202, to provide Healthcare Audits and Consulting services for the Orleans County Health Department as needed for Medicare and Medicaid Cost reports required by New York State. Contract period January 1, 2010 through December 31, 2010. Contract not to exceed \$15,000. Reimbursement at 36% through State aide.

Moved, Bower; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush presented the following resolution and asked Mr. Nesbitt to comment on the Solid Waste Program. Mr. Nesbitt said the interesting part about this program is that he has talked to a number of folks from around the different counties across the state and many counties do not have a Solid Waste Program. Nadine Hanlon surveyed her clerks and we have been unable to find a county that has a less expensive program and provides more value than what we have been able to provide with this program. During the last eight years, we've had a similar contract period where as the county option; we had two years of renewable opportunities. The County has chosen to renew in each of those periods. We knew as the fuel costs over the eight years had gone up dramatically, we were not going to see pricing that was as close as we would like it. In last year's budget message, I indicated that there was going to be an increase. He does not think that the increase is unreasonable. It is the cheapest one in the state. It will be \$3.46/week and encourages the Legislature to vote for the acceptance of the bid. The following resolution was adopted:

**RESOLUTION NO. 295-810**

**AWARDING BID FOR SOLID WASTE AND RECYCLING**

RESOLVED, that this Legislature awards the bid for solid waste and recycling services to Modern Disposal Services, Inc, 4746 Model City Road, Model City, NY 14107-0209, at a base annual cost of \$2,459,402.16 effective January 1, 2011 through December 31, 2012, with County option to renew for three additional two-year periods.

Moved, Rush; second, Allport  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 296-810**

**AUTHORIZING ABOLISHING, CREATING AND FILLING  
POSITIONS IN THE BUILDINGS AND GROUNDS DIVISION OF  
THE HIGHWAY DEPARTMENT**

WHEREAS, this Legislature sees the need to optimize efficiency within the County operations in order to maximize value to the taxpayer; therefore be it

RESOLVED, that this Legislature authorizes the creation and filling of a full-time, eight (8) hour day, Head Custodian position in the Buildings and Grounds division of the Highway Department, at Grade 14 of the CSEA Salary Schedule effective August 12, 2010; and be it

FURTHER RESOLVED, that this Legislature abolishes one full-time Custodial Worker and one part-time Custodial Worker upon the filling of the Head Custodian position.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman asked if everyone would stand and Reverend Harriger gave the Benediction.

Chairman Callard moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 4:56 p.m.

## LEGISLATURE MEETING

August 25, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor Roy Harriger of the Community Fellowship Church, the Clerk called the roll. All Legislators were present. Charles H. Nesbitt, Jr., Chief Administrative Officer, was not present due to vacation.

The Clerk presented the following communications: The Orleans County Chamber of Commerce will hold their 12<sup>th</sup> Annual Awards Dinner at White Birch Golf Course on September 11<sup>th</sup>. The Committee to Commemorate Charlie Howard has requested to use the Courthouse Square on September 25<sup>th</sup> to honor Charlie Howard and his efforts in spreading joy and love as Santa. They are asking permission to use the Courthouse Square and to place a banner on the lawn prior to the event. The Opening Ceremony of this event is scheduled to begin at the Courthouse. They are asking if the weather is bad, if the interior of the Courthouse could be used. They also are asking if the Albion Mason's, who have all the proper insurance and health department permits could provide morning refreshments. Treasurer Heard has forwarded, for filing in our office, Disclosure of Interest Statements from twelve employees who received funds in addition to wages from Orleans County as required by General Municipal Law Section 803(1). Girl Scouts of Western New York will be honoring Women of Distinction on September 14<sup>th</sup> at Salvatore's Italian Gardens in Depew. Genesee/Finger Lakes Regional Planning Council will hold their meeting on September 8<sup>th</sup> at 10:30 a.m. at the Radisson Hotel in Henrietta.

Chairman Callard asked Treasurer Heard if we have received any checks from the State. Treasurer Heard reported that she did get \$450,000 today for Social Services. Legislator Rush said that we were down by five million dollars on her last report. She said we received one million dollars at the start of August. Legislator Rush asked if we are gaining on sales tax. She said that is a week by week thing. She believed that the month of August was up \$80,000 over last year's August receipts.

Chairman Callard asked the Board if everyone was in agreement with providing use of the Courthouse Square for Charlie Howard Day. The entire Board voiced that they were in favor of their request. Chairman Callard stated that a representative is here today to tell us about this event. Carol Culhane introduced herself, along with Jeri and Lou Becker, owners



of the Erie Canal Schoolhouse Bed and Breakfast, and also mentioned Phil Wendt, from Illinois who is a Santa Claus, are all sponsoring this event along with many committee members including Legislator Smith. This committee is looking forward to a wonderful day to celebrate, not just Charlie Howard, but also to celebrate Albion. A full day of events is on the docket, and it will be great fun and we will have great weather, expressed Mrs. Culhane. There will be over 100 Santas coming from all over the Country who will be here in what is called "casual clause". Ken McPherson will be Charlie Howard for the day, who will be the only one in the proper costume. Daily events and tours will be going on here in the Village and throughout the Albion area. There will also be memorabilia on display at Lou and Jeri Becker's home, and Harold Hudson's display of the miniature carnival will also be available to view. Mrs. Culhane voiced the committees appreciation to the Board for supporting this event and provided a handout of the planned activities and contact information for them to review should there be any further questions. Chairman Callard stated that both he and Legislator Eick have sat on Charlie Howard's lap. The Committee expressed how they would love to obtain copies of those photos.

Chairman Callard asked if anyone else wished to speak today. Allen Lofthouse, Kendall, had questions on Resolutions No. 306 and 307 concerning the Highway Department equipment. He asked if the pieces were traded in for the new equipment and what were the model years and the hours on the pieces. Jerry Gray, Deputy Highway Superintendent, stated that the pieces would be in the Roy Teitsworth fall auction. Mr. Lofthouse asked what hours were on the machines? Mr. Gray indicated that both pieces are 1999 models and both may have upward of 3 to 4 thousand hours on each of them if not more, which was an educated guess by Mr. Gray.

Legislator Johnson reported that the Auxiliary Police, through our office of Emergency Management, dedicated and donated 362 ½ hours of volunteer service to the Orleans County 4-H Fair. She also received a letter from the Kendall Fire Department thanking the Auxiliary Police for their attendance at their recent carnival, indicating how professional and how well they conducted themselves at their event. Legislator Johnson stated that we don't always get these type of thankful letters, we usually get letters of complaints, and she wanted to make sure that she mentioned these letters and that the Auxiliary Police represent our county very well.

*August 25, 2010  
Resolutions 297-311*

Legislator Rush commented on the Marine Parks. They have been being worked on for several months and all of them are mostly up-to-date concerning the check lists, he explained. The County Highway Department and Buildings and Grounds, New York State, the Towns, and the Neighborhood Association of Point Breeze have taken care of the needed work. Everything is in great shape and again Legislator Rush thanked everyone for their support. Chairman Callard also expressed the fine job that was done.

Legislator Eick attended Senator Schumer's visit to Holley on Monday. Senator Schumer announced that \$900,000 federal dollars will be coming to parks throughout our nation next year. Legislator Eick mentioned that Senator Schumer is aware of our takeover of the State Marine Park earlier this year and the County dollars that are being spent on this park. Legislator Eick also discussed the H2A Farm Labor Program to Senator Schumer with a few area farmers. Legislator Eick stated that there is a controversy between the US and Jamaican governments regarding issues such as percentage of wage and insurance. The Jamaican workers are getting held up in arriving on our farms because of a lack of agreement. The farmers have been guaranteed that they will receive these workers but they have not arrived. Kludt Farms, Kendall, have 250 acres of squash that needs to be harvested and are expecting 12 to 14 Jamaicans who were to arrive on the 25<sup>th</sup> of August but received a letter that they will be held up. Another apple farmer in Lyndonville is also receiving the same message. Legislator Eick stated that as being Farm Bureau President, he has had an active roll in this issue. Chairman Callard asked what Senator Schumer's response was. Legislator Eick indicated that he was not really aware of the severity of this situation. Legislator Eick added that his office is aware of it and the phones have been ringing off the hook in Washington and it is happening all over, not just in our area. The fruit belt in the Lake Ontario region is seriously being affected by this.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 297-810**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710

of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	3277-3434	\$331,721.14
Highway	No Claims	
Nursing Home	1070-1079; 37997-38042	\$197,918.80
Job Development	1040-1076	\$55,970.17
Self Insurance	47185-47189	\$26,107.29

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 298-810**

**AUTHORIZING FILLING VACANCY IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Clinic Therapist position (Position #4310.08) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule, effective August 26, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 299-810**

**AUTHORIZING ADOPTION AND IMPLEMENTATION OF BUILDING SECURITY POLICY FOR THE ORLEANS COUNTY ADMINISTRATION BUILDING**

*August 25, 2010  
Resolutions 297-311*

WHEREAS, it is very important to ensure the safety of the public and the employees at the Orleans County Administration Building; therefore be it

RESOLVED, that this Legislature does hereby adopt and implement a Building Security Policy for the Orleans County Administration Building effective immediately.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard inquired from Commissioner Kuryla that the question was asked when will the building security policy be extended beyond just the Orleans County Administration Building; will there be a comprehensive one for all the County buildings? Commissioner Kuryla stated that he just worked with Craig Lape, Safety Officer and Jack Welch, Director of Personnel, for only their building. Chairman Callard asked if there is a plan to work on one for other county buildings. Commissioner Kuryla stated as far as he knows, there is not a plan, but sounds like a good idea to do that. Chairman Callard stated that this should be discussed further.

Legislator Johnson moved to approve an agreement between Probation and New York State Division of Criminal Justice Services, which has been in place for many years, to run our felony electronic monitoring system. She indicated that most of the participants are out of Judge Punch's court and it keeps prison bound offenders in the community on electronic monitoring versus going to state prison. She indicated that New York State has cut the program by ten percent, as it has affected every one of our programs. It does provide good supervision to high risk offenders. This motion was seconded by Legislator Smith and the following resolution was adopted:

**RESOLUTION NO. 300-810**

**APPROVING AGREEMENT BETWEEN PROBATION  
DEPARTMENT AND NEW YORK STATE DIVISION OF CRIMINAL  
JUSTICE SERVICES**

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to accept monies from the NYS Division of Criminal Justice Services Department of Probation and Correctional

Alternatives for the Probation Eligible Reduction Initiative in the amount of \$36,716 for the period of January 1, 2010 to December 31, 2010 to provide supervision and treatment to high risk offenders eligible for probation who are in jeopardy of incarceration.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 301-810**

**AUTHORIZING PURCHASE FROM PUBLIC HEALTH  
DEPARTMENT BUDGET**

RESOLVED, that this Legislature does hereby authorize the Orleans County Health Department to purchase from Toshiba Business Solutions a Toshiba e-STUDIO 2330C Color Copier, Printer, Scanner, and Fax System under New York State Contract pricing in the amount of \$6,442 as approved in the Immunization Grant through the American Recovery and Reinvestment Act. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick tabled a resolution to authorize a purchase agreement for Office for the Aging regarding purchasing Lifeline Units as recommended by the Clerk of the Legislature. The following resolution was presented for adoption:

**RESOLUTION NO. 302-810**

**APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

New York State Department of Health, Division of Family Health – Fiscal Unit, ESP Corning Tower, Room 878, Albany, New York, 12237-0657, to provide funding for the services to the eligible children in Orleans County through the Children with Special Health Care Needs Program. Contract period from October 1, 2010 through September 30, 2011. Contract amount \$17,673. No County cost. Contract #C024633.

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Paul Imbert, 86 Chatsworth Avenue, Apt. 4, Kenmore, NY 14217, as an Approved Provider-Speech Therapist ; through the Early Intervention program for the eligible children in Orleans County. Contract period October 1, 2010 through September 30, 2013. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid and some third party insurances.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 303-810**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request by Paul Pettit, Public Health Director, to attend the Northeast Regional Public Health Leadership Institute (NEPHLI) at the Whispering Pines Conference Center (University of Rhode Island) in Rhode Island from October 18<sup>th</sup> to October 20<sup>th</sup>. Trip costs to be covered by a NEPHLI scholarship and State Aid, no County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 304-810**

**AMENDING RESOLUTION NO. 435-1209 REGARDING FILLING OF A CLINIC COORDINATOR VACANCY IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, the County of Orleans is required to provide mental health services; and

WHEREAS, it is difficult to find qualified mental health professionals and qualified managers of mental health professionals in a rural county such as Orleans County; therefore be it

RESOLVED, that this Legislature amends Resolution No. 435-1209 to authorize the filling of this vacancy at Grade 9 of the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the Director of Mental Health to hire for this position at Grade 9, Step 9 of the Management Compensation Plan.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 305-810**

**AUTHORIZING THE HIGHWAY DEPARTMENT TO ACCEPT BID ON 2010 RUBBER TIRED EXCAVATOR**

RESOLVED, that this Legislature authorizes the Deputy Highway Superintendent to accept the bid specifications of \$170,690, for the 2010 Volvo EW160C Rubber Tired Excavator from Vantage Equipment, LLC, 4554 West Saile Dr., Batavia, NY 14020, be paid from Account #DM5130.270 – Capital Equipment, reimbursed through CHIPS.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to accept bid on the 2010 Wheel Loader for the Highway Department; seconded by Legislator Eick. Legislator Bower added that he has reviewed both bids, which they both were very well presented, and it will be a benefit to the County to obtain both pieces of equipment for the purchase prices that were provided. The following resolution was adopted:

**RESOLUTION NO. 306-810**

**AUTHORIZING THE HIGHWAY DEPARTMENT TO ACCEPT BID ON 2010 WHEEL LOADER**

RESOLVED, that this Legislature authorizes the Deputy Highway Superintendent to accept the bid specifications of \$172,280, for the 2010 John Deere 644K Wheel Loader from Five Star Equipment, Inc., 284 Ellicott Rd., Orchard Park, NY 14127, be paid from Account #DM5130.270 – Capital Equipment, reimbursed through CHIPS.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 307-810**

AMENDING RESOLUTION NO. 126-409 REGARDING  
INDEPENDENT AUDIT TO INCLUDE THE DEPARTMENT OF  
TRANSPORTATION AUDIT

WHEREAS, Resolution No. 126-409 authorized an agreement between the County Treasurer and Eldredge, Fox & Porretti, LLP (now known as EFP Rotenberg) for providing independent auditing services for Fiscal Years 2008 and 2009; and

WHEREAS, the County is required to issue a separate Department of Transportation (DOT) Audit in addition to the single audit, at an additional cost of \$750 per year; now, therefore be it

RESOLVED, that this Legislature approves amending Resolution 126-409 to include the cost of the DOT Audit, in the amount of \$750.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 308-810**

AUTHORIZING OUT OF STATE TRAVEL FOR OFFICE FOR THE  
AGING EMPLOYEE

RESOLVED, that this Legislature approves the Out-of-State travel request by Melissa Jewell, Assistant Director, to attend the Aging Business Academy Class at Miami University in Oxford, Ohio on November 14-16, 2010. All out-of-state cost covered directly by the National Association of Area Agencies on Aging. No County cost.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 309-810**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER AND PNP  
COMPUTER SERVICES



RESOLVED, that this Legislature approves the following renewal agreement between the Villages of Orleans Health and Rehabilitation Center and PNP Computer Services, 66 N. Main Street, Brockport, NY 14420, for the provision of computer software licensing, maintenance, and updates for the Nursing Home clinical and financial software; effective September 1, 2010 through August 31, 2011, at an annual cost of \$6,493.50.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved the emergency purchase of a trailer to transport the optical voting machines as was discussed earlier during our conference session; seconded by Legislator Allport. The following resolution was adopted:

**RESOLUTION NO. 310-810**

**AUTHORIZING EMERGENCY PURCHASE FROM BOARD OF ELECTIONS BUDGET**

RESOLVED, that this Legislature authorizes an emergency purchase of a 2011 US Cargo 8.5 x 20 foot flat top car trailer, with NYS Motor Vehicle Inspection, at a cost of \$4,996 with additional custom E-Track installation, including hardware and labor at \$719 and E-Track 16 foot Buckle Straps at \$58 from JPR Service, 16761 Ridge Road, Holley, NY 14411, for the transportation of the new Image Cast Voting Machines to the municipal voting sites in Orleans County at a total amount of \$5,773 to be paid from Account A1450.447 – Misc. Equip. Contracts and is fully funded under the New York State Board of Elections Contract #T002560 – Voter Education and Poll Worker Training Program.

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 311-810**

**APPROVING AGREEMENT EXTENSION BETWEEN PLANNING DEPARTMENT AND NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION**

*August 25, 2010  
Resolutions 297-311*

WHEREAS, Orleans County authorized a 1992 NYS Parks Environmental Quality Bond Act project agreement for renovations to the Orleans County Courthouse by passage of Resolution No. 154-392; now, therefore be it

RESOLVED, that this Legislature approves the Project Agreement Amendment with New York State Office of Parks, Recreation and Historic Preservation, Contract #C002422, Project No. EQ-92-HP4-3004 in which funds were unexpended and remain available to us to be used for re-painting of the Courthouse dome and cupola in the amount of \$8,914.11, extending the project term date of September 24, 1992 through December 31, 2010.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to enter into an executive session at 4:53 p.m. to discuss the employment history of a particular person; seconded by Legislator Rush.

Legislator Bower moved out of executive session at 5:18 p.m; seconded by Legislator Allport.

Legislator Bower moved to adjourn; second by Legislator Rush. Meeting adjourned at 5:20 p.m.

## **LEGISLATURE MEETING**

September 8, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor David Beach of the Gaines Carlton Community Church, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Oak Orchard Watershed Alliance will hold their meeting on September 15<sup>th</sup> at the Iroquois Wildlife Refuge in Basom at 7:00 p.m. Orleans County Department of Planning and Development and Niagara County Department of Economic Development has scheduled its Planning and Zoning Training for Municipal Land Use officials at Medina's Clifford Wise Middle School Auditorium and will be completed in one session – Wednesday, September 29, 2010 from 5:00 p.m. to 9:30 p.m. Pre-

registration is required and is due by Friday September 24, 2010. Patrick Hooker, Commissioner of the New York State Department of Agriculture and Markets, has notified us that they have certified the Orleans County Agricultural Districts effective August 25, 2010, with all inclusions accepted. September 11<sup>th</sup> is a busy day in Orleans County. The Memory Gardens Grand Opening is scheduled at 9:30 a.m. at the Villages of Orleans Health and Rehabilitation Center followed by the Alzheimer's Association Memory Walk to begin at 10:00 a.m., with registration also beginning at 9:00 a.m. The 911 Memorial Tribute Ceremony will be held at 10:00 a.m. at the American Legion Post. They will also be holding entertainment in the afternoon and a candlelight vigil at 6:00 p.m. at Bullard Park. The Town of Clarendon will be celebrating their Bicentennial with a parade at Noon and food and entertainment throughout the day and into the evening. The 12<sup>th</sup> Annual Chamber of Commerce Awards Banquet will be at the White Birch Golf Course in Lyndonville beginning at 5:00 p.m.

Legislators Bower and Eick presented a Proclamation to Richard Moy, Supervisor of the Town of Clarendon, in celebration of their Bicentennial to be held on September 11, 2010. Supervisor Moy stated this celebration is very important. He is a relative of Mr. Farwell who was the founder of the Town and was Town Supervisor in the 1800's. His uncle Jake May was also the Town Supervisor in the 1900's and was also the Chairman of the Board of Supervisors. He is now the Town of Clarendon Supervisor in the 2000's.

During open discussion, Chairman opened the floor for public comment. Larry Montello, Commander of the Orleans County American Legion, is the main organizer of the 911 services at the Sheret Post and at Bullard Park. This year, they will be having music coming in from Nashville at Bullard Park. This is a fundraiser for a 911 memorial stone, which they hope to have erected for the tenth anniversary of 9/11. Mr. Montello requested permission to place this memorial stone, 3' x 3', under the flag pole at the Courthouse square. He stated that one of the masons that works at the Legion would construct the base and Brigden memorials will be making the stone. Mr. Nesbitt volunteered to discuss the details with Mr. Montello. Chairman Callard indicated that this would be a wonderful tribute. Mr. Montello welcomed all the Legislators to attend the memorial services. They are very excited about the talent that is coming from Nashville. If everything works out well with the singer this year, she may be able to get a popular male singer, that she opens for, to attend Albion's 9/11 tenth anniversary tribute next year. Mr. Montello explained that his

sister used to work at Building 7 and luckily her boss made her go on a business trip, that is why he has organized this event for the last seven years along with not wanting our county to forget what happened on 9/11/01. Chairman Callard thanked Mr. Montello for coming and for all that he does in organizing this memorial tribute. Chairman Callard asked about the projected cost of the stone. Mr. Montello indicated that the initial cost was \$3,000 but it has been reduced to \$2,000 which includes the lettering on a colored stone.

With there being no further comments, Legislator Eick moved to add one resolution to the agenda; seconded by Legislator Allport. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 312-910**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	3435-3603	\$311,286.76
Highway	664-674; 1726-1749	\$402,730.79
Nursing Home	1082; 38043-38081	\$114,348.35
Job Development	1080-1093	\$2,189.59
Self Insurance	47249	\$1,461.50

Moved, Smith; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 313-910**

AUTHORIZING FILLING OF VACANCY IN THE JOB DEVELOPMENT AGENCY

RESOLVED, that this Legislature authorizes the filling of a vacant Account Clerk Typist position in the Job Development Agency at Grade 9 of the CSEA Salary Schedule effective September 20, 2010.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 314-910**

AUTHORIZING SETTING UP NEW MONEY IN SHERIFF'S BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's budget for a donation received from BPOE#1006 Elks Club, 428 W. State St., Albion, NY 14411, as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$200
<u>Appropriation:</u>		
A3110.418F	Drug Dog (K-9)	\$200

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 315-910**

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Kendall Central School, Kendall, NY for the provision of preventive services to children and their families through the assignment of one Social Services Caseworker to the School District; to be effective August

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30, 2010 through August 29, 2011. Said services are to be funded by 50% Federal, 17.5% School, and 32.5% State Block Grant funding.

Lyndonville Central School, Lyndonville, NY for the provision of preventive services to children and their families through the assignment of one Social Services Caseworker to the School District; to be effective August 30, 2010 through August 29, 2011. Said services are to be funded by 50% Federal, 17.5% School, and 32.5% State Block Grant funding.

Orleans Niagara BOCES, Sanborn, NY for the provision of a program to promote literacy, job readiness skills and employment for DSS clients; to be effective August 1, 2010 at no cost.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to withdraw a resolution approving agreement between Office for the Aging and Dolores Lucas regarding Lifeline monitoring.

#### **RESOLUTION NO. 316-910**

#### **APPROVING APPOINTMENT TO ORLEANS COUNTY YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend an appointment to said Orleans County Youth Board at this time; now, therefore be it

RESOLVED, that this Legislature approves the appointment of Ariel Strickland of 2280 Kenyonville Rd, Albion, NY 14411, to serve as Youth Representative to the Orleans County Youth Board beginning September 1, 2010 through December 31, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 317-910**

#### **AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO APPLY FOR A 2010 MEDICAL RESERVE CORPS CAPACITY BUILDING AWARD.**

WHEREAS, the Orleans County Legislature authorized the Health Department to form VALOR (Volunteer Alliance Linking Orleans Resources) Medical Reserve Corps (MRC) by Resolution No. 49-110 on January 28, 2010 as a local, volunteer based organization with a mission to support community efforts to utilize local medical and health volunteers during emergencies and at other times of community need; and

WHEREAS, the newly formed Orleans County VALOR MRC is in need of funding to support recruitment efforts and develop training programs to establish a robust volunteer corps; and

WHEREAS, funding in the amount of \$5,000 through the National Association of City and County Health Officials is available for programming to recruit volunteers and develop training programs to support Orleans County VALOR MRC; now, therefore be it

RESOLVED, that the Orleans County Legislature authorizes the Orleans County Health Department to apply for a \$5,000 2010 MRC Capacity Building Award.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 318-910**

#### **APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN THE TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS**

RESOLVED, that this Legislature approves the annual software subscription service between the Orleans County Treasurer's Office and KVS Information Systems, 821 Maple Road, Williamsville, NY 14221 covering all programs relating to the County Treasurer's Office, Personnel Office, and Budget Officer at a cost of \$6,644; effective August 1, 2010 through July 31, 2011, to be paid from the respective budgets, as applicable.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

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*Resolutions 312-320*

**RESOLUTION NO. 319-910**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND MEDICAL CLAIMS RECOVERY & DENIAL SOLUTIONS

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and Medical Claims Recovery & Denial Solution, Cranford Medical Arts Building, 45 South Avenue, West Cranford, NJ 07016, for recovery of denied medical claims for the period July 1, 2010 to June 30, 2012. Payments are based upon a percentage of the recovered denial.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 320-910**

AUTHORIZING EMERGENCY MANAGEMENT TO ENTER INTO AGREEMENT WITH TROTT COMMUNICATIONS GROUP, INC.

WHEREAS, the Orleans County Emergency Management Office has identified a problem with receiver sensitivity in EF Johnson Ascend ES portable radios; and

WHEREAS, EF Johnson has proposed a possible modification to alleviate the receiver sensitivity problem; and

WHEREAS, the Emergency Management Office desires to ensure the modification performs as EF Johnson claims; be it

RESOLVED, that this Legislature authorizes the Orleans County Emergency Management to enter into an agreement with Trott Communications Group, Inc. to prepare a test plan, at a cost not to exceed \$15,750, and subject to review by the County Administrative Officer and County Attorney, to exhaustively evaluate portable radios that have received the modification; and be it

FURTHER RESOLVED, that under rebanding rules, said costs should be recoverable.

Moved, Johnson; second, Smith.



Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved into Executive Session at 4:47 p.m. to discuss employment history of particular people per Open Meetings Law §105 (f) and for discussions regarding proposed, pending or current litigation per Open Meetings Law §105 (d); seconded by Legislator Johnson. CAO Nesbitt asked for a five minute recess before entering into executive session to provide time for the press to have any questions answered regarding today's meeting. Legislator Bower asked the Chairman if all the business has been taken care of before they enter into executive session, of which Chairman Callard advised that it had. Motion carried by the Board to move into Executive Session.

Legislator Bower moved out of executive session at 5:55 p.m.; second by Legislator Allport. With there being no further discussion, Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:55 p.m.

**LEGISLATURE MEETING**  
September 22, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Rev. Emily Frank, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Independent Living of Genesee Region is now available to help anyone with a disability living in the three county regions of Orleans, Genesee and Wyoming. To introduce the agency to the community, they will be holding an Open House on October 12, 2010 from 11 a.m. to 3 p.m. at 113 Main Street in Batavia. If you are unable to attend the open house, an individual visit can be arranged by contacting James C. Moody, Director of Independent Living of Genesee Region. A request for permission has been made to place a banner on the Courthouse Square lawn to advertise the Making Strides Against Breast Cancer Walk which will be held at Watt's Farm on Sunday, October 17<sup>th</sup>.

During Open Discussion, Paul Rusin, Town of Murray, discussed some works of how problems are solved in America. He also said we need to go back in using our Constitution. He referenced a book "Social Mess, a Literal Legacy" by James R. Cook. He believes that we are giving people free rein to do what they want to do when they want to do it. It may shed

some light on the question of how to solve problems in America. He announced that the TEA Party meets on the third Thursday of each month.

With there being no further comments, the following resolutions were then adopted:

**RESOLUTION NO. 321-910**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	3630-3809	\$503,112.28
Highway	No Claims	
Nursing Home	1085-1092; 1095-1102; 1105; 38082-38121	\$219,993.87
Job Development	1096-1110	\$19,463.27
Self Insurance	47353-47356; 47248	\$7,328.10

Moved, Smith; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 322-910**

**AUTHORIZING TREASURER TO PLACE ADVERTISEMENT REGARDING UNPAID TAXES**

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature authorizes the placement of a notice in the Lake Country

Pennysaver notifying the delinquent taxpayers that failure to pay their 2010 taxes will result in the County filing a tax lien against said property as required by New York State Real Property Tax Laws.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve a Homeland Security grant and to set up partial funds for 2010 expenses. She reported that EMO Director Wagner and herself attended the Homeland Security conference in Buffalo and it was incredibly interesting to find out how many terrorist attacks were thwarted this past year. We only hear about the ones that make the paper or are on the news. The number of the Homeland Security actions that were taken place that we do not hear of was very impressive. Director Wagner stated that this is a regional meeting that is held annually when the Homeland Security money is released. It not only covers the counter-terrorism aspects involved, but also the preparations and response portion as well in dealing with all hazards. This funding makes us better prepared in our responses to all hazards, stated Mr. Wagner. The following resolution was adopted:

**RESOLUTION NO. 323-910**

**APPROVING AGREEMENT BETWEEN EMERGENCY  
MANAGEMENT AND NEW YORK STATE OFFICE OF HOMELAND  
SECURITY AND SETTING UP NEW MONEY**

WHEREAS, Resolution No. 387-1109 authorized the Emergency Management Office to participate in the FY2009 State Homeland Security Grant Program in the amount of \$119,972.00; therefore be it

RESOLVED, that this Legislature approves the grant acceptance agreement between Emergency Management and New York State Office of Homeland Security for a period of August 1, 2009 to July 31, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the County Treasurer to set up new money in the Emergency Management Budget for expenses to be incurred until the end of the 2010 calendar year, as follows:

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Revenue:

A4309	State Homeland Security Program (SHSP-09)	\$19,000
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Appropriation:

3640.486	Grant (SHSP-FY09)	\$19,000
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Moved, Johnson; second, Smith  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 324-910**

**APPROVING AGREEMENT FOR CLARK PATTERSON LEE TO  
ASSUME DESIGN SERVICES RIGHTS OF DEWBERRY-GOODKIND  
ON ORLEANS COUNTY HIGHWAY PROJECT**

WHEREAS, Orleans County previously entered into an Agreement dated April 18, 2010, with Dewberry-Goodkind, Inc. (hereinafter "Dewberry"), of 183 Main Street, Rochester, New York 14604-1617, for the Knowlesville Road over Oak Orchard Creek project design services, PIN 4754.02 (hereinafter the "Project"), and authorized by Resolution No. 236-608, adopted by Orleans County Legislature on June 11, 2008 and signed by the Municipality on June 13, 2008, hereinafter referred to as "Basic Agreement;" and

WHEREAS, Dewberry has decided to close its office in Monroe County; and

WHEREAS, Dewberry and Clark Patterson Lee (hereinafter "Consultant") have entered into a Transaction Agreement dated July 31, 2010, and an Assignment and Assumption agreement effective July 31, 2010, whereby Dewberry agreed to assign and the Consultant agreed to assume all of Dewberry's rights and obligations under certain contracts, which includes the above referenced Project; and

WHEREAS, the Consultant represents that it has hired or will hire Dewberry's personnel and will use Dewberry's subcontractors that were working on the Project to continue providing services to complete the Project efficiently and cost effectively for the County; and

WHEREAS, the Consultant desires to assume Dewberry's rights and obligations pursuant to the Basic Agreement; and

WHEREAS, the NYS DOT has consented to the assignment and assumptions; and now, therefore be it

RESOLVED, that the Orleans County Legislature approves the assumption of the Basic Agreement by the Consultant by executing Amendment No. 1 to the design services agreement.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 325-910**

**APPROVING AGREEMENT FOR CLARK PATTERSON LEE TO ASSUME CONSTRUCTION INSPECTION SERVICES RIGHTS OF DEWBERRY-GOODKIND ON ORLEANS COUNTY HIGHWAY PROJECT**

WHEREAS, Orleans County previously entered into an Agreement dated January 11, 2010, with Dewberry-Goodkind, Inc. (hereinafter "Dewberry"), of 183 Main Street, Rochester, NY 14604-1617, for the Knowlesville Road over Oak Orchard Creek project construction inspection services, PIN 4754.02 (hereinafter the "Project"), and authorized by Resolution No. 182-510, adopted by Orleans County Legislature on May 4, 2010, and signed by the Municipality on May 12, 2010, hereinafter referred to as "Basic Agreement;" and

WHEREAS, Dewberry has decided to close its office in Monroe County; and

WHEREAS, Dewberry and Clark Patterson Lee (hereinafter "Consultant") dated July 31, 2010, and an Assignment and Assumption agreement effective July 31, 2010, whereby Dewberry agreed to assign and the Consultant agreed to assume all of Dewberry's rights and obligations under certain contracts, which includes the above referenced Project; and

WHEREAS, the Consultant represents that it has hired or will hire Dewberry's personnel and will use Dewberry's subcontractors that were working on the Project to continue providing services to complete the Project efficiently and cost effectively for the County; and

WHEREAS, the Consultant desires to assume Dewberry's rights and

obligations pursuant to the Basic Agreement; and

WHEREAS, the NYS DOT has consented to the assignment and assumptions; now, therefore be it

RESOLVED, that the Orleans County Legislature approves the assumption of the Basic Agreement by the Consultant by executing Amendment No. 1 to the construction inspection services agreement.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 326-910**

**AUTHORIZING TRANSFER OF FUNDS IN BUILDINGS AND  
GROUNDS BUDGET**

RESOLVED, that this Legislature authorizes a transfer of funds in Buildings and Grounds budget, for unused personal service expenses to complete pressing maintenance projects, as follows:

<u>From</u>		
A1620.100	Personal Services	\$18,000
A1620.810	State Retirement	\$2,000
A1620.820	Medicare	\$200
A1620.830	Social Security	\$1,000
<u>To:</u>		
A1620.403	Maintenance Projects	\$21,200

Moved, Smith; second Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 327-910**

**APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

New York State Department of Health, Division of Family Health, Fiscal Unit, Empire State Plaza, Corning Tower, Room 878, Albany, NY 12237-

0657, to provide services through the Childhood Lead Poisoning Prevention Program. Contract period April 1, 2010 through September 30, 2010. Contract amount \$14,043. Reimbursement from New York State Department of Health. No County cost. Contract #C020620.

NYS Department of Health, Bureau of Community Health and Food Prevention, 547 River Street; Room 515, Troy, NY 12180-2216, to provide funding to enforce and educate residents and retailers of Orleans County through the Adolescent Tobacco Use Prevention Act and Clean Indoor Air Act. Contract Period October 1, 2010 through September 30, 2011. Contract amount \$25,917. Reimbursement from New York State Department of Health. No County cost. Contract #C025046.

NYS Department of Health, Division of Family Health, Fiscal Unit, ESP Corning Tower, Room 878 Albany, NY 12237-0657, to provide Migrant Health Services for the eligible residents of Orleans County. Contract period April 1, 2010 through March 31, 2011. Contract amount \$53,515. Reimbursement from New York State Department of Health at 100%. No County cost. Contract #C023004.

New York State Department of Health, Center for Environmental Health, Division of Environmental Protection, Bureau of Public Water Supply Protection, Flanagan Square, 547 River Street, Troy, NY 12180-2216, to provide \$111,812 to the Orleans County Health Department for the Public Water Supply Program. Contract period April 1, 2010 through March 31, 2015. Contract #C026479. No County cost.

New York State Department of Health, Division of Family Health, Fiscal Unit, ESP Corning Tower, Room 878, Albany, New York, 12237-0657, to provide services through Early Intervention Administration. Contract Period from October 1, 2010 through September 30, 2011. Contract #C021811. Contract amount \$48,847. Reimbursement at 100%. No County cost.

NYS Office for People with Developmental Disabilities acting through Western New York Developmental Disabilities Service Office, Building 70, 1200 East and West Road, West Seneca, NY 14224, to provide reimbursement for Medicaid Service Coordination services provided to the eligible children of Orleans County. Contract Period October 1, 2010 through September 30, 2015. Reimbursement from WNY Developmental Disabilities and Medicaid.

*September 22, 2010*  
*Resolutions 321-336*

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 328-910**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH  
DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request by Debbie Restivo, Public Health Nurse, to attend the 20<sup>th</sup> Mid West Stream Farm Worker Forum at the Sheraton Austin Hotel in Austin, Texas from November 18<sup>th</sup> to November 20<sup>th</sup>, 2010. Conference costs to be covered by Migrant Health Grant subject to CAO approval. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 329-910**

**AUTHORIZING ABOLISHING, CREATING AND FILLING  
POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, this resolution will reduce County cost for provided services as these services will now be eligible for billing and there is a net reduction of one position; be it

RESOLVED, that this Legislature authorizes the abolishing of a Case Manager position (Position #4310.38) at Grade 15 of the CSEA Salary Schedule effective October 1, 2010 and a vacant Intensive Case Manager position (Position #4310.43) at Grade 18 of the CSEA Salary Schedule effective October 1, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a Supportive Case Manager position at Grade 18 of the CSEA Salary Schedule effective October 1, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created Supportive Case Manager position effective October 1, 2010.

Moved, Bower; second, Johnson.



Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 330-910**

**AUTHORIZING FILLING OF VACANCY IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Public Health Sanitarian position (4010.18) in the Public Health Department at Grade 18 of the CSEA salary schedule effective September 23, 2010.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 331-910**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND ORLEANS/NIAGARA BOCES CENTER**

WHEREAS, The Villages of Orleans is a skilled nursing facility;  
and

WHEREAS, the BOCES Center has a need for a skilled nursing facility to act as a clinical training site for its practical nurse and nurse aid training programs; therefore be it

RESOLVED, that this Legislature approves an agreement between The Villages of Orleans Health and Rehabilitation Center and Orleans/Niagara BOCES for use of the Nursing Home as a clinical training site for their LPN and CNA training programs, effective July 1, 2010 through June 30, 2012.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 332-910**

**APPROVING AGREEMENT BETWEEN EMERGENCY MANAGEMENT AND FORD MOTOR CREDIT COMPANY**

*September 22, 2010*  
*Resolutions 321-336*

RESOLVED, that this Legislature approves an agreement between the Emergency Management Office and Ford Motor Credit Company to lease a 2010 Ford Explorer, Lease No. 7829807, effective September 14, 2010; and be it

FURTHER RESOLVED, that payments will be applied from State Homeland Security Grant FY2009 for the period of September 14, 2010 through July 14, 2012 for a total of \$12,149.67 from 3640.486 Grants.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve an agreement with BI, Inc. for electronic monitoring equipment. She stated that the Alternatives to Incarceration program that our County took on has done tremendous work in keeping these units used in lieu of incarceration and that is what this contract is being used for; seconded by Legislator Smith. The following resolution was adopted:

**RESOLUTION NO. 333-910**

**AUTHORIZING AGREEMENT BETWEEN THE PROBATION DEPARTMENT AND BI, INC.**

RESOLVED, that this Legislature approves the maintenance agreement between the Orleans County Probation Department and BI, Inc. for Electronic Monitoring Equipment of 7 Sobrietors and 7 HomeGuard 200 Units at a cost of \$176.75 per month and an off shelf cost of \$2.25 per unit, per day effective July 1, 2010 to June 30, 2011, for a total cost of \$13,618.50.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 334-910**

**AMENDING EXISTING CONTRACTS WITH THE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES**

WHEREAS, in accordance with Part A of Chapter 56 of the laws of 2010, the reference to the Division of Probation and Correctional

Alternatives shall be replaced by the Division of Criminal Justice Services to reflect the merger of such former agency; therefore be it

RESOLVED, that this Legislature approves amending all existing contracts with the Orleans County Probation Department and Sheriff's Office referencing the Division of Probation and Correctional Alternatives (DPCA) shall be replaced by the Division of Criminal Justice Services (DCJS) to reflect such merger; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign the acknowledgement of merger letter provided by the State of New York Division of Criminal Justice Services Office of Probation and Correctional Alternatives.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to authorize an issuance and sale of Revenue Anticipation Notes in anticipation of the collection of state and federal revenues; seconded by Legislator Bower. Chairman Callard advised that the dollar amount that we will borrow is \$1,675,000. Legislator Johnson wanted it understood that we are borrowing because it is an anticipation of state and federal monies that are owed to us, so we need to upfront it and borrow it until the government pays us back. Chairman Callard stated he is disgusted that the New York State government owes the County of Orleans monies from 2009 and 2010 and necessitates this borrowing for cash flow purposes, but at the same token, New York State government expects immediate payment for its bills from the County of Orleans. Chairman Callard requested a roll call vote:

**RESOLUTION NO. 335-910**

DELEGATING TO THE COUNTY TREASURER OF THE COUNTY OF ORLEANS, NEW YORK, THE POWER TO AUTHORIZE THE ISSUANCE AND SALE OF REVENUE ANTICIPATION NOTES OF SAID COUNTY IN ANTICIPATION OF THE COLLECTION OF REVENUES TO BE RECEIVED AS STATE AND FEDERAL AID BY SAID COUNTY IN THE CURRENT 2010 FISCAL YEAR OF SAID COUNTY

RESOLVED, by the County Legislature of the County of Orleans, New York (the "County"), as follows:

Section 1. The power to authorize the sale and issuance of revenue anticipation notes of the County of Orleans, New York, including renewals thereof, in anticipation of revenues to be received by said County in anticipation of the collection of revenues to be received as State and Federal aid by said County in the current 2010 fiscal year of said County, is hereby delegated to the County Treasurer, the Chief Fiscal Officer. Such notes shall be of such amount(s), terms, form and contents as may be determined by said County Treasurer, pursuant to the provision of the Local Finance Law.

Section 2. This resolution shall take effect immediately.

Moved, Allport; second, Bower.

Roll Call Vote: 7 ayes - Allport, Bower, Callard, Eick, Johnson, Rush and Smith;  
0 nays; 0 absent.

Adopted.

Legislator Eick moved to remove a resolution off the table concerning purchasing Lifeline units from the Office for the Aging Budget; seconded by Legislator Smith. Legislator Eick moved to approve the purchase; seconded by Legislator Rush who indicated that there is no County cost. Chairman Callard asked Pam Canham, Director of the Office for the Aging, how many lifeline units we currently operate. Mrs. Canham indicated that there are 282 out in the community right now. A lot of the older units are being replaced so they are being upgraded and the need is growing. Chairman Callard expressed that the services are commendable and the outreach is invaluable as well. Legislator Smith asked what the life of the unit is. Mrs. Canham stated that they have units that are 15 to 20 years old. It seems that the older units last longer than the newer units, expressed Mrs. Canham. The following resolution was adopted:

#### **RESOLUTION NO. 336-910**

#### **AUTHORIZING PURCHASE FROM OFFICE FOR THE AGING BUDGET**

RESOLVED, that this Legislature authorizes a purchase agreement for Office for the Aging to purchase 10 Lifeline Units from Philips Lifeline, 111 Lawrence Street, Framingham, MA 01702-8156, for upgrade at a price of \$700.65 each for a total of \$7,006.50 plus \$33.30 for lifeline

cords and \$110 for shipping and handling at a total cost of \$7,149.80 to be paid from Account No. A6772.476 - Lifeline; and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Office for the Aging in 2010 to purchase 15 additional units, for growth, at a price of \$778.50 each for a total of \$11,677.50 plus \$49.95 for lifeline cords and \$160 for shipping and handling for a total cost of \$11,887.45; and in the year 2011 to purchase an additional 10 upgrade units, at an approximate cost of \$7,005.50, all to be paid from Account No. A6772.476 - Lifeline. No County cost.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:53 p.m.

## **LEGISLATURE MEETING**

October 13, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor Tim Lindsay of the Harvest Christian Fellowship of Albion, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Orleans County Board of Health forwarded the newly adopted Environmental Health Fee Schedule that was adopted by the Board on September 14, 2010. As a result of the newly adopted fees, all pre-existing fees on record are no longer valid. The Orleans County Single Audit for 2009, performed by EFP Rotenberg, has been received and filed in the Orleans County Legislature Office. Genesee/Orleans Council on Alcoholism and Substance Abuse (GCASA) Prevention Staff is requesting permission to place a Red Ribbon sign in front of the Public Safety Building in Albion for the Celebration of Red Ribbon Week October 23, 2010 through October 31, 2010. Red Ribbon Week is the nation's oldest and largest drug prevention program in the nation reaching millions of Americans during the last week of October each year. By wearing red ribbons and participating in community anti-drug events, young people pledge to live a drug-free life. The Board fully supported the placement of the sign for Red Ribbon Week at the Public Safety Building.

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The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through September, 2010. She reported that the sales tax check for October is \$463,000 short. This indicates that October's receipts are down by this amount. She has a call into the Sales Tax office to inquire what the adjustments were. In the past, it was because the stores not in Orleans County reported on the wrong line which created a huge swing and does not know if this happened again. Chairman Callard asked if any neighboring counties had the same issue. Treasurer Heard stated she was asked by Genesee County earlier today, but did not have her numbers available but she thinks they also had a swing. She will inquire from other counties tomorrow. Legislator Johnson stated that on the bright side, the state aid is rolling in. Treasurer Heard will send an e-mail if she hears more on the sales tax. She also reported that all levies have been paid to all other funds. Next month's report will be improved because the Nursing Home has been able to pay their loans.

During Open Discussion, Mike Fuller, Fire Chief of East Shelby, Shelby Highway Superintendent and member of the Radio Advisory Committee spoke. He voiced his support on the resolution for the continuation of the Emergency Management Director's change of hours as a result of the radio upgrade project. Mr. Wagner and his staff have been on top of this project and working through the problems to assure that our emergency services has the best radio system possible. He stated that Mr. Wagner and his staff are doing a good job for them.

Ella Jones, of Ridgeway, reported that she, along with her neighbors have been experiencing problems with their electrical service provided by National Grid. She reported that the lights dim so low that their generators kick on. The last time this happened was in the third week of September this year. Last year it was also very bad. Mrs. Jones provided a list of names of those experiencing the problems. These neighbors mostly live on Portage and Culvert Roads. She requested if the Legislature could help in this problem. She did not know if this results from when the farmers start up their dryers on their grain bins. It mostly happens in the fall of the year into the winter months. It happens around five o'clock in the evening and seven o'clock in the morning. Chairman Callard asked if she could provide the information to the Clerk of the Legislature so someone could call on her behalf.

Allen Lofthouse, of Kendall, inquired from the September 22<sup>nd</sup> meeting as to how much was the value of the Revenue Anticipation Note. Chairman Callard reported it to be \$1,675,000. Mr. Lofthouse said that apparently

nothing has been received to offset that. Treasurer Heard stated that the revenues we expect will offset this. Chairman Callard stated that those are the monies that the County expects from 2009 and 2010. Chuck Nesbitt expressed that there are two main problems relating to how this revenue is flowing. He explained in detail how we have not received dollars due to our rebased rate. These are monies that are due to us once they have reconfigured what our costs were. The Nursing Home files a Medicaid Cost Report and this report is evaluated by the Department of Health and they set a rate for our Medicaid bed days. For example, Mr Nesbitt explained that if a bed day is worth \$150 and now they would be worth \$170, and if we have 100 patients over 365 days, off by \$20 per day each, this creates a short fall. We have rate appeals into the State and that is another part of the problem because we are owed additional monies on top of that because they have set our rate improperly. In addition to that, the Intergovernmental Transfer (Medicaid dollars that are paid to public facilities which is an arrangement set up between the state and federal government) goes back to the 2009 Medicaid rates, which have not been set yet. The State has been arguing with Federal CMS on what those rates should be. We still don't know what last year's rates were, let alone what this year's rates are. The Intergovernmental transfer is at 2009 and is what we have been expecting this year for \$1.5 million, and we have not received yet. The reason this has not come is the Intergovernmental Transfer is determined based on an upper payment limit. The upper payment limit is what a group of services is worth under Medicare versus what they are worth under Medicaid. The difference between those two are eligible for this Intergovernmental Transfer. Mr. Lofthouse asked if every Nursing Home has this problem. Mr. Nesbitt indicated that every public Nursing Home, all thirty six of them have this problem. Mr. Nesbitt also added that besides those specific problems, our revenues in general are declining, as expenses increase.

Mr. Lofthouse, commented on today's Resolution No. 348, he has a problem creating jobs in this economic time and asked if the positions being created are less expensive of those abolished, are they a wash, or more expensive? Chairman Callard stated that they are eliminating one position, and creating a new position with a cost of \$6,500. Mr. Nesbitt further explained that one of the problems in staffing the investigator positions is burn out. We currently have two investigators each being on call six months of the year causing burn out. One of the reasons that the County felt it to be important to alter the way the Sheriff's Office is staffed is to provide some relief to them. This way, they would be on call four months out of the year instead of six and can maintain a healthy

family life. It is an important quality of life issue. Legislator Johnson added that instead of just hiring a Criminal Investigator, we would decrease the deputies by one and promote from within.

Chairman Callard stated that since the last meeting, he has visited Brunner in Medina and St. Gobain in Albion with representatives from the IDA and Congressman Lee. Also with representatives from IDA, he also visited Tony Piedimonte's operation in Holley and toured the Holley Business Park. There was no further discussion.

Legislator Eick moved to add three resolutions to the agenda; second by Legislator Rush. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 337-1010**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	3827-4077	\$445,403.66
Highway	675-685; 1750-1782	\$868,771.13
Nursing Home	1109; 1112-1118; 38122-38184	\$391,270.55
Job Development	1116-1130	\$8,170.04
Self Insurance	47426-47428; 47501	\$32,268.45

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays; 0 absent.



Legislator Johnson moved to fill vacancies in the Probation Department. She commented that she truly believes that the County is staffed at skeleton crew, and when we have a resignation, especially in a small office such like in the Probation Department, it is imperative that we fill those positions. Legislator Smith seconded her motion. The following resolution was adopted.

**RESOLUTION NO. 338-1010**

**AUTHORIZING FILLING VACANCIES IN THE PROBATION DEPARTMENT**

WHEREAS, the Probation Assistant is retiring and a Probation Officer has resigned, which both positions are essential to the operations of the Probation Department; now therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Assistant position in the Probation Department at Grade 12 of the CSEA Salary Schedule effective November 6, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Officer position in the Probation Department at Grade 18 of the CSEA Salary Schedule effective November 16, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays; 0 absent.

Chairman Callard announced that he will review staffing levels because the County has reduced a number of full-time and part-time positions through out the year. He felt it will be informative to realize that we are looking for cost savings and it will be workable. He will present that at the next meeting.

**RESOLUTION NO. 339-1010**

**AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL HEALTH BUDGET**

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RESOLVED, that the County Treasurer is authorized to set up new money in the Mental Health budget for monies received from Federal Medicaid Revenue Sharing, as follows:

Revenue:

A4490	Mental Health - Federal Monies	\$56,650
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Appropriation:

A4310.418	Other Contractual	\$38,291.98
A4310.220	Office Equipment	\$2,833
A4310.250	Other Equipment	\$2,200
A4310.444	Repairs to Equipment	\$13,325.02

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays; 0 absent.

**RESOLUTION NO. 340-1010**

**APPROVING PURCHASE AND PAYMENT FOR AIR CONDITIONER COMPRESSOR FOR MENTAL HEALTH**

WHEREAS, an emergency repair of an air conditioner compressor was necessary to maintain the health and safety of the Mental Health employees and clients; and

RESOLVED, that the Legislature approves purchase from Mollenberg-Betz, Inc., 300 Scott Street, Buffalo, New York 14204 for an air conditioning compressor, fan and installation at the Mental Health Department at a cost of \$13,325.02 to be paid from A1620.403; and be it

FURTHER RESOLVED, that Mental Health Department is authorized to pay the Buildings and Grounds Department \$13,325.02 from A4310.444 – Repairs to Equipment from new Federal monies received. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays; 0 absent.

**RESOLUTION NO. 341-1010**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO APPLY FOR 2011 ACHIEVE: ACTION COMMUNITIES FOR**

HEALTH, INNOVATION AND ENVIRONMENTAL CHANGE  
AWARD.

WHEREAS, the Health Department understands chronic diseases, such as heart disease, cancer, asthma, and diabetes are the main cause of death and major limitation in activity for more than 25 million individuals in the United States; and

WHEREAS, greater attention has been focused on reducing the prevalence of their leading risk factors – tobacco use, physical inactivity, and poor diet; and

WHEREAS, ACHIEVE addresses these contributing factors through a comprehensive, population-based approach; and

WHEREAS, the Healthy Orleans Network, a coalition developed by the Orleans County Health Department and Orleans Community Health Community Partners to address the above issues is in need of funding to support and develop a collaborative community action plan and coordinate programming and access to future funding to enhance current efforts; and

WHEREAS, funding in the amount of \$15,000 through the National Association of City and County Health Officials is available for programming to strengthen the coalition of community partners and develop a community action plan to address chronic disease risk factors through policy, systems and environmental change strategies; be it

RESOLVED, that the Orleans County Legislature authorizes the Orleans County Health Department to apply for the 2011 ACHIEVE Award in the amount of \$15,000; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays; 0 absent.

Legislator Rush moved to approve an agreement with NYS Department of State for regional harbor dredging. He said that Oak Orchard River should have been dredged a year or two ago and it may be another year or two before it is dredged, but hopefully this plan will help speed it up a bit.

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Legislator Allport seconded his motion. The following resolution was adopted:

**RESOLUTION NO. 342-1010**

**APPROVING AGREEMENT WITH NYS DEPARTMENT OF STATE  
FOR REGIONAL HARBOR DREDGING**

WHEREAS, the counties of Orleans, Niagara, Monroe, Wayne, Oswego, and the Town of Greece jointly applied for and were awarded a \$35,000 "Title 11" grant from the NYS Department of State to prepare an Expanded and Updated Regional Harbor Dredging Plan for Lake Ontario; and

WHEREAS, Resolution No. 249-608 designated Orleans County as the lead County for this project; now, therefore be it

RESOLVED, that this Legislature hereby approves an Agreement (Contract No. T006957) between Orleans County, on behalf of the municipalities above, and the NYS Department of State providing a "Title 11" grant of \$35,000 for preparation of the Expanded and Updated Regional Harbor Dredging Plan.

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays; 0 absent.

Legislator Johnson moved to continue the change of work hours for the Emergency Management Director through December 31, 2010; seconded by Legislator Smith. Legislator Allport questioned that if this is in regards to the radios, should this read that until the radio problems are resolved or until the end of the year, whichever ever comes first. If this is to help resolve the radio issue, and it is settled in June, we would not need the extension of hours past that. Mr. Nesbitt did not expect that it would get resolved that quickly. Legislator Johnson explained that there are 562 portable radios to be turned around and need to be distributed and modified. They then need to be checked on a basis were we know that this issue that we are having with the vendor does not repeat itself. This is not going to be accomplished in one year. Mr. Nesbitt stated that the Legislature can modify this resolution at any time. Legislator Rush stated that the added hours are added on for the purpose of the new radio system, and it sounds like more work is needed to get this corrected. He asked if the EMO Director does this work? Legislator Johnson states that we program them

here and there was a receive issue. They are rotating them back to the vendor, the vendor is replacing them and they are coming back to be re-programmed. They need to be check to see if they communicate with dispatch. It is a quite a régime that Emergency Management has been put into. Legislator Rush asked if the EMO Director and/or Radio System's Manager do that. Legislator Johnson replied that they both do that, it is the departments orders to keep the radio system up and running. Legislator Allport wanted to understand correctly, that if it gets resolved early, a resolution can be passed and there will be no impact on this. County Attorney Schubel agreed. Legislator Allport was satisfied with that. The following resolution was adopted.

**RESOLUTION NO. 343-1010**

**AUTHORIZING CONTINUATION OF CHANGE OF WORK HOURS  
FOR EMERGENCY MANAGEMENT DIRECTOR POSITION**

WHEREAS, Resolution No. 446-1209 authorized a change for the position of Director of Emergency Management from 35 hours per work week to 37.5 hours per work week due to the extensive infrastructure upgrade and additional tower site build through Emergency Management; now be it

RESOLVED, that this Legislature authorizes the continuation of this modification to the Emergency Management Directors hours of 37.5 hours per week effective, January 1, 2011 through December 31, 2011; and be it

FURTHER RESOLVED, that the annualized salary shall be figured on a prorated basis.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays; 0 absent.

**RESOLUTION NO. 344-1010**

**APPROVING AGREEMENTS BETWEEN THE ORLEANS COUNTY  
SHERIFF'S OFFICE AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements with the Orleans County Sheriff's Office:

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Monroe County Sheriff, 130 South Plymouth Avenue, Rochester, NY 14614, for the provision of in-patient forensic services for mentally ill inmates at a cost of \$125 per day; agreement effective from January 1, 2011 through December 31, 2015 with an option to extend this agreement beyond 2015 for an additional five years at a rate not to exceed \$170 per inmate/per day, upon mutual agreement by both parties.

Niagara County Sheriff, 5526 Niagara St. Ext., Lockport, NY 14095-0496, for crime lab services from January 1, 2011 through December 31, 2013, at an annual cost of \$12,000 and \$50 per hour for expert testimony.

Genesee/Orleans County Youth Bureau, 3837 W. Main St. Rd, Batavia, NY 14020, for the partial reimbursement of the Juvenile Aide Officer's wages in the amount of \$9,000; effective January 1, 2011 through December 31, 2011.

New York State Department of Criminal Justice Services, 4 Tower Place, Albany, NY 12203, to execute an Appendix X for Alternatives to Incarceration agreement adopted by Resolution No. 43-110, Contract #C36060, for \$12,013 which is a 10% decrease in funding.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays; 0 absent.

#### **RESOLUTION NO. 345-1010**

#### **APPROVING THE RECOMMENDATION OF THE SALARY REVIEW COMMITTEE FOR UPGRADE FOR OFFICE FOR THE AGING POSITION**

WHEREAS, the Salary Review Committee has reviewed requests for upgrades and has presented their recommendations to the Legislature on September 8, 2010; and

WHEREAS, the Salary Review Committee met several times to review the requests. The review was performed in accordance with the guidelines contained in the salary review policy. Under this policy, a recommendation to upgrade must be based on the following: a change in job responsibilities or change in the qualifications or the position appearing to be underpaid when compared with comparable positions involving similar responsibilities; therefore be it



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TECHNOLOGY SERVICES AS A RELATED SERVICE. Effective August 31, 2010 through remainder of contract December 31, 2014. All other terms of contract remain the same.

Medina Memorial Hospital 200 Ohio Street, Medina, NY 14103 to provide Lead Poisoning Education to communities, individuals, medical professionals, childcare facilities, and any other organization that resides in Orleans County. Contract reimbursement at 100% from NYS Department of Health Lead Grant. Contract period October 1, 2010 through September 30, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays; 0 absent.

**RESOLUTION NO. 348-1010**

AUTHORIZING CREATING, FILLING, AND ABOLISHING  
POSITIONS IN THE SHERIFF'S OFFICE

RESOLVED, that this Legislature authorizes the creation of a Criminal Investigator position in Sheriff's Office at Grade 3 of the Orleans County Deputy Sheriff Association Salary Schedule, effective January 1, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this vacant Criminal Investigator position, effective January 1, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishing of the resulting vacant Deputy Sheriff position in the Sheriff's Office at Grade 1 of the Orleans County Deputy Sheriff Association Salary Schedule after the Criminal Investigator position is filled.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays; 0 absent.

**RESOLUTION NO. 349-1010**

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2010-  
2011 SCHOOL TAXES TO THE 2011 COUNTY/TOWN TAX BILLS



RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevel the unpaid school taxes, adding a 7% penalty, to be added to the 2011 tax rolls, for the respective towns as of November 1, 2010.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays; 0 absent.

**RESOLUTION NO. 350-1010**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2010 SOLID WASTE/RECYCLING FEES TO THE 2011 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevel the unpaid 2010 Solid Waste/Recycling fees, to be added to the 2011 tax rolls for the respective towns as of November 1, 2010.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays; 0 absent.

**RESOLUTION NO. 351-1010**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2010-2011 VILLAGE TAXES TO THE 2011 COUNTY/TOWN TAX BILLS**

WHEREAS, Local Law No. 4 of 1997 provides for the collection of certain delinquent Village taxes by the County of Orleans in accordance with Section 1442 of the Real Property Tax Law of the State of New York; now be it

RESOLVED, that the County Treasurer is authorized to relevel the unpaid 2010-2011 village taxes, adding a 5% penalty, to be added to the 2011 tax rolls for the respective towns as of November 1, 2010.

Moved, Allport; second Bower.  
Adopted. 7 ayes, 0 nays; 0 absent.

Legislator Bower tabled a resolution to authorize the filling of a vacant part-time Leisure Time Activities Aide position in the Villages of Orleans Health and Rehabilitation Center.

*October 13, 2010*  
*Resolutions 337-355*

Legislator Johnson moved to approve an agreement with the Villages of Orleans Health and Rehabilitation Center and Gillick Advisors. As a result of the resignation of Jeff Glatz, Villages of Orleans Administrator, the County interviewed and needs to fill the position with an administrator that is certified in New York State. She also recognized the contributions made by Jeff Glatz at the Villages of Orleans in his tenure here in Orleans County and wished Jeff well as the Niagara County Manager. Legislator Smith seconded the motion and also wished Jeff well. The following resolution was adopted:

**RESOLUTION NO. 352-1010**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND GILLICK ADVISORS, LLC.

WHEREAS, as of October 22, 2010, the Administrator of the Villages of Orleans Health and Rehabilitation Center will be departing; and

WHEREAS, the County of Orleans is cognizant of the New York State Department of Health regulation that an Administrator on record is necessary for the operations of the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, the County of Orleans requires having sound managerial and fiscal oversight at the Villages of Orleans Health and Rehabilitation Center; therefore be it

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and Gillick Advisors, LLC, East Amherst, New York 14051, subject to County Attorney approval, to provide nursing home administration in the amount of \$11,000 per month, effective October 25, 2010 and will terminate upon the vote of the Legislature.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes, 1 nay, Bower; 0 absent.

**RESOLUTION NO. 353-1010**

RESOLUTION CALLING ON THE NEW YORK STATE PUBLIC SERVICE COMMISSION TO REJECT NATIONAL GRID RATE INCREASE PROPOSAL AND FOR THE WESTERN NEW YORK DELEGATION TO THE NEW YORK STATE LEGISLATURE TO EXPRESS OPPOSITION TO RATE INCREASE TO PUBLIC SERVICE COMMISSION

WHEREAS, National Grid, a U.S. subsidiary of the United Kingdom-based National Grid PLC, has sought to impose a 20% increase in delivery charges per annum, or approximately \$396 million, which would be borne by paying customers of the power and gas monopoly residing throughout Upstate New York; and

WHEREAS, said proposed increase comes in the midst of an ongoing economic downturn and high unemployment throughout Upstate New York; and

WHEREAS, the New York State Public Service Commission did discover various questionable charges to New Yorkers within the requested \$396 million increase, including charging Upstate New York customers 73% of the costs associated with computer upgrades made exclusively in Rhode Island and Massachusetts, a \$25 million increase to cover employee bonuses, paying for employees that departed on early retirement to return as consultants and double-dip, sponsorship of the Adirondack Phantoms hockey team; and

WHEREAS, the New York State Public Service Commission did specifically condemn \$26 million excessive and lavish charges that National Grid intended to pass on to ratepayers, including \$1,254 in shipping costs for an executive's wine collection to Europe, repair of another executive's washing machine, \$54,000 in tuition payments for private school for yet another executive's children, and \$1,200 for "cat transportation"; and

WHEREAS, the Chairman of the New York State Senate Energy Committee, the Honorable George D. Maziarz, Senator for the 62<sup>nd</sup> District, has scheduled a committee hearing for October 19, 2010, to review both National Grid's application for increases in rates and the company's lavish spending on unjustifiable expenses to subsidize a luxurious lifestyle for National Grid plc executives; and

WHEREAS, Chairman Maziarz did state that “The timetable for the rate hike must be re-evaluated, not only in light of the questions and answers presented in the upcoming Senate hearing, but also because the PSC and National Grid are launching their own investigations into the matter. More details are going to come to light, and the PSC must refrain from following any sort of pre-determined timetable”; and

WHEREAS, the Honorable Charles E. Schumer, United States Senator for New York, did issue, on September 20, 2010, a letter calling upon the Public Service Commission to suspend review and action on National Grid’s rate increase request until completion of a formal investigation of the utility’s misspending; and

WHEREAS, Senator Schumer did state in the same letter that “National Grid’s electric prices are among the highest in the nation, and have consistently been a hindrance when trying to attract or expand businesses to the region—especially ones that require a great deal of power. In 2008, residential rates were 37% higher than the national average and commercial rates were over 60% higher, according to Department of Energy statistics”; and

WHEREAS, such increases as have been sought by National Grid would further penalize the citizens of Orleans County and Western New York; and

WHEREAS, it is the view of the Legislature of the County of Orleans that the proposed increase in utility rates would be to the substantial detriment of the citizens of this county, Western New York, and all of Upstate New York, and that such detriment would go beyond those penalties already imposed through enactment of §18-a surcharges; now, therefore be it

RESOLVED, that the Legislature of the County of Orleans does hereby call upon the New York State Public Service Commission to reject the increases in residential electrical and natural gas rates sought by National Grid; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon the entire Western New York delegation to the New York State Legislature, and those chairmen and ranking minority members of relevant committees in the New York State Senate and Assembly, to

provide letters to the Public Service Commission expressing their opposition to the National Grid increase; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby commend Senator Maziarz and Senator Schumer for their actions in this matter, and does call upon their colleagues to unite behind their opposition to this unjustifiable rate hikes; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does direct that the Chairman of this body shall, either through transmission of a written statement, or through appearing in person, provide testimony, as shall be needed and/or sought, in the October 19, 2010 hearings of the State Senate Energy Committee, including expressing the opposition of this Legislature to any rate hikes by National Grid; and be it

FURTHER RESOLVED, that the County of Orleans shall forward copies of this Resolution to Governor David A. Paterson; U.S. Senator Charles E. Schumer; U.S. Senator Kirsten E. Gillibrand; Senator George D. Maziarz; Member of the Assembly Stephen Hawley; Mr. Garry A. Brown, Chairman of the Public Service Commission; Commissioner Patricia L. Acampora; Commissioner Robert E. Curry Jr.; Commissioner Maureen F. Harris, Esq.; Commissioner James L. Larocca; Jaclyn A. Brillling, Secretary to the Commission, and all others deemed necessary and proper.

Moved, Allport; second, Bower  
Adopted. 7 ayes, 0 nays; 0 absent.

#### **RESOLUTION NO. 354-1010**

#### **AUTHORIZING EXPENDING GRANT FUNDS IN SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes the Orleans County Sheriff's Office to purchase a 2011 Ford F-250 4x4 Crew Cab pick up from Vision Ford, 4545 Ridge Road West, Rochester, NY 14626, to aid in securing the Lake Ontario Boarder, at a cost of \$26,727, to be fully paid from Operation Stonegarden Grant, approved by Resolution No. 214-610, through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants. No County cost.

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Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 355-1010**

**APPROVING INVOICES FOR NURSING HOME CAPITAL PROJECT**

RESOLVED, that this Legislature approves the following payments for the Nursing Home Capital Project account H6030:

<u>AMOUNT</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>
\$2,467.00	Monroe Piping	Re-building of air handler blower wheel and cage assembly
\$1,950.00	Imperial Door Controls	Replace automatic door opener for handicap entrance

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays; 0 absent.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:04 p.m.

**LEGISLATURE MEETING**

October 27, 2010

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Chairman Callard called the meeting to order at 4:39 PM. After the pledge to the flag and invocation led by Rev. Vonda Fossett of the Albion United Methodist Church, the Clerk called the roll. All Legislators were present. The Clerk had no communications to present.

Legislator Johnson presented a Proclamation for Winter Weather Awareness Week, October 24-30, in Orleans County. Paul Wagner, Emergency Management Director, received the proclamation and invited those in attendance to sign up for NY-ALERT. This helps in notifying Orleans County residents of emergencies. Mr. Wagner provided handouts should anyone be interested in NY-ALERT or Winter Safety 2010-2011 in Orleans County.

Before the presentation of a citation, Legislator Rush referenced the Daily News article "Waterport Fishing Derby is a Big Hit with Anglers". Legislator Rush expressed that Sharon Narburgh has had a lot to do with

managing the Fishing Hotline. The article also said that “Oak Orchard is becoming salmon’s hotspot”. Legislator Rush presented a Certificate of Recognition, along beside him was Wayne Hale, Director of Planning and Tourism, to Sharon Narburgh who has managed the Orleans County Fishing Hotline for 25 years. The Legislators thanked her for her dedicated service and commitment to the fishing industry.

During open discussion, Allen Lofthouse, of Kendall, stated that any questions he asks or statements he makes are personal and are not associated with any entity he may be involved with. Mr. Lofthouse asked what the boards thoughts are in the possibility of selling the Nursing Home. Chairman Callard stated that he will discuss this further this afternoon. Mr. Lofthouse asked about the projected tax increase. Mr. Nesbitt informed him that the tentative budget will be filed at the next meeting, November 10<sup>th</sup>. Mr. Lofthouse asked if Resolution No’s 358 and 359 are really necessary to fill vacancies in the County Highway Department. Chairman Callard stated that he will speak about that too regarding streamlining the operations and there being accrued savings.

Paul Lauricella, of Lydonville, questioned in borrowing the \$1.6 million for running the County in 2010 through 2011. How is it looking in getting the money from the state? Chairman Callard said he will also discuss this later in the meeting.

Mark Taylor, of Holley, stated that he spoke with Chairman Callard earlier and will hold him to his word.

Chairman Callard stated that at the last meeting, he would go over employment numbers for informational purposes, which currently are being kept track of month by month. In January when the new Legislature met, the County employed 610 people. As of month end September 2010, we have 593 positions, which is a decrease of 17 positions. Today a position will be abolished in the Buildings and Grounds division of the Highway Department, and we will be having a net one reduction in the Department of Social Services. This will be a decrease of 19 positions this year. Mr. Nesbitt indicated that Legislator Bower will be amending another resolution today, abolishing an additional position in the Public Health Department. Chairman Callard indicated then that would make it 20 positions. Chairman Callard stated that every situation is looked at in filling vacancies. We need to maintain streamline operations, but look at each position as they develop to see if it is an opportunity to consolidate other positions.

Legislator Allport expressed to the Legislature how appreciative the NYSARC Executive Directors were for the Orleans County Legislature in adopting the “R Word” resolution. He said Orleans County was singled out at their annual convention, and he wanted to make sure the board was aware of their gratitude.

Legislator Rush mentioned the fishing article again that he held up earlier. He stated that Orleans County leases most of the creek from a farmer who owns most of it and if we did not lease this part of the creek, we would not have any fishing to speak of. Legislator Rush offered to take any questions regarding this by contacting him.

Legislator Smith announced that the Knowlesville Road Bridge construction project is near completion and will be opening next week.

Chairman Callard stated that, in answering the previous questions concerning the Villages of Orleans Health and Rehabilitation Center, he wishes to speak on behalf of the Legislators relative to the Villages and does so in the greatest of disappointment, especially with our New York State government and the position it has placed Orleans County in at this time. Chairman Callard presented the following address:

*Today the Orleans County Legislature will be presented with a resolution that calls for the release of a Request for Expressions of Interest (REFI) and the subsequent Request for Proposals (RFP) to determine the County’s options relative to the transfer of ownership and/or management of the Villages of Orleans Health and Rehabilitation Center.*

*Projections for 2011 – 2015 show a growth in the annual operational deficit in each subsequent year from slightly over \$2 million to nearly \$4 million. This makes owning a public nursing home no longer financially feasible for the taxpayers in light of mounting losses. The impact on the 2011 budget alone is projected to be \$1.29 per thousand up from nearly 38 cents in 2010 and is expected to grow each year, in today’s dollars, to nearly \$2.58 by 2015 against a tax rate that has remained constant for the past three years at \$9.16.*

*In October 2004, the legislature authorized the construction of an addition and the reconstruction of portions of the nursing home. The rationales were that the facility was substandard, no longer meeting existing state requirements and because it had the lowest Medicaid reimbursement rate in the state. That Medicaid rate could only be improved by a rebasing*



*following a major renovation or sale of the facility. Construction was completed in November 2007, and costs were submitted to the New York State Department of Health. Three years later, the State has yet to make a final determination on the rebased rate. The County estimates monies due to the facility as result of rebasing to be at least \$700,000. The Villages has also been waiting for \$1.5 million in federal monies since late 2009.*

*The nursing home reported an audited operating loss of approximately \$470,000 in 2008, \$1.2 million in 2009, and an estimated loss of \$1.1 million for 2010 assuming the County will receive its \$1.5 million in overdue aid. In the event we do not receive the aid, that number balloons to \$2.6 million. These delayed payments necessitated the County borrowing \$1.675 million this month in a revenue anticipation note for continued operation of the home.*

*The Orleans County Legislature is committed to maintaining the existence and continuing operation of what is a high quality, stable, and compassionate long term care facility for the residents of the County; and is committed to ensure that all employees receive fair consideration for continued employment with any new facility operator.*

*Just recently, Jeff Glatz, our nursing home administrator since 2005, resigned to become the Niagara County Administrator. We have hired an interim administrator, William Gillick, who will work toward improving the existing operation while helping to guide us through the transition. Mr. Gillick has twenty years experience in managing long term healthcare facilities and understands the state health department regulations, long term care and dementia programming, as well as marketing for long term care facilities.*

*This transition may take several years to complete. During the interim, the Legislature will make every effort to see that the Villages will continue to operate at the highest level of service to our patients and their families. We know there will be challenges, and we must be ready to meet them.*

*However, in light of the current environment, this transition is absolutely necessary to ensure the long term stability of the County property tax rate and to further ensure that our ability to provide vital services to our residents is not threatened. We simply cannot ask the taxpayers of Orleans County to shoulder a burden of this magnitude over the long term.*

Chairman Callard called for the reading of the resolutions for adoption:

**RESOLUTION NO. 356-1010**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	4092-4293	\$391,392.60
Highway	No Claims	
Nursing Home	1121-1131; 38185-38229	\$174,044.32
Job Development	1133-1153	\$58,947.66
Self Insurance	47499; 47500, 47502- 47503; 47506	\$4,635.36

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 357-1010**

**AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Correction Officer position (3150.53) in the Sheriff's Office at the Jail at Grade 5 of the Orleans County Sheriff's Employees Association Salary Schedule, effective October 28, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 358-1010**

AUTHORIZING FILLING VACANCIES IN THE HIGHWAY DEPARTMENT AND ABOLISHING A POSITION IN THE BUILDINGS AND GROUNDS DIVISION

RESOLVED, that this Legislature appoints Gerald R. Gray to the vacant position of County Highway Superintendent; effective January 1, 2011 at Grade 11, Step 4 of the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the vacant Deputy Highway Superintendent effective January 1, 2011 at Grade 9 of the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature abolishes the position of Superintendent of Buildings and Grounds in the Buildings and Grounds division of the Highway Department, effective immediately.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to fill the Secretary to the Highway Superintendent position, seconded by Legislator Eick. Mr. Nesbitt explained Mr. Lofthouse's earlier inquiry that this has been part of an ongoing effort by the County Legislature to not only combine the Buildings and Grounds Department with Highway, but to also streamline the management of those two departments. In exchange, at least today, we have dropped one position but also have reduced a part time position and combined the administrative function of both, resulting in 1-1/2 positions with a savings of \$130 to \$140 thousand dollars. The following resolution was adopted:

**RESOLUTION NO. 359-1010**

AUTHORIZING THE FILLING OF VACANCY IN THE HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Secretary to the County Highway Superintendent, upon retirement, in the Orleans County Highway Department at Grade 3 of the Management Compensation Plan; effective November 29, 2010.

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Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 360-1010**

**AUTHORIZING EXTENSION OF AGREEMENT WITH  
EMERGENCY MANAGEMENT OFFICE AND WILLIAM J. CLARK**

WHEREAS, Resolution No. 177-510 authorized an Independent Contractor Agreement with William J. Clark to complete a comprehensive Continuity of Operations Plan through October 31, 2010, not to exceed \$12,600 to be paid from SHSP Grant FY2009; be it

RESOLVED, that this Legislature authorizes an extension of the Independent Contractor Agreement with William J. Clark of Newfane, NY, through February 28, 2011 and all provisions of the agreement, including the scope of work and terms of payment, remain the same.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 361-1010**

**APPROVING THE GRANT ACCEPTANCE BETWEEN THE  
SHERIFF'S OFFICE AND NEW YORK STATE GOVERNOR'S  
TRAFFIC SAFETY COMMITTEE**

WHEREAS, Resolution No. 168-509 authorized the Sheriff's Office to apply for the NYS Governor's Traffic Safety Grant for the "Child Passenger Safety Program"; therefore be it

RESOLVED, that this Legislature approves the grant acceptance between the Sheriff's Office and NYS Governor's Traffic Safety Committee, Contract #SO-00313-(037) in the amount of \$3,100 for the period of October 1, 2009 through September 30, 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to create and abolish positions in the Department of Social Services as presented by Commissioner Kuryla earlier during

Conference Session; seconded by Legislator Rush. Mr. Nesbitt clarified that \$23,273 may sound like it is not a lot of money for the elimination of those management positions, that is the actual county dollars saved net of any reimbursements received for those programs that those positions oversee. The following resolution was adopted:

**RESOLUTION NO. 362-1010**

**AUTHORIZING ABOLISHING AND CREATING POSITIONS IN  
DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby abolish the positions of Director of Services and Director of Temporary Assistance, effective November 1, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a Deputy Commissioner position in the Department of Social Services at Grade 9, Step 6 of the Management Compensation Plan; effective November 1, 2010. Net savings to Orleans County is \$23,373 in local tax dollars; and be it

FURTHER RESOLVED, the Commissioner of Social Services is authorized to fill the vacancy.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to fill a vacancy in the Health Department and also requested that an amendment be made to the resolution including that the Supervising Public Health Nurse position be abolished upon the filling of the Director of Patient Services. Legislator Johnson seconded the motion. She asked if we are filling the vacant position with the person that currently holds the position that we are abolishing; which is what is occurring. The following resolution was adopted:

**RESOLUTION NO. 363-1010**

**AUTHORIZING FILLING VACANCY AND ABOLISHING POSITION  
IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Director of Patient Services (4010.07), upon

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retirement, in the Public Health Department at Grade 9 of the Management Compensation Plan; effective November 1, 2010; and be it

FURTHER RESOLVED, that effective upon the appointment of the Director of Patient Services, this Legislature does hereby abolish the position of Supervising Public Health Nurse.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 364-1010**

**AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Department of Social Services:

Account Clerk Typist at Grade 9 of the CSEA Salary Schedule; effective immediately.

Principal Social Welfare Examiner at Grade 20 of the CSEA Salary Schedule; effective November 29, 2010.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to purchase Salient Software for the Department of Social Services, subject to County Attorney approval. Legislator Eick called upon Commissioner Kuryla to explain the need for this purchase. Commissioner Kuryla explained that this is software to detect Medicaid fraud. So if someone in the County is receiving Medicaid, or other public assistance, it is found where they may have five or six prescriptions in the area for pain killers, this will detect that; and it will also detect provider fraud at the point of where these prescriptions are distributed. It will also detect in this software if a person receives assistance in other areas. Legislator Allport seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 365-1010**

APPROVING PURCHASE OF SALIENT SOFTWARE FOR THE  
DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the purchase of Salient software, subject to County Attorney approval, from Salient Management Company, 203 Colonial Drive, Horseheads, NY, for the purpose of the detection of fraud regarding Medicaid recipients. This software will assist the Orleans County Fraud Investigator in detecting and prosecuting offenders. Cost of the software is approximately \$117,887.20 and the County cost is 1.1%.

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 366-1010**

AUTHORIZING FILLING VACANCY IN THE MENTAL HEALTH  
DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant Clinic Therapist position (Position # 4310.15) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule; effective November 1, 2010.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 367-1010**

AUTHORIZING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND ORLEANS COUNTY PLANNING AND DEVELOPMENT

RESOLVED, that this Legislature approves an agreement between the Orleans County Public Health Department and Orleans County Planning and Development, 14016 Rt. 31 West, Albion, NY 14411 to provide water education, mapping services, and oversight to all water sources in Orleans County. Contract period April 1, 2010 through March 31, 2011. Contract amount \$5,000. Reimbursement from NYS Department of Health at 100%. No County cost. Contract runs concurrent with NYS Water Grant.

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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 368-1010**

**APPROVING AGREEMENT BETWEEN BUILDINGS AND  
GROUNDS AND SPIDERMAN PEST CONTROL**

RESOLVED, that this Legislature approves an agreement between the Buildings and Grounds division of the Highway Department and Spiderman Pest Control Service, P.O. Box 26379, Rochester, NY 14626, for pest control services for county buildings at a cost of \$3,900, agreement effective through December 31, 2011.

Moved, Smith; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION 369-1010**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF  
SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Catholic Charities of Buffalo, Batavia, NY, for the provision of preventive services to persons eligible for temporary assistance to needy families; to be effective April 1, 2010 through March 31, 2011 at no County cost.

The William George Agency, Freeville, NY, for the provision of residential foster care services; to be effective September 1, 2010 through August 31, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 370-1010**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER AND  
ORLEANS COUNTY ATTORNEY

RESOLVED, that this Legislature approves the renewal of the agreement between the Villages of Orleans Health and Rehabilitation Center and the Orleans County Attorney for the provision of attorney services for the Nursing Home at a cost of \$13,000 per year; effective January 1, 2009 through December 31, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 371-1010**

AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT  
TO APPLY FOR A GRANT THROUGH THE ORLEANS COUNTY  
FOUNDATION/CURTIS FOUNDATION FOR ORLEANS COUNTY  
VALOR MEDICAL RESERVE CORPS TO SUPPORT THE  
DEVELOPMENT OF THE ORGANIZATION

WHEREAS, the Orleans County Legislature authorized the Health Department to form VALOR (Volunteer Alliance Linking Orleans Resources) Medical Reserve Corps (MRC) by Resolution No. 49-110 as a local, volunteer based organization with a mission to support community efforts to utilize local medical and health volunteers during emergencies and at other times of community need; and

WHEREAS, the newly formed Orleans County VALOR MRC requires funding for equipment and supplies to support recruitment efforts, educational and training programming in order to develop a robust volunteer corps; and

WHEREAS, funding may be available for Orleans County VALOR MRC for the purposes as stated above; therefore be it

RESOLVED, that the Orleans County Legislature authorizes Orleans County VALOR MRC to apply for funding in the amount of \$6,000 through the Orleans County Foundation/Curtis Foundation for the purpose(s) of purchasing the following equipment for offsite use to

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provide for educational programming, recruitment and training at local and regional events: a laptop computer, portable TV with built-in DVD player, folding canopy, tables and chairs, and signage; and be it

FURTHER RESOLVED, that the Orleans County Legislature authorizes Orleans County VALOR MRC to utilize a portion of said funding for the purpose of development of a website to promote, train and educate MRC volunteers as well as the public on the activities of OC VALOR MRC.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to consolidate the bond debt over the next 10 years which will result in an aggregate savings of \$210,082.57 over those next ten years; seconded by Legislator Bower. Chairman Callard further explained that this is a consolidation of four bonds. It is not all of our bonds. We approached this several years ago when the rates were dropping and wanted to do this but were precluded by law, but apparently there was a change in the law. Treasurer Heard said that the rates have gone low enough to where this will really benefit us. The following resolution was adopted:

**RESOLUTION NO. 372-1010**

**AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF ORLEANS, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY**

WHEREAS, the County of Orleans, New York (hereinafter, the "County") heretofore issued an aggregate \$2,500,000 Public Improvement (Serial) Bonds, 1994, pursuant to a bond determinations certificate dated April 1, 1994 (the "1994 Bond Certificate"), to finance the cost of the construction of an addition to and reconstruction of the Nursing Home in and for said County as further described in the 1994 Bond Certificate, such Public Improvement (Serial) Bonds, 1994, being dated April 1, 1994 with remaining maturities on April 1 in the years 2011 through 2014, both inclusive (the "1994 Refunded Bonds"); and

WHEREAS, the County of Orleans, New York (hereinafter, the "County") heretofore issued an aggregate \$500,000 Public Improvement (Serial) Bonds, 1999 Series A, pursuant to a bond determinations certificate dated April 15, 1999 (the "1999A Bond Certificate"), to finance the cost of various improvements in and for said County as further described in the 1999A Bond Certificate, such Public Improvement (Serial) Bonds, 1999 Series A, being dated April 15, 1999 with remaining maturities on September 15 in the years 2011 and 2012 (the "1999A Refunded Bonds"); and

WHEREAS, the County of Orleans, New York (hereinafter, the "County") heretofore issued an aggregate \$1,930,000 Public Improvement (Serial) Bonds, 1999 Series B, pursuant to a bond determinations certificate dated April 15, 1999 (the "1999B Bond Certificate"), to finance the cost of various improvements in and for said County as further described in the 1999B Bond Certificate, such Public Improvement (Serial) Bonds, 1999 Series B, being dated April 15, 1999 with remaining maturities on April 15 in the years 2011 to 2015, both inclusive (the "1999B Refunded Bonds"); and

WHEREAS, the County of Orleans, New York (hereinafter, the "County") heretofore issued an aggregate \$3,200,000 Public Improvement (Serial) Bonds, 2001, pursuant to a bond determinations certificate dated June 15, 2001 (the "2001 Bond Certificate"), to finance the cost of the construction of additions and reconstruction to buildings on Court House Square in and for said County as further described in the 2001 Bond Certificate, such Public Improvement (Serial) Bonds, 2001, being dated June 15, 2001 with remaining maturities on December 15 in the years 2010 through 2020, both inclusive (the "2001 Refunded Bonds"); and

WHEREAS, the 1994, 1999A, 1999B and 2001 Refunded Bonds are hereinafter sometimes referred to collectively as the "Refunded Bonds"; and

WHEREAS, it would be in the public interest to refund all, or one or more, or a portion of one or more, of the \$600,000 outstanding principal balance of the 1994 Refunded Bonds, the \$90,000 outstanding principal balance of the 1999A Refunded Bonds, the \$760,000 outstanding principal balance of the 1999B Refunded Bonds, and the \$2,220,000 outstanding principal balance of the 2001 Refunded Bonds, each by the issuance of refunding bonds pursuant to Section 90.10 of the Local Finance Law; and

WHEREAS, each of such refundings will individually result in present value savings in debt service if so required by Section 90.10 of the Local Finance Law; now, therefore be it

RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. For the object or purpose of refunding the outstanding aggregate principal balance of the Refunded Bonds, including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of the Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, compensation to the underwriter or underwriters, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, (iv) the redemption premium to be paid on the Refunded Bonds which are to be called prior to their respective maturities, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$4,100,000 refunding serial bonds of the County pursuant to the provisions of Section 90.10 of the Local Finance Law (the "County Refunding Bonds" or the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$3,870,000, as provided in Section 4 hereof. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more refunding serial bond issues. The County Refunding Bonds shall each be designated substantially "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R-10 (or R

with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the County Treasurer pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph a of Section 57.00 of the Local Finance Law pursuant to subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to the limitation hereinafter described in Section 10 hereof relating to approval by the State Comptroller.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the County Treasurer shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the County by lot in any customary manner of selection as determined by the County Treasurer.

The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”), which will act as securities depository for the bonds in accordance with the Book-Entry-Only system of DTC. In the event that either DTC shall discontinue the Book-Entry-Only system or the County shall terminate its participation in such Book-Entry-Only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to DTC, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book-Entry-Only System. Principal shall only be payable upon surrender

of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the County Clerk as Fiscal Agent as hereinafter provided).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the registration books of the County maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or first business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the County Treasurer providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the County Treasurer as fiscal agent of the County for the Refunding Bonds (collectively the "Fiscal Agent").

Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount.

Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America.

The County Treasurer, as chief fiscal officer of the County, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form; provided, however, that the County Treasurer is also hereby authorized to name the County Clerk as the Fiscal Agent in connection with the Refunding Bonds if said Refunding Bonds are issued in non-certificated form.

The County Treasurer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the County Treasurer, and a facsimile of its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;

(b) the maximum period of probable usefulness permitted by law at the time of the issuance of the respective Refunded Bonds, for each of the objects or purposes for which such respective Refunded Bonds were issued is as set forth in Exhibit A;

(c) the last installment of the Refunding Bonds will mature not later than the expiration of the period of probable usefulness of each of the objects or purposes for which said respective Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph c of Section 90.10 of the Local Finance Law;

(d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, if any, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, with regard to each of the Respective Series of Refunded Bonds, is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the aggregate of the refundings authorized by this resolution (collectively, the “Refunding Financial Plan”), showing the sources and amounts of all moneys required to accomplish such refundings, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit B attached hereto and made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in one series to refund all of the Refunded Bonds in the principal amount of \$3,870,000, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth on Exhibit B attached hereto and made a part of this resolution. This County Legislature recognizes that the Refunding Bonds may be issued in one or more series, and for only one or more of the Refunded Bonds, or portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit B. The County Treasurer is hereby authorized and directed to determine which of the Refunded Bonds will be refunded and at what time, the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the County Treasurer; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law. The County Treasurer shall file a copy of his certificates determining the details of the Refunding Bonds and the final Refunding Financial Plan with the County Clerk not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.



Section 5. The County Treasurer is hereby authorized and directed to enter into an escrow contract or contracts (collectively the “Escrow Contract”) with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said County Treasurer shall designate (collectively the “Escrow Holder”) for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said County of Orleans, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of

the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, in the event such bonds are refunded, the County hereby elects to call in and redeem each respective series of Refunded Bonds which the County Treasurer shall determine to be refunded in accordance with the provisions of Section 4 hereof and with regard to which the right of early redemption exists. The sum to be paid therefore on such redemption date shall be the par value thereof plus the redemption premium, and the accrued interest to such redemption date. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bonds. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 10. The Refunding Bonds shall be sold at private sale to Roosevelt & Cross, Inc. (the "Underwriter") for purchase prices to be determined by the County Treasurer, plus accrued interest from the date or dates of the Refunding Bonds to the date or dates of the delivery of and payment for the Refunding Bonds. Subject to the approval of the terms and conditions of such private sale by the State Comptroller as required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, the County Treasurer, is hereby authorized to execute and deliver a purchase contract for the Refunding Bonds in the name and on behalf of the County providing the terms and conditions for the sale and delivery of the Refunding Bonds to the Underwriter. After the Refunding Bonds have been duly executed, they shall be delivered by the County Treasurer to the Underwriter in accordance with said purchase contract upon the receipt by the County of said purchase price, including accrued interest.

Section 11. The County Treasurer and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 12. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the County Treasurer and all powers in connection thereof are hereby delegated to the County Treasurer.

Section 13. The validity of the Refunding Bonds may be contested only if:

1. Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. A summary of this resolution, which takes effect immediately, shall be published in the official newspapers of said County, together with a notice of the Clerk of the Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Moved, Allport; second, Bower

Roll call vote: 7 ayes – Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

Legislator Bower expressed that he offers this resolution with a very heavy heart. He moved the following resolution in its entirety to authorize the issuing of RFEI and RFP for the possible transfer of ownership and/or operation and management of the Villages of Orleans Health and Rehabilitation Center; seconded by Legislator Johnson. Legislator Bower added that he wanted to raise a couple other issues other than the State not giving us good cooperation on running the Nursing Home with respect to the payments that we think we have coming; and the State not giving us

other cooperation in many other departments either. We have to take into consideration the state retirement, which we are bailing out the state for, just the Nursing Home employees alone will cost the County \$728,000 in the coming year. For worker's compensation that we are obliged to pay in 2011 is \$897,000 in addition, is health care insurance for these employees which amounts to \$1,102,000. When we combine all the problems with the State and the high cost we deal with at the Nursing Home and we are forced to do this in the best interest of the taxpayers of Orleans County. Legislator Eick also commented that this has been an ongoing discussion and on going problem for the last couple of years. It is very sentimental to Legislator Bower and the rest of us. It is a big decision, it is a business decision. The following resolution was adopted:

**RESOLUTION NO. 373-1010**

**AUTHORIZING ISSUING RFEI AND RFP FOR THE POSSIBLE TRANSFER OF OWNERSHIP AND/OR OPERATION AND MANAGEMENT OF THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the Villages of Orleans (the "Facility") is a 120-bed skilled nursing and rehabilitation facility located in the Town of Albion, New York; and

WHEREAS, this Legislature finds and determines that the County has examined the operations at the Facility in order to determine the feasibility of continuing its operation as a County facility; and

WHEREAS, the County has determined that, due to business impediments unique to municipalities including: rising municipal labor and employee benefit costs and the unreliability of continued intergovernmental transfer (IGT) payments and continued uncertainty relative to revenue from the state and federal governments, it appears that operating a municipal skilled nursing home may no longer be in the best fiscal interest of the County of Orleans; and

WHEREAS, this Legislature finds that the Facility could be operated at the same high level of care by individuals or entities that do not face the operational restrictions and prohibitive cost structure particular to municipalities; now therefore be it

RESOLVED, that this Legislature authorizes and directs the Chief Administrative Officer (CAO) to develop and issue a request for expressions of interest (RFEI) and further authorizes the issue of a subsequent request for proposals (RFP) to qualified respondents relative to the transfer of ownership and/or operation and management of the Facility; and be it

FURTHER RESOLVED, that this Legislature authorizes the formation of an RFP Review Committee consisting of the voting members from the Health and Administration, and Finance committees as well as advisory members to include the Chief Administrative Officer, County Attorney, Nursing Home Administrator and Director of Personnel and Self Insurance to review and evaluate the responses and make an action recommendation to the legislative body.

Moved, Bower; second, Johnson.  
Adopted: 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 374-1010**

#### **APPROVING LEASE AGREEMENT BETWEEN SHERIFF'S OFFICE AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves a 39-month lease agreement between Orleans County Sheriff's Office and Toshiba Business Solutions, 150 Metro Park, Rochester, NY 14623, for the lease of three copiers, two at the Sheriff's Office and one at the Jail, at a price of \$608 per month, and includes supplies and maintenance; effective November 1, 2010 through February 1, 2014.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve an agreement with the Sheriff's Office for the Enhanced Wireless 911; seconded by Legislator Smith. Legislator Johnson stated that we have talked as a Board that when these funds have stopped coming in from the State that we would consider going to Albany. We have sent vouchers to the State for collection and they have been returned indicating no funds available on debts that the State owes this County. She expressed that she passes these resolutions where she is saying that reimbursement is coming from the State, but stated in

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all honesty, we don't know when we will receive the check. The following resolution was adopted:

**RESOLUTION NO. 375-1010**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE DEPARTMENT OF STATE**

RESOLVED, that this Legislature approves an agreement between the Orleans County Sheriff's Office and New York State Department of State for reimbursement to the County, in the amount of \$22,809, for costs associated with the Enhanced Wireless 911 services incurred from April 1, 2010 through March 31, 2013.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to approve an agreement with Home Care of Rochester to rent small office space located in the older part of the Nursing Home which will help in generating some funds; seconded by Legislator Allport. The following resolution was adopted:

**RESOLUTION NO. 376-1010**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER AND HOME  
CARE OF ROCHESTER**

RESOLVED, that this Legislature approves the lease agreement between the Nursing Home and Home Care of Rochester (HCR), 85 Metro Park, Rochester, New York 14623 for a 240 square foot suite located at 14012 Route 31, Albion, NY for a three-year period November 1, 2010 through October 31, 2013 (36 months) at a rate of \$212/month.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 377-1010**

**DESIGNATING TOURIST PROMOTION AGENCY AND  
AUTHORIZING APPLICATION FOR 2011 STATE TOURISM  
MATCHING FUNDS**

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office, within the Planning and Development Department, as the official Orleans County Tourist Promotion Agency (TPA) to represent the County in tourism promotion efforts and for purposes of the 2011 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 2011 State Matching Funds and to receive such funds to the extent that local matching funds are available.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to extend the Special Use Permit to operate the Oak Orchard State Boat Launch which is the launch on the west side of the creek that we took over last spring. The restrooms will most likely be closed due to the colder weather. If we have any additional expenses, it may be for one additional mowing, but don't foresee any other expenses through December 31<sup>st</sup>. The motion was seconded by Legislator Allport. The following resolution was adopted:

**RESOLUTION NO. 378-1010**

**AUTHORIZING EXTENSION OF A SPECIAL USE PERMIT TO  
OPERATE THE OAK ORCHARD STATE BOAT LAUNCH**

WHEREAS, Resolution Number 159-410 authorized Orleans County to operate and maintain the Oak Orchard State Boat Launch to October 30, 2010; now therefore, be it

RESOLVED, that this Legislature hereby approves the extension of the Special Use Permit for County operation and maintenance of the Oak Orchard State Boat Launch from October 31, 2010 to December 31, 2010.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 379-1010**

**APPROVING AGREEMENT BETWEEN CRIME VICTIMS ASSISTANCE PROGRAM AND SHEILA MCWETHY**

RESOLVED, that this Legislature approves a renewal agreement between the Orleans County Crime Victim's Assistance Program and Sheila McWethy of 4008 South Main Street Road, Batavia, NY 14020, to provide night court advocate services on a per diem basis at a rate of \$15.25 per hour, not to exceed \$8,000 per year, effective October 1, 2010 through September 30, 2010, unless sooner terminated as hereinafter provided; and be it

FURTHER RESOLVED, that this agreement will terminate when no further grant funds are available to maintain no county cost for these services.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower requested that the tabled resolution regarding authorizing filling of the part-time Leisure Time Activities Aide continue to be tabled until we look further into this position.

Legislator Allport moved to adjourn; second by Legislator Smith.  
Meeting adjourned at 5:29 p.m.

**LEGISLATURE MEETING**

November 10, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower.

The Clerk presented the following communications: Orleans County Treasurer's office has examined all the Petty Cash accounts and has filed their report with the Office of the Orleans County Legislature. InterCounty Association of Western New York will hold their monthly meeting on Friday, November 19, 2010 in Genesee County at the Genesee Valley BOCES located at 8250 State Street Road in Batavia.



The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through October 2010. Legislator Johnson questioned how the State aid is being received. Treasurer Heard said it is about \$80,000 lower than what we were last year, but the Federal aid is up about \$200,000 more than last year. The Treasurer stated that sales tax is way down. The first check in November was down by \$9,000. We expect one more check this month. Chairman Callard stated with the price of gas rapidly rising, it may help in the sales tax revenue.

Allen Lofthouse, of Kendall, said that he wanted to go back a couple years when the prison was a priority and he inquired how much money was spent on land options, attorney fees, and/or architectural engineering. Chairman Callard asked if he meant our County Jail. CAO Nesbitt indicated that we did a need assessment and appraisal was done, which he could get those numbers together for him. Mr. Nesbitt stated that approximately \$50,000 was spent on those. Mr. Lofthouse then asked about the elimination of the sales tax to the ten towns and four villages. Chairman Callard advised him that the proposed resolution on today's agenda will be withdrawn. Mr. Lofthouse asked when it will be placed back on the agenda. Chairman Callard expressed that under his watch, it will not be placed back on an agenda.

Ken Schaal, of Shelby, stated that in regard to the sales tax distribution resolution, that he attended a meeting hosted by the Legislature involving the ten towns and four villages in which involved a very open discussion. Mr. Schaal wanted to thank the Legislature for involving the towns and giving them ample notice, which this dissolution of sales tax would have taken effect in 2012. He felt that after the frank discussion, this Legislature realized the devastating affect it would have on the town tax rate. He wished to applaud the Legislature for listening to the towns and villages, and deciding that it would not be in the best interest of the taxpayers in Orleans County to pass this resolution. He stated that they also had discussions on the way to resolve the financial issues by gathering together as a unit, rather than fighting amongst ourselves; and to flood Albany with letters or petitions or physically go to Albany. The Town of Shelby is committed to assist the County in any matter they can. As long as the County takes the initiative, they will follow and assist. He thanked them again and felt it was in the best interest of the taxpayers.

Paul Lauricella, of Yates, has been reading in the papers that towns like Yates have a little bit of a tax increase, and that Shelby is holding their line on taxes, Mr. Lauricella asked how it is looking on the County level.

He said usually when he pays his tax bill, it is a dramatic experience and the town says it is not the town who raises the taxes, it is a County, which he disagrees with that sometimes. He asked how our County tax rate is looking. Chairman Callard explained that he will go into that in more detail and in the conclusion of the resolutions, the CAO and Budget Officer will present the Tentative Budget. Mr. Lauricella said he understands why the Legislature wanted to take the sales tax away from the townships. His first thought was that when you take away money from government, it will force them to get their house in order by making cuts and stand up to unions. He expressed that the County should get their house in order first before the towns. He sees it differently, any time government has been funded it is a good thing for the people.

Legislator Smith reported that he attended the RGRTA meeting today and they had Governor's training, which was extensive. Some of the items that they discussed were project considerations. In Rochester, the big transit center is a \$100 million project. He looked at all the projects that were laid out today or what is coming in the future, and they have quite a bit of federal and state grant money to build these projects. It will touch Orleans County at some point in time. Legislator Smith will keep the board informed as these projects progress.

Legislator Johnson thanked Mr. Schaal for coming in support of the Legislature. She said that he was a key component in the discussion they had the other evening. It takes town leadership, such like his, to be able to speak out in defense and the position he took was right on. She said we as the Legislature were shifting the tax from one entity to the other. Legislator Johnson said he should be applauded by the rest of the towns and this board stands alert now on how important it is to keep open communications. She felt they needed that wake up call and she appreciated them being there to give it to them. Chairman Callard added that if he heard any negativism, such is not the case. The County, the Towns and the Villages have an excellent report, and we all understand the situation. The "whoa's" of the state and federal government are being shifted downwards to the County and it impacts all of us, we have that realization. Together, we are going to fix it. The Towns and the Villages are the first level to the people and they need to spread the word so there is a full understanding of the issues at hand and then we go forward united. This is not confrontational; it is a joint effort for a common good that starts from the ground up. Chairman Callard presented the following:

*Before we begin the presentation of resolutions and the tentative budget, I would like to address the public on several points. Orleans County, like all other counties, is faced with funding New York State mandates. These mandates are like a malignancy which is unchecked and growing uncontrollably. If the state does not take decisive, constructive action, many counties, including Orleans, are faced with financial repercussions that unfairly impact our tax payers.*

*An unfortunate reality is that 100% of our property taxes, plus more, pay for New York State's unfunded mandates. In spite of that, the County has streamlined its operation and has been able to maintain the tax rate for the past three years. In fact, the County was in a position to lower the tax rate for 2011, were it not for the growing state retirement charges and projected nursing home losses - both of which the state bears a large share of the responsibility.*

*The budget being presented will show that personnel salaries have been decreased for possibly a historic first and appropriations are growing at less than 1%. However, State and Federal Aid are reduced 2.2% which further aggravates the tax rate that is passed on to the property taxpayers as well as being remiss to Orleans County in honoring its financial reimbursements.*

*What few people know in the County tax rate is that there is not only the weight of the New York State unfunded mandates, but a County assumption of community college costs which the County has the right to charge back to the various towns. In the County budget this equates to \$1,250,000 or the equivalent of 78 cents of the tax rate. Additionally, the County voluntarily guarantees the towns \$1,366,671 of its sales tax receipts or the equivalent of 85 cents of the tax rate. This, then, is a total of \$2,616,671 or the equivalent of \$1.63 of the tax rate that the County assumes at its own expense for the benefit of the towns.*

*In spite of the somber financial situation we continue to face, there are reasons to be optimistic. Eight County businesses, six manufacturers and 2 financial service providers, were polled for their November 2010 full time employment levels as compared to 2008. I would like to share those numbers with you.*

	<u>2008</u>	<u>2010</u>
Manufacturer 1	30	50
Manufacturer 2	239	343

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<i>Manufacturer 3</i>	<i>55</i>	<i>80</i>
<i>Manufacturer 4</i>	<i>75</i>	<i>90</i>
<i>Manufacturer 5</i>	<i>169</i>	<i>400</i>
<i>Manufacturer 6</i>	<i>148</i>	<i>197</i>
<i>Financial Services 1</i>	<i>97</i>	<i>170</i>
<i>Financial Services 2</i>	<i><u>700</u></i>	<i><u>775</u></i>
<i>TOTAL</i>	<i>1513</i>	<i>2105</i>

*This growth of 592 jobs represents a 39% increase over 2008.*

*We continue to support our existing businesses to the best of our ability and aggressively work towards recruiting new businesses to our County.*

*Another matter for discussion is the Power Authority of the State of New York, also known as "NYPA". On April 15, 2010, the Orleans County Legislature unanimously passed Resolution No. 149-410 applauding Niagara County's action against the Power Authority.*

*Today, the Orleans County Legislature will consider on behalf of its residents a resolution calling for a vote to join Niagara County and its residents in a lawsuit that is pending against NYPA.*

*This is an action our Legislature is considering after thoughtful and careful deliberation, including opinions from legal counsel, encouragement and facilitation by Senator George Maziarz, and with the concurrence of William Ross, Chairman of the Niagara County Legislature.*

*Certain areas in the Towns of Ridgeway and Shelby, and the Village of Medina lie within the 30 mile range of the Niagara Power Project, and as such are eligible to benefit for various NYPA programs and preferred low cost hydropower.*

*During 2009, the trustees of NYPA brazenly approved to make "voluntary" and improperly authorized contributions of over \$544 million from the revenues generated by the Niagara Project to the New York State's general fund and additional transfers of \$318 million. In question, is the legality of the Power Authority's actions which deprive residents, businesses, and economic development initiatives from benefitting from the intended statutory intent of the Niagara Project, which is to provide consumers with receiving power at the lowest possible rates.*

*Of further interest and part of this lawsuit, is a criticism from the State Comptroller's Office, leveled at NYPA as early as 2006 that its questionable accounting procedures were shortchanging the residents and businesses in the Niagara Region. It is no surprise that NYPA agreed to correct these accounting deficiencies so that the public could transparently understand where revenues generated by the Niagara Project were actually going, but, as of yet this has not happen.*

*It is ironic that Western New York is the site of one of the largest hydroelectric plants in the world and yet our citizens pay among the highest residential rates in the country.*

*The Orleans County Legislature firmly believes that the Power Authority of the State of New York needs to be held accountable for its reckless actions, and along with Niagara County, will pursue restitution.*

Chairman Callard called for the reading of the resolutions for adoption:

**RESOLUTION NO. 380-1110**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	4301-4482	\$186,606.65
Highway	686-696; 1783-1813	\$581,563.44
Nursing Home	38230-38275	\$95,322.52
Job Development	1158-1168	\$5,595.82
Self Insurance	47638, 47641-47642	\$637.49

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Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 381-1110**

**AUTHORIZING THE COUNTY TREASURER TO DECREASE THE  
PETTY CASH ACCOUNT AT THE VILLAGES OF ORLEANS**

WHEREAS, Resolution No. 281 of 1979 established and authorized a Petty Cash account at the Orleans County Nursing Home in the amount of \$600, and Resolution No. 113 of 1981 authorized an additional \$35 for Dietary Department at the Nursing Home for a total of \$635 for Petty Cash; and

WHEREAS, the County Treasurer has determined the amount needed for Petty Cash operations should be \$500; therefore be it

RESOLVED, that the Petty Cash account at the Villages of Orleans Health and Rehabilitation Center (Nursing Home) be decreased \$135 and set at \$500.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 382-1110**

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE**

RESOLVED, this Legislature authorizes filling the following vacancies in the Sheriff's Office:

Full-time Deputy Sheriff position (3110.20), upon retirement, at Grade 1 of the Orleans County Deputy Sheriff's Association Salary Schedule; effective November 30, 2010.

Full-time Correction Officer position (3150.01), upon retirement, at Grade 5 of the Orleans County Sheriff's Employees Association Salary Schedule; effective January 14, 2011.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 383-1110**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND  
ROYAL EMPLOYER SERVICES**

RESOLVED, that this Legislature approves an agreement with Royal Employer Services, 430 East Main Street, Batavia, NY 14020, for the provision of an Employee Assistance Program, at a cost of \$7,416 for the 2011 year, agreement effective from January 1, 2011 through December 31, 2011. County Cost is \$3,708, same as 2010 costs.

Moved, Bower; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 384-1110**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY  
COMMITTEE**

RESOLVED, that this Legislature approves the agreement between the Sheriff's Office and the New York State Governor's Traffic Safety Committee for the 2011 STOP-DWI Plan at a cost of \$76,188; effective January 1, 2011 through December 31, 2011. No County cost.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 385-1110**

**AUTHORIZING FILLING VACANCY IN THE OFFICE OF THE  
CHIEF ADMINISTRATIVE OFFICER**

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Secretary to the Chief Administrative Officer position in the office of the Chief Administrative Officer at Grade 1 of the Management Compensation Plan; effective November 12, 2010.

Moved Bower; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 386-1110**

**AUTHORIZING FILLING VACANCY IN THE OFFICE OF THE  
CLERK OF THE LEGISLATURE**

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Deputy Clerk of the Legislature position in the office of the Clerk of the Legislature at Grade 3 of the Management Compensation Plan; effective November 29, 2010.

Moved Bower; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 387-1110**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE BUILDINGS AND GROUNDS DIVISION OF  
THE HIGHWAY DEPARTMENT**

RESOLVED, that this Legislature abolishes the Head Custodian position in the Buildings and Grounds division of the Highway Department at Grade 14 of the CSEA Salary Schedule effective immediately; and be it

FURTHER RESOLVED, that this Legislature creates a full-time 40 hour per week Working Supervisor Position in the Buildings and Grounds division of the Highway Department at Grade 3 of the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position effective immediately.

Moved, Smith; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 388-1110**

**APPROVING LEASE AGREEMENT BETWEEN ORLEANS COUNTY  
CLERK AND XEROGRAPHIC SOLUTIONS INC.**

RESOLVED, that this Legislature approves an agreement between Orleans County Clerk and Xerographic Solutions Inc., 1387 Fairport



Office Center, Fairport, NY 14450, for a 60- month lease of a Xerox W5155PT Copier at a price of \$139.53 per month, which includes supplies and maintenance all under New York State contract pricing. This is replacing a Toshiba copier, with a lease expiring December 31, 2010, and a new copier has a cost savings of \$83.45 per month.

Moved, Allport; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 389-1110**

**SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET FOR THE YEAR 2011**

RESOLVED, that the public hearing for the Tentative County Budget for 2011 be held on Monday, December 6, 2010 at 7:00 p.m. at the Orleans County Courthouse, Albion, New York; and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the officially designated County newspapers.

Moved, Allport; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to set up new money in the District Attorney budget as a result of the Traffic Diversion program. It was extremely successful this year in having 188 participants and the fees collected on behalf of the program and the Treasurer's office did disburse to the towns. Legislator Smith seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 390-1110**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE DISTRICT ATTORNEY BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the District Attorney budget to disburse the Traffic Diversion Administration costs as follows:

<u>Revenue:</u>		
A2210	Traffic Diversion Revenue	\$10,000

Appropriations:

A1165.100	Personal Services	\$7,500.00
A1165.411	Office Supplies	726.25
A1165.810	Retirement	\$1,200.00
A1165.820	Medicare	108.75
A1165.830	Social Security	465.00

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Allport withdrew the resolution amending Resolution No. 164 of the Year 1967 as amended in relation to the Disposition of Orleans County Sales and Use Tax Revenues.

**RESOLUTION NO. 391-1110**

AUTHORIZING THE COUNTY ATTORNEY OR HIS DULY DESIGNATED REPRESENTATIVE TO INSTITUTE LEGAL PROCEEDINGS ON BEHALF OF THE COUNTY OF ORLEANS TO BECOME AN ADDITIONAL PARTY-PLAINTIFF IN NIAGARA COUNTY ET AL. VERSUS POWER AUTHORITY OF THE STATE OF NEW YORK ET AL.

RESOLVED, that the Orleans County Attorney be and hereby is authorized to institute legal proceedings individually or collectively with similarly situated counties to become an additional party-plaintiff in an action pending in the Supreme Court of the State of New York entitled “Niagara County, on behalf of its residents, et al. against Power Authority of the State of New York, et al.”, Index No. 137244, in order to seek the relief sought therein against the defendants, and be it

FURTHER RESOLVED, that the Orleans County Attorney or his duly designated representative individually or collectively with similarly situated counties is hereby authorized and empowered to undertake such legal proceedings and prepare all documents necessary or desirable to accomplish the purpose of this resolution.

Moved, Eick; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to pull from the table a resolution to fill a vacancy in the Villages of Orleans Health and Rehabilitation Center and it is recommended by the new Nursing Home Administrator to fill this part-time position; seconded by Legislator Eick. Motion Carried. The following resolution was adopted:

**RESOLUTION NO. 392-1010**

**AUTHORIZING FILLING VACANCY IN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes the filling of a part-time Leisure Time Activities Aide position at the Villages of Orleans Health and Rehabilitation Center at Grade 2 of the CSEA Salary Schedule.

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Chairman Callard called upon the Budget Officer to discuss the 2011 Orleans County Tentative Budget. Mr. Nesbitt stated that the budget is required by law to be filed by November 15<sup>th</sup>. We will have copies available for the public on this date. Mr. Nesbitt informed the public that draft copies have been provided to the press. If there are any specific questions, Mr. Nesbitt will be happy to answer them. The following 2011 budget message was presented by Mr. Nesbitt:

The 2011 County budget has once again been a collaboration of the Budget Office, Legislature and the County departments. As the 2011 tentative budget was being prepared this year, the fiscal picture remains a difficult one at every level as our state and national economies struggle to overcome a severe downturn. The public sector is not immune from the financial stresses placed on the economy. Typically, local governments face the most difficult aspects of a financial downturn two years after the private sector contraction. 2011 and 2012 are likely to be among the most difficult ever faced by Orleans County.

The pressures placed on our budget for the 2011 fiscal year have stretched our resources. Our efforts have been focused on maintaining a degree of stability for the County property taxpayers while continuing to provide all state mandated and core County services. The County continues to face unchanged State and Federal mandates while increasingly being forced to bear a larger share of the cost. Efforts to divest nonmandated local

services previously rejected are back as the focus of much discussion going forward. Demands on our service delivery systems are on the rise in nearly every area, and resources are scarce and becoming scarcer.

The budget office has worked closely with the County departments and agencies to effectuate \$1.675 million in reductions to appropriations to reach the \$9.72 County property tax rate. The County property tax levy has been reduced \$1,879,392 from the requested stage. The 2011 budget also includes the use of \$1.4 million in undesignated, unappropriated General Fund Balance. The use of fund balance across all funds is up \$544,500. The overall budget includes \$433,561 or 0.6% growth in expenses and a loss of \$1,830,295 (or 3.21%) in revenues.

The 2011 Tentative budget includes the following areas of growth over 2010:

• The Villages of Orleans Health and Rehabilitation Center	+\$1,366,529
• New York State Retirement	+\$ 642,593
• Medicaid	+\$ 204,325
• Employee Health Care	+\$ 312,383
• Public Safety – All Departments	+\$ 631,902
• Worker’s Compensation	+\$ 180,534
• Unemployment	+\$ 32,818

The Villages of Orleans Health and Rehabilitation Center continues to struggle financially. Rebasings through Medicaid has not resulted in the desired financial solvency and the burden to property taxpayers is expected to grow 240% from the 2010 budget. The Legislature has begun to explore the options available to privatize the facility while still desiring to maintain the high levels of service that our residents have come to expect.

The New York State retirement system continues to require significant increases in the employer contribution rates to offset losses sustained as a result of the economic downturn. The amount budgeted for the 2011 retirement bill across all funds is over \$3.1 million, more than the actual amount paid for 2008 and 2009 combined.

The Medicaid Cap’s annual growth continues at 3% from the 2010 budgeted amount. Totaling \$8,087,877, the County contribution to Medicaid represents 53% of the 2011 County property tax levy. The Medicaid budget also includes an additional \$750,000 to support the County share of expected Intergovernmental Transfer (IGT) funding for

the Villages of Orleans Health and Rehabilitation Center, an increase of \$180,000 from the 2010 budget. This brings the total Medicaid budget to \$8,837,877.

The following represent notable areas of reduction in categorical County expenses from the 2010 budget to the 2011 Budget:

- The personal services category is projected -\$ 440,829
- General Government Support -\$ 74,346
- Education expenses -\$ 99,500
- Health expenses (excluding the Villages) -\$ 62,180
- Culture and Recreation expenses -\$ 59,848
- Highway expenses -\$ 89,649

The 2011 Tentative budget shows a reduction of 37 positions consisting of 21 full-time and 16 part-time positions from the 2010 projection. At least 10 of those positions are a direct result of the sale of the Certified Home Health Agency. The result is a reduction of \$440,829 in the personal services category of the 2011 budget.

Three major budgetary categories represent virtually the entire increase in the levy; Social Services, Public Safety and The Villages of Orleans Health and Rehabilitation Center. The County cost for Social Services rose \$342,299; for public safety rose \$631,902; and for the Villages rose \$1,366,529. The net impact of these growth areas is \$0.95 per thousand. All other areas were squeezed to minimize the impact to the \$0.57 per thousand proposed.

The Legislature continues to pursue strategies that limit growth in the cost of employee health care through creative changes to plan design and reductions in negotiated benefits. The board also continues to look for opportunities to reduce the tax burden through reduction of non-mandated local services. Energy efficiency and maintenance of existing County infrastructure also continue to be priorities. The County can fully expect that real threats to core County services are on the horizon. The growing support for a property tax cap that does not include mandate relief for counties delivering State programs threatens our ability to continue to provide police protection, highway maintenance and other core services going forward. A property tax cap that fails to provide mandate relief is simply a shift of the blame by State lawmakers to local government officials with little or no ability to reduce the impact of State mandated expenses. In this case, the simplicity of the message overwhelms the

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practicality of its implementation in the absence of something more difficult to achieve; real reform.

Chairman Callard announced that our next meeting will be Tuesday, November 23<sup>rd</sup> at 4:30 p.m.

Legislator Allport moved to adjourn; second by Legislator Smith. Meeting adjourned at 5:07 p.m.

**Legislature Meeting**  
November 23, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislator Rush and Legislator Smith.

There were no communications and there was no Treasurer's Report.

During open discussion, Paul Lauricella, Town of Yates, questioned Legislator Allport on the constitution platform he ran on and if he knows what the TEA party stands for. Legislator Allport indicated that the TEA party stands for "taxed enough already". Mr. Lauricella inquired why he voted to raise the taxes 12% . Legislator Allport explained that there are a lot of factors into that issue and the majority of that comes out of Albany. This county has no choice so we either raise the taxes, borrow the money, or declare the County bankrupt. The State, like in Erie County, sends in a board from Albany to run our County. At that point in time the citizens would then have no say at all in County government, explained Legislator Allport. Chairman Callard indicated that the tax rate is six percent plus. The percentage that Mr. Lauricella stated, indicated by the Chairman, is the increase in the levy. There is a difference. Mr. Lauricella further stated that when Legislator Allport ran the people thought we would have a conservative on the Legislature. Chairman Callard indicated that Mr. Lauricella's comments were more politically driven to an individual rather than to the whole Legislature. Chairman Callard commented regarding the levy and reminded him that when they voted for a tax increase, 92% of 9 state mandates that are unfunded are paid for in our taxes. If we add in the cost of community colleges, which we are responsible to pay one-third of the cost, or the mandated jail; that is 120% of our levy. All our tax rate goes to the State for unfunded mandates and the state directed obligation to maintain the jail and paying for the community colleges. So when we talk about voting for tax increase, what we are voting for are state driven

costs, not county operations. Mr. Lauricella added that when a person runs on a platform, a person should vote that way.

Mr. Lofthouse, from Kendall, asked when the Town Supervisors turn in their certified budgets, what happens to them at this point. Mr. Nesbitt and Mrs. Heard explained in detail that the Real Property Tax Director plugs the budgets into the state formulas provided incorporating the property assessments and the equalization rates being applied for each of the Towns. Mr. Lofthouse asked who makes the decision if that Town budget is sustainable. Mr. Nesbitt indicated that the county does not make judgements on Town budgets. We will tell them if they are out of balance so they can be reviewed again. Mr. Lofthouse stated that they have to be filed with the County by a certain date. It was affirmed that the filing date is needed to get the tax bills prepared.

Mr. Lofthouse inquired about the four cent per gallon on fuel costs, is that just on gas, diesel fuel, propane, etc. Mr. Nesbitt stated that there is sales tax on every fuel, which is 4% on cost. Mr. Lofthouse inquired if it is also on ethanol. Mr. Nesbitt stated that it would be on that also. Mr. Lofthouse asked what the yearly value is to the County. Mr. Nesbitt asked if he is talking about sales tax or home heating cost. When gasoline is purchased, it is straight sales tax, stated Mr. Nesbitt. Mrs. Heard said it was over \$1,300,000 when she looked into this a four or five years back. It was a substantial number to the County budget. Mr. Lofthouse asked if we didn't have that to rely on, what would be the additional cost to the taxpayer. Mr. Nesbitt indicated that it would be a dollar or more per thousand.

Legislator Johnson had the privilege, along with Sheriff Hess, of presenting service awards to employees of the Sheriff's Office. These awards were presented to Lieutenant Christopher Bourke, 25 years on the road patrol; Lieutenant John Mignano, serving 20 years at the Jail; Officer Kevin Kaderli, serving 25 years at the Jail; and Roger Wilkins, serving 20 years in Public Safety Communications. Legislator Johnson added that these four people collectively have served in Public Safety in Orleans County for 90 years.

The following resolutions were presented for adoption:

**RESOLUTION NO. 393-1110**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	4499-4672	\$339,409.24
Highway	No Claims	
Nursing Home	1132; 1135-1142; 1145-1150; 38276-38306	\$605,011.68
Job Development	1171-1178	\$2,348.55
Self Insurance	47637-47641	\$25,811.85

Moved, Bower; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

Legislator Allport moved to set the Unit Charge for Solid Waste program; seconded by Legislator Bower. Legislature Johnson questioned what the administrative fee is that is added on to this. Mr. Nesbitt explained that it is to offset costs in the Chief Administrative Office and the Clerk of the Legislature Office. Mrs. Heard also added that half of that fee is returned to the town tax collectors for each parcel that they collect. Legislator Johnson asked if we make money on this, and it was confirmed that we don't. The following resolution was adopted:

**RESOLUTION NO. 394-1110**

**SETTING UNIT CHARGE FOR 2011 COUNTY SOLID WASTE/RECYCLING PROGRAM**

RESOLVED, that this Legislature sets the unit charge for the 2011 County Solid Waste/Recycling Program at the following rate:



1. One unit of Service        \$178.00
2. One-half unit of Service    \$ 89.00

and, be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit of service, and a \$1.00 fee to each half unit of service.

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 395-1110**

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of two vacant part-time Correction Officer positions (3150.41 and 3150.25) in the Sheriff's Office at the Jail at an hourly rate of \$10.82.

Moved, Johnson; second, Eick.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

Legislator Bower moved to create and fill a temporary position in the Clerk of the Legislature Office. He added that this is an essential position to get through the audits. This position reviews each bill to make sure policies and procedures are followed and are questioned if they are not, or follows up with auditors questions. He indicated that we can not go without this temporary service. Mr. Nesbitt added that we were able to afford this with no budget adjustments due to the staffing changes. Legislator Allport seconded the motion. Legislator Johnson expressed that this was Jackie Tarricone's last day working for the Legislators and she has been the one fulfilling this role in assembling the bills so they were prepared for the audits and will be very greatly missed in our office. Jackie indicated that it was a pleasure working with everyone in the office. Chairman Callard advised Highway personnel to take good care of here in her new position at the Highway Department. The following resolution was adopted:

**RESOLUTION NO. 396-1110**

**AUTHORIZING CREATION AND FILLING OF TEMPORARY POSITION IN THE OFFICE OF THE CLERK OF THE LEGISLATURE**

WHEREAS, due to recent staffing changes there is a need to prepare for current and year-end auditing processing; therefore be it

RESOLVED, that this Legislature authorizes the creation of a temporary, part-time Audit Clerk in the Office of the Clerk of the Legislature at \$20.00 per hour, effective through February 28, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created temporary part-time position.

Moved, Bower; second, Allport  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 397-1110**

**AUTHORIZING CREATION AND FILLING OF TEMPORARY POSITION IN THE HIGHWAY DEPARTMENT**

WHEREAS, due to recent staffing changes there is a need to prepare for current and year-end auditing processing; therefore be it

RESOLVED, that this Legislature authorizes the creation of a temporary, part-time Highway Audit Clerk in the Highway Department at \$21.23 per hour, effective through February 28, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created temporary part-time position.

Moved Eick; second, Bower.  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 398-1110**

**AUTHORIZING PURCHASE FROM SHERIFF'S BUDGET**

RESOLVED, that this Legislature authorizes the purchase of five Hewlett Packard EliteBook 2740P tablet computers from Hewlett Packard Company, 10810 Farnam Drive, Omaha, Nebraska 68154 (NYS Contract PT55722) in the amount of \$9,090 to be paid from the Sheriff's Budget Account 3110.486 – Special Grants (C838772-FY07LETPP). No County cost.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 399-1110**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE MENTAL HEALTH BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Mental Health budget to reflect actual expenses, as follows:

<u>From:</u>		
A4310.100	Personal Services	\$2,250
<u>To:</u>		
A4310.101	Overtime	\$150
A4310.413	Gasoline	300
A4310.418	Other Contractual	800
A4310.441	Printing	100
A4310.458	Books/Publications	400
A4310.461	Postage	200
A4310.463	Travel	200
A4310.481	Dues	100

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 400-1110**

**AUTHORIZING TRANSFER OF FUNDS INTO THE MARINE PARK BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies into the Marine Park budget from the Planning budget as a result of

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increased costs at the Oak Orchard Marine Park for mowing and electric service to restroom, as follows:

<u>From:</u>		
A8020.100	Personal Services	\$5,000
<u>To:</u>		
A7180.432	Contracts & Agreements	\$4,202
A7180.422	Niagara Mohawk	\$ 798

Moved, Allport; second, Bower  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 401-1110**

**AUTHORIZING EXTENSION OF TEMPORARY POSITION IN  
PERSONNEL AND SELF INSURANCE DEPARTMENT**

RESOLVED, that this Legislature authorizes the extension of the temporary part-time Secretary I position in the Personnel and Self Insurance Department, to be effective through December 31, 2011.

Moved, Allport; second, Bower  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 402-1110**

**AUTHORIZING PURCHASE FROM PUBLIC HEALTH  
DEPARTMENT BUDGET**

RESOLVED, that this Legislature does hereby authorize the Orleans County Health Department to purchase from CDW-G, 230 North Milwaukee Ave, Vernon Hills, IL 60061, seven (7) laptops with 3-year warranties and storage cases under New York State Contract pricing in the amount of \$6,667.85 as approved in the Office of Homeland Security Grant budget. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 403-510**

**AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County of the money collected during the preceding six months ending September 30, 2010; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment  
April 1, 2010 through September 30, 2010**

	Town Taxable	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	199,395,004	118,053,667	29.60%	15,624.40	4,625.27	10,999.13
Barre	78,225,557			5,563.64	0	5,563.64
Carlton	173,401,545			11,468.37	0	11,468.37
Clarendon	147,204,431			15,353.38	0	15,353.38
Gaines	106,779,003	22,314,760	10.45%	7,064.64	738.19	6,326.45
Kendall	136,184,464			14,792.58	0	14,792.58
Murray	177,175,447	51,689,787	14.59%	16,139.66	2,354.32	13,785.34
Ridgeway	216,557,028	93,651,959	21.62%	16,436.68	3,554.09	12,882.59
Shelby	173,416,123	71,603,089	20.64%	10,392.57	2145.53	8,247.04
Yates	133,942,232	27,927,229	10.43%	9,549.90	995.59	8554.31
	<u>1,542,280,834</u>	<u>385,240,491</u>		<u>122,385.82</u>	<u>14,412.99</u>	<u>107,972.83</u>

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

Chairman Callard announced that the 2011 Orleans County Budget Hearing will be held on Monday, December 6, 2010 at 7:00 p.m. in the large courtroom at the Orleans County Courthouse.

Legislator Eick moved to adjourn, second by Legislator Allport. Meeting adjourned 4:48 p.m.

**LEGISLATURE MEETING**

December 8, 2010

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Chairman Callard called the meeting to order at 4:30 PM at the Villages of Orleans Health and Rehabilitation Center. After the pledge to the flag and invocation, led by Charles Kinsey the Orleans County Director of Computer Services, the Clerk called the roll. All Legislators were present. The Clerk did not have any communications to present.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through November, 2010. In the cash balance listed, it does include \$409,000 that the Nursing Home prepaid the general fund for their contributions to the retirement fund. The Treasurer confirmed that Moodies is going to retain the A1 rating for Orleans County and they stated that they were very impressed with the County's budgeting processes and recent performances especially in the preparations in the possible difficulties facing us in 2012 and 2013.

During Open Discussion John Belson, Town of Yates Supervisor, stated that he was thankful for what they did for the towns. He knows that they did not have to continue giving the sales tax to the towns. The Town of Yates is very appreciative for that and their board is available should they be needed to be called upon for any assistance by the Legislators.

Legislator Rush stated that this is the first time he has sat as a board member and not wear a neck tie. He said he had a knee replacement and is here at the Villages for rehabilitation and that is going very well. He has had a great experience and encouraged family members to come to the Villages for their rehabilitation.

Legislator Smith attended a presentation earlier this week regarding fraud. It was a great presentation and would like this presentation to come to our county, in conjunction with Genesee County, earlier into next year.

Legislator Johnson announced that the New York State Department of Health has recognized Kim Castricone, the Administrative Assistant at the Public Health Department, for her role in touching all of the department's divisions and is essential to the efficient operation of the Orleans County Public Health Department. Legislator Johnson said this is a nice tribute to her and our Health Department.

Legislator Eick also reiterated that he also was in the rehabilitation program at the Villages back in May with two knee replacements and continues to highly recommend their rehabilitation program.

Legislator Allport reported that he had a conversation with Senator Maziarz concerning several issues and wanted to thank him for his involvement with the Department of Health in acquiring the money for the Nursing Home.

Wayne Hale, Director of Planning and Tourism, stated that the Marine Park is twenty-three years old now and in despite of our best efforts over the years of trying to keep up on the maintenance, it is showing its wear especially the docks due to ice and water. In July, we applied for a New York State Parks grant and we were notified that we were successful in having funds set aside for that project in the amount of \$120,000. The County has put aside funds for a 45 percent match and we will get our south end stairs replaced and also replacing the deck boards on the 1100 feet of dock with a composite material which will mainly be maintenance free. We will also purchase some finger docks so that we can maintain excess as a recreation area for the County. Legislator Rush thanked Mr. Hale for the time he has put into this project and the amount of money we have been awarded in getting this facility updated.

The following resolutions were presented for adoption:

**RESOLUTION NO. 404-1210**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

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Fund/Department	Check Number (s):	Amount:
General	4684-4817	\$191,465.45
Highway	697-709; 1814-1838	\$794,632.09
Nursing Home	1151-1163; 38307- 38339; 38342-38380	\$290,707.57
Job Development	1181-1198	\$57,153.75
Self Insurance	47776, 47709	\$2,898.59

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 405-1210**

**AUTHORIZING TREASURER TO CHARGE BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN AND SCHOOL DISTRICTS**

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 22, 2010, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns and schools within the County, as follows:

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	TOTAL
<b>ALBION</b>								
Raymond & Carol Stern	73.11-1-12	2007,08,09	67.60	25.23				92.83
Richard Braley	73.-1-2.2	2008, 08,09	166.84	107.46				274.30
Ronald L. Jr. & Amy Jewell	84.-1-16.12	2010		177.45				177.45
<b>CARLTON</b>								
Leo Woods	7.10-1-14	2008,09	37.10	20.11				57.21
Levi Stauffer	16.-1-2.1	2010	412.99	216.55				629.54
County of Orleans	28.1-1-2	1999-2009	4,249.14					4,249.14
County of Orleans	28.1-1-2	2010	348.61					348.61
Andrew Hare	38.-1-10.121	2010		70.00				70.00
<b>CLARENDON</b>								
Anne Smith	99.-2-3.221	2008,09	180.78	109.64				290.42
Anne Smith	99.-2-3.221	2010	88.17	58.06				146.23
Nancy & Peter Sparks	108.-1-30.122	2007,08	121.06	77.74	197.35			396.15



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Nancy & Peter Sparks	108.1-30.122	2009	127.51	40.53	188.26			356.30
Nancy & Peter Sparks	108.-1-30.122	2010	64.78	42.66				107.44
<b>GAINES</b>								
David & Stephanie Rustay	49.-1-10	2008,09,10	138.80	85.26				224.06
<b>KENDALL</b>								
Patricia D'Andrea	9.12-1-22.1	2010	177.68	(5.31)				172.37
Charles & Sharon Patt	10.-1-14.2	2010		155.16				155.16
Christopher Carl	31.-1-7.1	2010	142.14	83.15				225.29
<b>MURRAY</b>								
Friesland, Inc.	77.-2-12	2010	3,555.81	1,905.83				5,461.64
<b>RIDGEWAY</b>								
Applewood Estates	79.11-4-70.11	2008, 09	2,070.62					2,070.62
Applewood Estates	79.11-4-70.11	2010	453.22			55.20		508.42
Pettit Farms	69.-1-68.1	2010	3.73	2.16				5.89
<b>SHELBY</b>								
J & M Lustumbo	79.19-2-3.1	2008,09	9,015.26	3,236.48				12,251.74
J & M Lustumbo	79.19-2-3.1	2010	4,564.85	1,618.45				6,183.30
Medina Apts. Partnership	80.10-2-2.21	2009	3,488.54					3,488.54
Medina Apts. Partnership	80.10-2-2.21	2010	1,419.02					1,419.02
Sandstone Village Assoc.	80.10-2-2.22	2009	961.41					961.41
Sandstone Village Assoc.	80.10-2-2.22	2010	234.19					234.19
Lawrence & Robert Lackner	89.-1-5.2	2008,09,10	24.88	19.39				44.27
Forrestel Farms	91.-1-52.111	2008,09	399.66	352.60				752.26
Forrestel Farms	91.-1-52.111	2010	245.57	211.46				457.03
<b>YATES</b>								
Mark Zimmerman	15.-1-5.1	2010	349.93	207.79				557.72
R & C Heideman	25.-1-75.113	2008, 09	178.95	72.88	139.00			390.83
R & C Heideman	25.-1-75.113	2010	62.86	36.73				99.59
Barry & Dorothy Neal	25.-1-86 (86.1)	2008, 09, 10	675.81	396.05				1,071.86
<b>TOTALS</b>			\$34,027.51	\$9,323.51	\$524.61		\$55.20	\$43,930.83

Moved, Allport; second, Bower  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 406-1210**

**LEVYING CHARGE BACKS**

WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

TOWN	OUTSIDE	INSIDE
Albion	\$ 284.91	\$ 25.23
Barre		
Carlton	306.66	
Clarendon	328.63	
Gaines	85.26	
Kendall	233.00	
Murray	1,905.83	
Ridgeway	2.16	
Shelby	583.45	4,854.93
Yates	713.45	
Total amount charged to Towns - \$9,323.51		

Moved, Allport; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 407-1210**

**APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES**

RESOLVED, that this Legislature authorizes charge backs for Data Management Services, user fees, tax bills and rate files to be levied on to the 2011 taxes, as follows:

**CHARGEBACKS TO TOWNS FOR 2010**

TOWN		NO. OF PARCELS	Real Property	Tax Collector User Fees	RPS User Fees	RATE & MAP Files	Total	Total Town
Albion	Inside	1601	2001.25	0	0	0	2001.25	0

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	Outside	944	1180.00	0	870.00	150.00	2200.00	4201.25
Barre		1383	1728.75	215.28	1000.00	150.00	3094.03	3094.03
Carlton		2459	3073.75	394.32	1200.00	150.00	4818.07	4818.07
Clarendon		1788	2235.00	214.56	1000.00	150.00	3599.56	3599.56
Gaines	Inside	235	293.75	0	0	0	293.75	0
	Outside	1023	1278.75	0	430.00	150.00	1858.75	2152.50
Kendall		1742	2177.50	0	1000.00	150.00	3327.50	3327.50
Murray	Inside	693	866.25	24.96	0	0	891.21	0
	Outside	1427	1783.75	55.56	1200.00	150.00	3189.31	4080.52
Ridgeway	Inside	1407	1758.75	47.28	0	0	1806.03	0
	Outside	1736	2170.00	63.24	1300.00	150.00	3683.24	5489.27
Shelby	Inside	954	1192.50	141.72	0	0	1334.22	0
	Outside	1338	1672.50	213.36	858.00	150.00	2893.86	4228.08
Yates	Inside	385	481.25	46.20	0	0	527.45	0
	Outside	1329	1661.25	159.48	642.00	150.00	2612.73	3140.18
Totals		20,444	25,555.00	1,575.96	9,500.00	1,500.00	38,130.96	38,130.96

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 408-1210**

REGARDING TOWN LEVIES

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2011; be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway – Townwide, Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	\$ 121,150	\$ 189,817	
Barre		547,974	
Carlton		638,573	
Clarendon		381,050	
Gaines	74,320	186,412	\$ 29,253
Kendall		390,460	
Murray	173,295	188,024	28,000
Ridgeway	180,000	290,000	
Shelby	255,090	195,960	17,125



Gaines	Fire Protection	32,209
	Water District 2	12,657
	Water District 3	11,283
	Water District 4	17,425
	Water District 5	5,315
	Water District 6	8,451
	Water District 7	11,908
	Water District 8	8,470
	Water District 9	5,260
Kendall	Fire District 1 (Kendall)	152,999
	Fire District 2 (Morton)	71,720
	Light District 1	5,590
	Light District 2	3,330
	Light District 3	1,945
	Water District 1	3,978
	Water District 2	16,866
	Water District 3	21,772
	Water District 4	71,937
	Water District 5	19,148
Water District 6	13,641	
Murray	Fire Protection District 1	59,348
	Fire District 2	101,667
	Light District 1 (Fancher)	2,500
	Light District 2 (Hulberton)	3,500
	Light District 3 (Brockville)	1,200
	Water District 1	5,000
	Water District 2	31,000
	Water District 3	22,582
	Water District 4	6,000
	Water District 5	4,300
	Water District 6	12,000
	Water District 7	19,500
	Water District 8	16,440
	Water District 9	6,500
Water District 10	7,000	
Water District 11	103,054	
Water District 12	12,000	
Water District 13	19,201	
Water District 14 (Gaines)	3,900	

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Ridgeway	Fire Protection	147,227
	Light	2,900
	Water Improvement 31-E	11,200
	Water improvement 269	9,294
	Water District 2	19,610
	Water District 3	32,290
	Water District 4	70,009
	Water District 5	26,256.50
	Water District 6	13,939.50
	Water District 7	7,187.50
	Water District 8	8,745
	Water District 9	6,890
	Water District 10	11,387.50
	Knowlesville Sewer District	26,100
	Shelby Ad Valorem Charge for Ridgeway	194
Shelby	Fire Protection District (Shelby & East Shelby)	222,396
	Light District 1 (Shelby)	3,020
	Light District 2 (Millville)	1,685
Yates	Fire Protection	81,600
	Water District 4	193,120

and be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	\$ 11,350.71			\$ 449,762
Barre	166.10			207,429
Carlton	2,981.47		\$ 810.00	163,398
Clarendon	814.62		1,242.50	351,846
Gaines	1,290.71		562.50	278,456

Kendall			273,678
Murray	1,138.32		216,453
Ridgeway	17,538.41	220.00	374,775
Shelby	17,895.40		386,685
Yates			266,027

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 409-1210**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is, authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2011 tax rolls of the respective towns as of November 1, 2010.

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$ 147,950.85
	Outside	113,136.98
Barre		61,280.47
Carlton		378,006.19
Clarendon		205,847.23
Gaines	Inside	11,847.71
	Outside	114,732.74
Kendall		196,269.30
Murray	Inside	170,946.26
	Outside	273,878.77
Ridgeway	Inside	168,775.85
	Outside	200,845.63
Shelby	Inside	152,841.08
	Outside	174,570.38
Yates	Inside	28,856.68

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Outside	157,107.10
<u>Total</u>	<u>\$2,556,893.22</u>

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 410-1210**

**AUTHORIZING COUNTY TREASURER TO RELEVY CERTAIN UNPAID VILLAGE TAXES**

RESOLVED, that the Orleans County Treasurer is authorized to relevy certain unpaid village taxes to the 2011 tax bills, adding a 5% penalty, as follows:

<u>VILLAGE</u>	<u>TOWNS:</u>	<u>AMOUNT</u>
Village of Albion	Town of Albion	\$ 144,384.70
	Town of Gaines	11,636.50
Village of Holley		82,808.65
Village of Lyndonville		12,862.72
Village of Medina	Town of Ridgeway	153,176.02
	Town of Shelby	109,014.95
<u>TOTAL</u>		<u>\$513,883.54</u>

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 411-1210**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID RECYCLING-SOLID WASTE PROGRAM FEES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is, authorized to add the following 2010 Unpaid Solid Waste/Recycling Fees to the 2011 tax rolls of the several towns in Orleans County:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$ 15,287.99
	Outside	5,095.99
Barre		4,732.00
Carlton		12,011.99



Clarendon		6,006.00
Gaines	Inside	1,456.00
	Outside	5,368.99
Kendall		6,552.00
Murray	Inside	4,732.00
	Outside	7,644.00
Ridgeway	Inside	12,375.99
	Outside	11,283.99
Shelby	Inside	10,010.00
	Outside	8,918.00
Yates	Inside	2,184.00
	Outside	8,098.99
<hr/>		
Total		\$121,757.93

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 412-1210**

**ADOPTING THE 2011 ORLEANS COUNTY BUDGET**

WHEREAS, the 2011 tentative budget for Orleans County was presented to the general public at a public hearing held at 7:00 p.m. on December 6, 2010; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; be it

RESOLVED, that this Legislature does hereby adopt the 2011 tentative budget, as the Orleans County budget for 2011, with a tax levy of \$15,014,913, with the following changes:

<u>Revenue:</u>	
001.0001.4489.6010	+ \$76,123
001.0001.2655	+ \$22,500
<u>Appropriations:</u>	
005.6030.0840	-\$435,000

Moved, Allport; second, Bower.  
ROLL CALL: 7 ayes – Allport, Bower, Callard, Eick, Johnson, Rush, Smith;  
0 nays; 0 absent.  
Adopted.

*December 8, 2010*  
*Resolutions 404-422*

**RESOLUTION NO. 413-1210**

**APPROVING APPORTIONMENT OF THE 2011 GENERAL COUNTY BUDGET**

RESOLVED, that the apportionment of the General County Budget for 2011, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 414-1210**

**APPROVING ABSTRACT OF 2011 SOLID WASTE/RECYCLING PROGRAM FEES**

RESOLVED, that the Abstract of 2011 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 415-1210**

**APPROVING ABSTRACTS OF TAX ROLLS**

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3) Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the County and be fixed as the tax rates for the extension of taxes in such districts.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 416-1210**

**APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS**

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; be it

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and be it

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 417-1210**

**APPROVING APPORTIONMENT OF 2011 SALES TAX TO TOWNS AND VILLAGES**

RESOLVED, that the apportionment of the 2011 Sales Tax to Towns and Villages as presented by the Clerk of the Legislature in the foregoing warrants be, and hereby is, approved by this Legislature.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 418-1210**

**APPROVING AGREEMENT BETWEEN THE OFFICES OF DISTRICT ATTORNEY AND ORLEANS COUNTY ATTORNEY**

*December 8, 2010  
Resolutions 404-422*

WHEREAS, Resolution No. 409-1007 authorized the District Attorney to handle and prosecute juvenile delinquency proceedings and further authorized an agreement between the offices of the County Attorney and District Attorney; be it

RESOLVED, that this Legislature approves a renewal agreement between the offices of County Attorney and District Attorney for attorney and staff services in handling juvenile delinquency proceedings in the amount of \$10,600.00 per year for the 2010 and 2011 calendar years.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 419-1210**

AUTHORIZING OFFICE FOR THE AGING TO APPLY FOR 2011 ANNUAL IMPLEMENTATION PLAN GRANT

RESOLVED, that the Office for the Aging is authorized to apply for the New York State Office for the Aging Annual Implementation Plan grant, in the amount of \$1,326,361 with a county cost of \$76,899.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 420-110**

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Nicole G. Woodruff, 143 Mill Hollow Crossing, Rochester, NY 14626, as an approved provider for OT services through the Early Intervention program for the eligible children in Orleans County. Contract Period January 1, 2011 through December 31, 2013. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Nicole G. Woodruff, 143 Mill Hollow Crossing Rochester, NY 14626, to provide OT services under the 3-5 related services contract for the eligible

children in Orleans County. Contract Period January 1, 2011 through December 31, 2013. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Health Research Incorporated, 150 Broadway-Suite 560; Menands, NY 12204, to provide Public Health Preparedness/Response for Bioterrorism services to the Orleans County Health Department and the residents of Orleans County. Contract previously provided H1N1 monies. Contract Period, August 10, 2010 through August 9, 2011. Contract amount \$60,750. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 421-1210**

AUTHORIZING THE SUM OF \$99,450 PER ANNUM, TO BE DETERMINED TO BE RECEIVED BY THE COUNTY CLERK AS RECORDING OFFICER FOR THE COUNTY OF ORLEANS FOR THE COLLECTION OF MORTGAGE TAX MONIES

WHEREAS, Section 262 of the Tax law mandates that Recording Officers are entitled to receive for the County all necessary expenses for the purposes of administration of mortgage taxes in their office an approved allowance by the tax commission; and

WHEREAS, the State Tax Commission did, by resolution duly adopted, determine that such mortgage tax expense be approved at the amount certified to the State Tax Commissioner by the county Legislature, provided it is reasonable and necessary allowance for such expenses; and

WHEREAS, the necessary expenses for the purposes of Article 11, Section 262 of the Real Property Tax Law have risen over the allowance set in Resolution 134-304 of 204; now, therefore be it

RESOLVED, by the Orleans County Legislature that the sum of \$99,450 per annum be, and the same hereby is, determined as is necessary, reasonable and proper allowance to be received by the Recording Officer of the County of Orleans for the purpose of administering mortgage taxes in the office; and be it

*December 8, 2010*  
*Resolutions 404-422*

FURTHER RESOLVED, that the Clerk of the Legislature is hereby directed to forward two certified copies of this resolution to the Orleans County Clerk for transmittal to the State Tax Commission.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 422-1210**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the out-of-state travel request by Mary Janet Sahukar, DPS; to attend the “45<sup>th</sup> Annual Immunization Conference” at the Hilton, Washington in Washington D.C., from March 27-31, 2011. All costs will be covered by New York State Association of County Health Officials.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:50 p.m.

**LEGISLATURE MEETING**

December 22, 2010

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

There was no communications to present or Treasurer’s report distributed. Treasurer Heard reported that she has been working on the paperwork for refunding bonds, which we did better than we anticipated. Next year’s budget savings will be \$39,700 and total savings over the next 10 years will be \$229,000.

Chairman Callard opened the floor for public comment. No public or Legislative members wished to comment.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Allport. Motion carried. The following resolutions were then presented for adoption:

**RESOLUTION NO. 423-1210**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	4843-5029	\$380,421.11
Highway	No Claims	
Nursing Home	1166-1174	\$435,811.76
Job Development	1201-1215	\$20,713.11
Self Insurance	47776-47779	\$20,127.03

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 424-1210**

**APPROVING APPOINTMENTS TO PUBLIC HEALTH BOARD**

RESOLVED, that this Legislature authorizes the following Public Health Board members to be re-appointment to the Orleans County Board of Health effective January 1, 2011 through December 31, 2016:

Dr. David B. Meza, M.D.  
Dr. James Robinson, DVM

*December 22, 2010*  
*Resolutions 423-464*

Moved, Bower; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 425-1210**

**APPROVING AGREEMENT WITH MICHAEL R. WATERHOUSE  
FOR TOURISM COORDINATOR SERVICES**

RESOLVED, that this Legislature approves an independent agreement with Michael R. Waterhouse of Albion, NY for the provision of sportfishing coordinator services in the Planning and Tourism Department at a cost not to exceed \$19,070; said agreement to be in effect from January 1, 2011 to December 31, 2011.

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 426-1210**

**AUTHORIZING ATTENDANCE AT OUT-OF-STATE TRAVEL  
SHOWS**

RESOLVED, that this Legislature hereby authorizes attendance at the following travel shows by the Tourism Office to promote Orleans County and regional attractions:

- 1.) Garden State Outdoor Sportsmens Show, Edison, New Jersey- January 12 to 17, 2011 to be attended by Wayne Hale, Jr. and Gary Hill.
- 2.) Somerset Fly Fishing Show, New Jersey- January 20 to 24, 2011 to be attended by Mike Waterhouse.
- 3.) Allegheny Sport, Travel, & Outdoor Show, Monroeville, PA - February 15 to 21, 2011 to be attended by Wayne Hale, Jr.
- 4.) Greater Philadelphia Outdoor Sport Show, Oakes, PA - February 16 to 21, 2011 to be attended by Mike Waterhouse with costs covered by the Lake Ontario Sportfishing Promotion Council.
- 5.) Cleveland Sports Show, Ohio - March 16 to 21, 2011 to be attended by Mike Waterhouse with costs covered by the Lake Ontario Sportfishing Promotion Council.



Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 427-1210**

APPROVING AGREEMENT EXTENSION BETWEEN PLANNING DEPARTMENT AND NEW YORK STATE OFFICE OF PARKS, RECREATION, AND HISTORIC PRESERVATION

WHEREAS, Resolution No. 311-810 authorized extension of New York State Office of Parks, Recreation, and Historic Preservation Contract #C002422 to December 31, 2010 for County Courthouse Dome improvements; now, therefore be it

RESOLVED, that this Legislature approves a project extension of the above contract to June 30, 2011 and authorizes the Legislature Chairman to sign the Appendix X Modification Agreement Form.

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 428-1210**

AUTHORIZING EXTENSION OF A SPECIAL USE PERMIT TO OPERATE THE OAK ORCHARD STATE BOAT LAUNCH

WHEREAS, Resolution Number 159-410 authorized Orleans County to operate and maintain the Oak Orchard State Boat Launch through October 30, 2010; and

WHEREAS, Resolution Number 378-1010 authorized the extension of the Special Use Permit from October 31, 2010 to December 31, 2010; now, therefore be it

RESOLVED, that this Legislature hereby approves a second extension of the above Special Permit to March 31, 2011.

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 429-1210**

APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET  
AND PLAN FOR 2011

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2011; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2011 as follows:

EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM  
PLAN

Commissions/Deposits 2011	\$ 6,200.00
Raffles	<u>200.00</u>
Total	\$ 6,400.00

PROGRAM EXPENDITURES

GCASA Contract	\$ 3,710.00
Employee of the Month Program	475.00
Summer Picnic	1,000.00
Holiday Luncheon	1,100.00
Miscellaneous	<u>115.00</u>
Total	\$ 6,400.00

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 430-1210**

APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE  
PROGRAM COMMITTEE

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Jackie Tarricone	Highway - Management (to fill an unexpired term)	1/1/11-12/31/11
Charles Kinsey	Computer Services - Management	1/1/11-12/31/12
Nola Goodrich-Kresse	Health (GCASA Liaison)	1/1/11-12/31/12
Debbie Varley	Social Services - CSEA Representative	1/1/11-12/31/12
Nicole Spohr	Sheriff's Office - OCSEA Representative	1/1/11-12/31/12

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 431-1210**

#### **ABOLISHING ALL POSITIONS NOT BUDGETED**

RESOLVED, that effective January 1, 2011, all positions for which an appropriation has not been included in the 2011 County Budget are hereby abolished; and be it

FURTHER RESOLVED, that all County Departments are hereby directed to review the positions on the salary schedule prepared by the Personnel Office and to notify the Director of Personnel of each position not budgeted; and be it

FURTHER RESOLVED, that upon receipt of such notification the Personnel Department will take the appropriate action to insure that non-budgeted positions are abolished and removed from the 2011 salary schedule.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 432-1210**

#### **AUTHORIZING EXTENSION OF TEMPORARY POSITIONS IN JOB DEVELOPMENT AGENCY**

RESOLVED, that this Legislature authorizes the extension of two temporary part-time Keyboard Specialist positions in the Job Development Agency, to be effective through December 31, 2011.

*December 22, 2010  
Resolutions 423-464*

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Johnson moved to enter into an agreement with Trott Communications Group for an RFP. She explained that our vendor, EF Johnson, was contracted to supply Orleans County Public Safety with radios which were found to be incompetent and deficient. We have set forth a Notice of Default and we are proceeding with a request for proposal. Legislator Johnson wished to amend it to read not to exceed \$48,000 rather than \$57,700. This is an amount we had set aside in a previous capital project, therefore there is no new spending. Legislator Smith seconded her motion. The following resolution was adopted.

**RESOLUTION NO. 433-1210**

AUTHORIZING ORLEANS COUNTY TO ENTER INTO AGREEMENT WITH TROTT COMMUNICATIONS GROUP FOR RFP

WHEREAS, Resolution No. 345-908 authorized the Chairman to sign a rebanding agreement with EF Johnson; and

WHEREAS, Orleans County has issued a Notice of Default for deficiencies in the subscriber equipment; and

WHEREAS, Orleans County requires replacement equipment to proceed with this project; be it

RESOLVED, that Orleans County enters into agreement with Trott Communications Group for preparation, administration, and evaluation of proposals based on a RFP to be developed by Trott at a cost not to exceed \$48,000.

Moved Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 434-1210**

AUTHORIZING EMERGENCY MANAGEMENT TO PARTICIPATE IN THE 2010 STATE HOMELAND SECURITY PROGRAM (SHSP FY 2010)

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for funding through the FY 2010 State Homeland Security Program (SHSP); said funding to include allocation of \$123,442 to address the threat of terrorism and other hazards and \$14,250 to assist with health emergency preparedness for a total award of \$137,692.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 435-1210**

**APPROVING ACCEPTANCE OF REGIONAL CASE GRANT WITH  
GENESEE AND WYOMING COUNTIES**

WHEREAS, Resolution No. 235-610 authorized the Director Emergency Management to apply for a Regional Companion Animal Sheltering Equipment grant in conjunction with Genesee and Wyoming Counties; and

WHEREAS, \$29,195.00 has been awarded to this Regional Consortium with Genesee County as lead agency and resources shared with Orleans and Wyoming Counties; be it

RESOLVED, that this Legislature approves the regional grant acceptance agreement and authorizes the Director of Emergency Management to sign a Regional Partnership Agreement.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 436-1210**

**AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF  
SOCIAL SERVICES**

RESOLVED, that this Legislature hereby authorizes the filling of a vacant full time Legal Assistant position at the Department of Social Services at Grade 14 of the CSEA Salary Schedule effective December 23, 2010.

Moved, Eick; second, Rush.

*December 22, 2010*  
*Resolutions 423-464*

Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 437-1210**

APPROVING RENEWAL OF AGREEMENT BETWEEN COUNTY TREASURER AND EFP ROTENBERG, LLP FOR INDEPENDENT AUDIT

WHEREAS, it is the recommendation of the County Treasurer to renew the auditing contract with EFP Rotenberg, LLP for two extension years; and be it

RESOLVED, that this Legislature approves a two-year agreement between the County of Orleans and EFP Rotenberg, LLP, 180 Canal View Blvd., Suite 100, Rochester, NY 14623, to provide auditing services for the fiscal year 2010 and 2011 at a cost per year not to exceed \$29,250 per year, including the Department of Transportation audit, and all out of pocket costs. Cost of Audit will be billed to maximize reimbursement to Treasurer, Department of Social Services, Workforce Investment Act (WIA), and the Highway Dept.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 438-1210**

ACCEPTING PROPOSAL FROM VENESKY & COMPANY FOR COUNTYWIDE COST ALLOCATION AND SPACE OCCUPANCY REPORT

RESOLVED, that this Legislature accepts the proposal from Venesky & Company, which will provide for the preparation of the 2010, 2011, and 2012 consolidated County-wide Cost Allocation Plan, a Department of Social Services Indirect Cost Proposal, and the determination of County-wide allocated indirect costs for the Public Health Department, as well as the County Nursing Home; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign said proposal, which shall be in effect during the calendar years 2011, 2012, and 2013 at a cost of \$10,500 each year. Cost of the Plan will be billed departmentally in order to maximize

reimbursement to the Department of Social Services, Public Health, Nursing Home, and County Treasurer. Cost is the same as 2010.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 439-1210**

**AUTHORIZING COUNTY TREASURER TO MAKE YEAR END  
ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2010**

WHEREAS, the independent auditors have recommended that the County Treasurer request a “blanket resolution” to allow for any budget adjustments that may be required at year end, be it

RESOLVED, that this Legislature authorizes the Treasurer to make the necessary budget adjustments and inter-fund transfers; and furnish copy of said adjustments to the Clerk of the Legislature when completed.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 440-1210**

**APPROVING AGREEMENT BETWEEN MENTAL HEALTH AND  
FRIENDS OF MENTAL HEALTH IN ORLEANS COUNTY**

RESOLVED, that this Legislature approves an agreement between Mental Health and Friends of Mental Health in Orleans County, 438 West Ave, Albion, NY 14411, for the period of January 1, 2011 through December 31, 2011, to provide Mental Health Association Advocacy Services and Drop-In Center at a cost of \$65,131. County cost is \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 441-1210**

**AMENDING ORLEANS COUNTY CELLULAR PHONE USE  
AGREEMENT**

RESOLVED, that this Legislature amends the current Orleans County Cellular Phone Use Agreement to include a new section 8, addressing the provisioning of smart phones (Blackberry, Android, Windows Mobile, Palm, or other device type which supports email, calendar, contacts, and/or browsing the web); text as follows:

8. Receiving county emails on a county or personal cell phone:
  - a. Windows Mobile or Blackberry smart phones are preferred for connection to the Orleans County Email system.
  - b. The Department Director will approve receiving email on a county or personal smart phone.
  - c. If equipment is lost or stolen the employee must notify Computer Services as soon as possible so the device can be wiped of any sensitive information.
  - d. All Equipment must be password protected to protect the integrity of Orleans County email which may be stored on the smart phone.
  - e. All rules outlined in the Orleans County Computer Use Policy must be followed.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 442-1210**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

<b>NAME</b>	<b>REPRESENTS</b>	<b>TERM EXPIRES</b>
Daniel Gleason PO Box 7 Albion, NY 14411	Village of Albion	12/31/2013
Clifford Thom, Sr. 125 Platt St Albion, NY 14411	Village of Albion Alternate	12/31/2013



Stephen McAvoy 201 N. Main Street Lyndonville, NY 14098	Village of Lyndonville	12/31/2013
Joe Sidonio PO Box 273 Holley, NY 14470	Town of Murray	12/31/2013
Lawrence Petrie 2634 Oak Orchard River Road Medina, NY 14103	Town of Ridgeway	12/31/2013
Thomas Fenton 12411 Ridge Road Medina, NY 14103	Town of Ridgeway Alternate	12/31/2013
Gary Daum 1968 Marshall Road Lyndonville, NY 14098	Town of Yates	12/31/2013
L. Stephen Freeman 11909 Lakeshore Road Lyndonville, NY 14098	Town of Yates Alternate	12/31/2013

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Rush moved to approve the proposal for the Hazardous Waste Collection; seconded by Legislator Allport. Legislator Allport thanked Wayne Hale for incorporating into this event the collection of unused prescriptions. The federal government has placed 110 more prescriptions on a list that you can no longer put into a landfill or flush. He thanked Wayne's efforts for working with Genesee County and the Sheriff's Office in making this happen. Chairman Callard thanked Legislator Allport for initiating the question and his efforts in having this incorporated into our Hazardous Waste Collection. The following resolution was adopted:

**RESOLUTION NO. 443-1210**

APPROVING PROPOSAL FOR HOUSEHOLD HAZARDOUS WASTE  
COLLECTION

RESOLVED, that this Legislature hereby approves the proposal for household hazardous waste collection by Environmental Enterprises, Incorporated of Cincinnati, Ohio at the following waste unit costs, payment to be made from the Solid Waste Reserve Account:

Aerosol Cans	\$ .75 per pound
Anti-Freeze	\$ .16 per pound
Chemicals (labpacks)	\$1.00 per pound
Corrosive Acids	\$1.00 per pound
Corrosive Bases	\$1.00 per pound
Fluorescent Tubes	\$ .75 per pound
Household Cleaners	\$1.00 per pound
Miscellaneous Chemicals	\$1.05 per pound
Oil Base Paints (liquids)	\$ .20 per pound
Oil Base Paints & Varnishes (sludges)	\$ .19 per pound
Oil Filters	\$ .09 per pound
Organic Liquids	\$ .19 per pound
Oxidizers	\$1.00 per pound
Pesticides/Insecticides	\$1.05 per pound
Pesticides/Insecticides (dioxin precursors)	\$1.05 per pound
Poisons	\$1.00 per pound
Resins & Adhesives	\$ .35 per pound
Waste Oil	\$ .09 per pound

Moved, Rush; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 444-1210**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

The Bonadio Group, Pittsford, NY for the provision of audits of select clients as referred by the department to assess current eligibility, to assist in review of selected future applications and to provide staff training on evaluating applications of self-employed individuals; to be effective January 1, 2011 through December 31, 2011 at a cost of \$150/hour. County cost is \$0.

Crestwood Children's Center, Rochester, NY for the provision of residential foster care services; to be effective October 1, 2010 through September 30, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

G4S Secure Solutions (f/k/a The Wackenhut Corporation), Williamsville, NY for the provision of armed security services for the County Office Building; to be effective January 1, 2011 through December 31, 2011 at a cost of \$25.20/hour. County cost is \$8.57/hour.

Orleans County Office for Aging, Albion, NY for the provision of assisting select public assistance clients in applying for SSI; to be effective January 1, 2011 through December 31, 2011 at a cost of \$5,000. County cost is \$2,500.

Orleans County Office for Aging, Albion, NY for the provision of the PERS program to eligible Medicaid clients; to be effective January 1, 2011 through December 31, 2011 at a cost of \$31/client per month. County cost is 25%.

Pathstone Corporation, Rochester, NY for the provision of safe dwelling to victims of domestic violence who are eligible for DSS payment of these services; to be effective January 1, 2011 through December 31, 2011. Rates are established by NYS Office of Children & Family Services and 2011 rates have not yet been set.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 445-1210**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND  
AUTHORIZING PURCHASE**

WHEREAS, Resolution No. 387-1109 authorized the Sheriff to apply for the WM2009 SLETPP grant from New York State Homeland Security; therefore be it

*December 22, 2010  
Resolutions 423-464*

RESOLVED, that this Legislature approves the grant acceptance agreement between the Sheriff's Department and New York State Division of Homeland Security, Contract T838792; in the amount of \$49,250, for the use of training overtime, portable radios, server, and related software; effective August 1, 2009 through July 31, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the purchase from this grant funding of a HPDL380 G6 Server, with five year warranty, from Hewlett Packard, 10810 Farnham Drive, Omaha, NE 68154, in the amount of \$6,325.57, NYS Contract Pricing.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 446-1210**

APPROVING MEMORANDUM OF UNDERSTANDING AGREEMENT WITH GENESEE COUNTY FOR MAINTENANCE OF TAX MAPS

RESOLVED, that this Legislature approves a Memorandum of Understanding agreement between Orleans County and Genesee County, Old County Courthouse, 7 Main Street, Batavia, NY, for maintenance of the Orleans County tax maps at a cost of \$5,500 for the term January 1, 2011 through December 31, 2011.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 447-1210**

APPROVING AGREEMENT EXTENSION BETWEEN REAL PROPERTY TAX SERVICE AND APPLIED BUSINESS SYSTEMS

WHEREAS, Resolution NO. 388-1109 approved an agreement between Real Property Tax Services and Applied Business Systems, 26 Harvester Avenue, Batavia, NY for printing of the 2010 Orleans County tax bills, the 2010-2011 Village Tax Bills, and the 2010-2011 School tax bills at a cost of \$.2144 per bill and \$.0705 per collector's copy, with such fees charged back to municipalities; now therefore be it

RESOLVED, that this Legislature approves an agreement extension for printing services rendered through November 1, 2011 with no contract changes.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 448-1210**

**APPROVING INTER-MUNICIPAL AGREEMENT WITH GENESEE COUNTY FOR YOUTH BUREAU OPERATION**

WHEREAS, The Youth Bureau Director did present an agreement with Orleans County for the operation of the Youth Bureau for 2011; and

WHEREAS, the Economic Assistance and Opportunity Committee did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$1,800 per month from January 1, 2011 through December 31, 2011 for a total of \$21,600.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 449-1210**

**APPROVING THE 2011 YOUTH BUREAU RESOURCE ALLOCATION PLAN**

WHEREAS, The Orleans County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines; and

WHEREAS, The Orleans County Youth Board, Youth Bureau, and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2011 which

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includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation; and

WHEREAS, Guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Orleans County Youth Bureau and the Committee on Economic Assistance and Opportunity does recommend approval at this time; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman to execute such documents as are deemed necessary to effect the 2011 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 450-1210**

**APPROVING APPOINTMENTS TO ORLEANS COUNTY YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend the appointments to said Orleans County Youth Board at this time; now, therefore be it

RESOLVED, that this Legislature approves the following appointment to serve on the Orleans County Youth Board beginning January 1, 2011 through December 31, 2013:

Stephanie Peruzzini, 308 Linwood Ave., Albion, NY 14411  
Tim Kenyon, 10286 Roosevelt Hwy., Lyndonville, NY 14098

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 451-1210**

**AUTHORIZING CONVEYANCE OF 11388 YATES CENTER ROAD,  
TAX MAP NO. 14.3-2-21 TO THE TOWN OF YATES**

WHEREAS, the County of Orleans became vested with the title to the real property commonly known as 11388 Yates Center Road in the Town of Yates, parcel dimensions 74.58 x 220.11, tax map no. 14.3-2-21, by virtue of an In Rem Tax Foreclosure proceeding pursuant to Article 11 of the RPTL; and

WHEREAS, §1166 of the RPTL authorizes the sale and conveyance of real property acquired by a County in an In Rem Tax Foreclosure proceeding; and

WHEREAS, the Yates Town Board has requested conveyance of said parcel to the Town in consideration of a chargeback to the Town of unpaid town taxes; and

WHEREAS, the said parcel is in close proximity to the Town of Yates Highway Department garage and storage facility complex; and

WHEREAS, the Town of Yates intends to demolish the building situate on the premises as a public improvement project and improve the visual impact of the parcel on the community and property now owned by the Town; and

WHEREAS, this Legislature recognizes and determines that the rehabilitation of said parcel by demolition of the building situate thereon is in the best interests of the Town of Yates as a part of the Town's revitalization efforts which in turn serves the best interests of the County of Orleans; now, therefore be it

RESOLVED that this Legislature hereby authorizes the transfer of 11388 Yates Center Road, tax map no. 14.3-2-21 to the Town of Yates; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to execute a deed conveying all of the County's right, title, and interest in and to said parcel to the Town of Yates; and be it

FURTHER RESOLVED, that the County Treasurer be authorized to cancel all unpaid taxes on said premises, including unpaid school relevy and recycling relevy, together with interest and penalties, with appropriate chargebacks to the taxing entities; and be it

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FURTHER RESOLVED, that this resolution is adopted on the condition that in the event the Town sells this parcel and the Town realizes any surplus revenues on the sale of said parcel in excess of the costs of rehabilitation, such surplus revenues will be divided pro-rata so as to reimburse the County for its proportionate share of the chargeback to Orleans County of unpaid taxes.

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 452-1210**

**AUTHORIZING SHERIFF'S OFFICE TO PARTICIPATE IN THE 2010 STATE HOMELAND SECURITY PROGRAM (SHSP FY 2010)**

RESOLVED, that this Legislature authorized the Orleans County Sheriff apply for funding through the FY2010 State Homeland Security Program (SHSP); grant funding allocation is in the amount of \$53,308 to be directed towards enhancing current capabilities in preventing terrorist attacks and mitigate against man-made and natural disaster; protect people of New York our critical infrastructure and key resources.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 453-1210**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE PUBLIC HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Home Health Aide in the Public Health Department at Grade 6 of the CSEA schedule effective January 3, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a temporary part-time Home Health Aide position in the Public Health Department at Grade 6 Step 8 of the CSEA Salary Schedule effective through the completion of the Sale of the Certified Home Health Agency; and be it



FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant Home Health Aide position effective January 3, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Bower moved to create and fill a coroner's physician; seconded by Legislator Bower. It was noted that Dr. Thompson resigned and this position will not be filled. We will have a physician to sign the death certificates so they will be valid. The following resolution was adopted.

**RESOLUTION NO. 454-1210**

**AUTHORIZING CREATION AND FILLING OF A CORONER'S  
PHYSICIAN FOR ORLEANS COUNTY**

WHEREAS, County Law, Article 8, Section 400, provides that a County shall appoint one or more coroner's physicians in any county, in which any of the elected coroners is not a physician duly licensed to practice medicine in New York State; and

WHEREAS, Orleans County presently has three elected coroners who are not physicians duly licensed to practice medicine in New York State; be it

RESOLVED, that this Legislature authorizes the creation of a Coroners' Physician effective January 1, 2011 with compensation not to exceed \$3,000 annually; and be it

FURTHER RESOLVED, that this Legislature appoints Thomas Madejski, MD to fill the newly created Coroner's Physician position through December 31, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 455-1210**

**APPROVING AGREEMENTS BETWEEN ORLEANS COUNTY  
OFFICE FOR THE AGING AND VARIOUS AGENCIES**

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RESOLVED, that this Legislature approves the following agreements with the Orleans County Office for the Aging and the following:

Vern Bacon dba Orleans Graphics, 12951 Ridge Road, Albion, NY 14411, to provide printing services for the monthly newsletter for the Orleans County Office for the Aging at \$1,680 effective November 1, 2010 through December 31, 2011. County cost of \$75.

Neighborhood Legal Services, 5073 Clinton St. Rd., Batavia, NY 14020, to provide legal advice and representation to Orleans County senior citizens age 60 at a cost of \$6,000 effective January 1, 2011 through December 31, 2011. County cost \$600.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Johnson moved to approve the Memorandum of Understanding with the Villages of Albion, Holley, and Medina for the operation of the Orleans County Major Felony Crime Task Force for 2010; seconded by Legislator Smith. Legislator Johnson added that the Major Felony Crime Task Force, in 2010, did an outstanding job, which Chairman Callard and Legislator Smith also agreed.

**RESOLUTION NO. 456-1210**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGES OF ALBION, HOLLEY, AND MEDINA FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Villages of Albion, Holley, and Medina for the fiscal year of 2010; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreements, the Orleans County Legislature hereby authorizes payment not to exceed \$11,000 to the Village of Holley, and not to exceed \$50,000 each to the Villages of Albion and Medina with such payments to the municipality in an amount commensurate with the participation for 2010.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 457-1210**

**APPROVING AGREEMENT BETWEEN BUILDINGS AND  
GROUNDS DIVISION AND DOHERTY COMMUNICATIONS**

RESOLVED, that this Legislature approves an agreement between Buildings and Grounds Division of the Orleans County Highway Department and Doherty Communications for maintenance of county phones at a cost of \$17,236 effective February 1, 2011 through January 31, 2012, to be paid in quarterly amounts of \$4,309; and \$17,668 effective February 1, 2012 through January 31, 2013 to be paid in quarterly amounts of \$4,417.

Moved, Smith second, Eick.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 458-1210**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY  
BOARD OF ELECTIONS AND NTS DATA SERVICES**

RESOLVED, that this Legislature approves an agreement between the Orleans County Board of Elections and NTS Data Services, 1342 Military Road, Niagara Falls, NY 14304, to provide TEAM Voter Registration, Signature Digitization, Full Document Imaging, and Interface Messaging System Maintenance, Software, and Support Services for period commencing January 1, 2011 through December 31, 2013, with annual payments of \$19,875 due to NTS on January 15, 2011, January 15, 2012, and January 15, 2013 for at total of \$59,625. 100% County Cost.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Johnson moved to authorize salary schedules for management, certain part-time, and unclassified employees which have been presented for a two-percent increase in management compensation and also setting hourly rates at two-percent. We also are creating and filling the Public Safety Program Manager position and setting the Chairman's salary and

the remaining Legislator salaries. Legislator Johnson wished to amend the resolution to be a three-percent increase in honor of past practice, matching union negotiated contracts that are already in place. She indicated that this Legislature is able to support this with no tax rate increase. As in the discussions we have had as a Legislature going forward we want to be very transparent in discussions by having management at the table as early as April with these salary negotiations. Legislator Smith seconded the motion. Legislator Bower stated that by opposing this resolution, he knows he would not make a lot of friends with those who are present today; who he believes is doing a good job. He said it has nothing to do with their work or the ability to do their job. Legislator Bower believes that it is time to put a clamp on pay raises. Orleans County can not afford it any longer. He thinks the County needs to institute that all County Employees pay for part of their health care. He expressed that five weeks ago we voted that we would have no pay increase and that there would be a five percent contribution towards health care. Then two weeks later, a couple Legislators reversed their positions and ended up with a two-percent increase. Legislator Bower said that he was notified today that it is going to be three-percent increase. The taxpayers in this county are paying \$15,000 per year for each employee for health care. We also are bailing out the pension fund in New York State, that has not been run very efficiently or maybe not legally in some cases, by paying between \$3,000 and \$9,000 for every employee. He said that this is too much of a burden on the taxpayer and Social Security recipients in this county, who have not received an increase in their Social Security in the last few years. A lot of retirees from Duffy Motts, Hunts, and Liptons, are only getting \$80 to \$100 per month, plus social security which is not very high because they never made a lot of money. Legislator Bower said he represents those people and a lot of the people in this room. He thinks this will cause monetary issues and he can not support a raise. Legislator Bower does not know of one person, outside of government or the schools, where there is a knock on the door by a neighbor and the neighbor says "the neighbors all got together and we are going to give you between \$3,000 and \$9,000 a year to put in your retirement fund because things are going bad and on top of that we are going to give you a \$15,000 health care package." What a Santa Claus, expressed Legislator Bower.

Legislator Allport addressed the Chairman; his opposition to this resolution has nothing to do with the employees, it is the pay raise. He said during this economic time, there should be no burden on the taxpayers because this is taxpayer money. If you say it does not effect the

budget, the money does come from somewhere to pay this and it does increase the payments to the retirement system. He said that the employees are getting a pay raise even though it is not money in their hands. The health care costs are going up and the retirement costs are slated to be at twenty-percent in three years, which is a benefit to the employee. It has nothing to do with the employees or the job they are doing but the economic times we are in.

Chairman Callard called for a vote on the amendment to the resolution, making the increase in salaries from two-percent to three-percent. Motion Carried: 5 ayes – Callard, Eick, Johnson, Rush, Smith; 2 nays – Allport and Bower. The following resolution was adopted:

**RESOLUTION NO. 459-1210**

**AUTHORIZING SALARY SCHEDULES FOR MANAGEMENT,  
CERTAIN PART-TIME AND UNCLASSIFIED EMPLOYEES**

RESOLVED, that this Legislature does hereby approve a 3% increase in the Management Compensation Plan salary schedule, effective January 1, 2011; and be it

FURTHER RESOLVED, that employees are also authorized to receive any increments they are entitled to under the plan; and be it

FURTHER RESOLVED, that the following salaries, effective January 1, 2011, are authorized for certain part-time and unclassified employees:

<u>Annual:</u>	
County Historian	\$ 7,973
Budget Officer	4,311
Deputy Budget Officer	4,311
Deputy Fire Coordinator	1501
Fire Investigator	1501
Marine Park Manager	7,289
Parole Denial Attorney	20,042
Insurance Program Assistant	2,223
Risk Management Coordinator	4,441
Corporate Compliance Officer	2,638
Director of Reimbursement Services (NH)	4,223
Administrative Assistant – MFCTF	2,575
Traffic Diversion Coordinator	7,725

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Coroner 1,748

Annual Salaries: Management Compensation Plan

Director of Computer Services \$ 70,584  
IT Operations Analyst I 51,010  
Radio System Manager 48,251

Daily:

Court Attendant (Daily) \$ 66.98  
Examination Monitor (Full Day) 111.52  
Examination Monitor (Half Day) 55.77

Hourly

Aging Services Aide V Minimum Wage  
Animal Control Officer \$ 13.12  
Clerk (Elections) 9.55  
Cook 13.27  
Correction Officer 11.14  
Crew Leader (Sheriff's Dept) 12.51  
Deputy Sheriff 12.89  
Dispatchers 11.14  
Fuel Farm Manager 25.93  
Medical Director (Jail & N.H.) 89.60  
Voting Machine Technician 12.67

Hourly: Management Compensation Plan

Employment & Training Director III \$ 28.98  
SPOA/SPOE Specialist 25.22

and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a Public Safety Program Manager position in the District Attorney's Office at a salary of \$10,000; and be it

FURTHER RESOLVED, that this Legislature appoints Joseph Cardone to fill this newly created position, effective January 1, 2011; and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$16,424 for 2011; with the remaining members of the Legislature to be paid an annual salary of \$10,948 each.

Moved Johnson, seconded Smith.

Adopted.

5 ayes – Callard, Eick, Johnson, Rush, Smith; 2 nays – Allport and Bower; 0 absent.

Mr. Nesbitt requested clarification on those certain part-time and unclassified salaries listed should also be adjusted to receive the three-percent increase. Those that voted in favor of the resolution were in agreement. Mr. Nesbitt also pointed out that we have the same issue in the upcoming two resolutions and will need to be adjusted accordingly based on the newly adopted Management Salary Compensation Plan. Chairman Callard wanted it understood that the salaries of the Chairman and Legislature will remain the same, there will be no incremental increase there. The Legislature was in agreement with that. It was also noted that the Public Safety Program chairman would also be unaffected by these changes.

Legislator Eick moved to appoint Janice Grabowski as the Democrat Commissioner of Elections, amending the salary to be at a three-percent increase; seconded by Legislator Rush. Legislator Allport opposed this resolution based solely on the pay increase and no contribution to the health care system. He thinks she is doing a fabulous job there but this is not the time to do this to the taxpayers. Legislator Bower asked if they get health care. Mr. Nesbitt confirmed that they do. Legislator Bower stated that he can not support this. The following resolution was adopted:

**RESOLUTION NO. 460-1210**

**APPOINTING COMMISSIONER OF ELECTIONS**

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2010; and

WHEREAS, a recommendation has been received from the Orleans County Democrat Committee recommending that Janice Grabowski be reappointed as Commissioner of Elections effective January 1, 2011; therefore, be it

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RESOLVED, that this Legislature appoints Janice Grabowski as the Commissioner of Elections for the term of January 1, 2011 through December 31, 2012 at an annual salary of \$17,420.

Moved, Eick; second, Rush.

Adopted.

5 ayes – Callard, Eick, Johnson, Rush, Smith; 2 nays – Allport and Bower; 0 absent.

Legislator Eick moved to appoint Dennis Piedimonte as the Republican Commissioner of Elections, amending the salary to be a three-percent increase; seconded by Legislator Rush. Legislator Allport stated that he again opposed this resolution based solely on the pay increase and no contribution to the health care system. The following resolution was adopted:

**RESOLUTION NO. 461-1210**

**APPOINTING COMMISSIONER OF ELECTIONS**

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2010; and

WHEREAS, a recommendation has been received from the Orleans County Republican Committee recommending that Dennis Piedimonte be reappointed as Commissioner of Elections effective January 1, 2011; therefore, be it

RESOLVED, that this Legislature appoints Dennis Piedimonte as the Commissioner of Elections for the term of January 1, 2011 through December 31, 2012 at an annual salary of \$17,420.

Moved, Eick; second, Rush.

Adopted.

5 ayes – Callard, Eick, Johnson, Rush, Smith; 2 nays – Allport and Bower; 0 absent.

**RESOLUTION NO. 462-1210**

**APPROVING AGREEMENT BETWEEN BUILDINGS AND  
GROUNDS DIVISION AND UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves a renewal agreement with the Buildings and Grounds division of the Orleans County Highway Department and the New York State Unified Court System, which



provides for the county to clean and maintain the Court Facility, Contract #C300241, at a cost of \$170,619 for the period of April 1, 2010 through March 31, 2011, with 100% reimbursement to be made to the county by the state; subject to County Attorney and Chief Administrative Officer approval.

Moved, Smith; second, Eick.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 463-1210**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE MENTAL HEALTH BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Mental Health budget to reflect actual expenses, as follows:

<u>From:</u>		
A4310.100	Personal Services	\$ 50,237
 <u>To:</u>		
A4310.418	Other Contractual	\$ 7,800
A4310.447	Contractual Services	42, 237
A4310.461	Postage	200

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Allport moved to authorize the Chief Administrative Officer to apply for New York State Archives Grant and to transfer funds within the Records Management Budget; seconded by Legislator Bower. Mr. Nesbitt explained that this is to provide for grant writing services to prepare a Local Government Records Management Improvement Fund Grant of up to \$75,000 in order to outfit some recently opened space in the basement of the Mental Health Building across from the existing records center for the expansion of the records center including: engineering in terms of climate control, security, shelving, computer system upgrades and other types of systems needed. We have exhausted the space in our records center and we need additional space that we can take advantage of now that Buildings and Grounds have vacated that space. The following resolution was adopted:

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**RESOLUTION NO. 464-1210**

AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO APPLY FOR A NEW YORK STATE ARCHIVES GRANT AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS WITHIN THE RECORDS MANAGEMENT BUDGET

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to apply for a grant through the New York State Archives Local Government Records Management Improvement Fund (LGRMIF) for the purpose of improving the Orleans County Records Management Program.

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds within the Records Management budget, as follows:

<u>From:</u>		
A1460.100	Personal Services	\$ 2,590
<u>To:</u>		
A1460.418	Other Contractual Expenses	\$ 2,590

Moved, Allport; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Eick wished everyone Merry Christmas and Happy New Year. All the Legislators shared the same sentiments. Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:08 p.m.

**2010 COUNTY EQUALIZATION TABLE**

**2010 Equalization Rates  
Apportionment of 2011 County Tax Levy Using NYS Equalization Rates**

Town	Adjusted Taxable Value *	Taxable Value	Equal. Rate	Full Valuation	Portion of Total Levy	Amt. of 2010 Tax Levy
Albion	204,698,141	200,538,171	100%	204,698,141.00	12.5389%	1,882,704.9262
Barre	81,687,109	80,199,806	100%	81,687,109.00	5.0038%	751,316.2167
Carlton	191,880,926	188,154,851	100%	191,880,926.00	11.7537%	1,764,807.8293
Clarendon	153,132,863	149,796,037	100%	153,132,863.00	9.3802%	1,408,428.8692
Gaines	113,101,724	110,713,449	100%	113,101,724.00	6.9281%	1,040,248.1876
Kendall	152,890,901	150,015,574	100%	152,890,901.00	9.3654%	1,406,206.6621
Murray	179,158,627	174,917,576	100%	179,158,627.00	10.9744%	1,647,796.6123
Ridgeway	223,806,270	218,229,644	100%	223,806,270.00	13.7093%	2,058,439.4679
Shelby	180,516,904	176,884,230	100%	180,516,904.00	11.0576%	1,660,289.0199
Yates	151,637,154	149,214,409	100%	151,637,154.00	9.2886%	1,394,675.2089
	\$1,632,510,619	1,598,663,747		\$1,632,510,619.00	100.0000%	\$15,014,913.000000

\* Adjusted Taxable Values include certain partially exempt properties

2011 Sales Tax Apportioned to Towns and Villages

Town	Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$291,118.77	57.87%	\$168,470.43	\$122,648.34
Barre	\$65,717.54			
Carlton	\$91,583.75			
Clarendon	\$104,950.04			
Gaines	\$115,717.32	20.17%	\$23,340.18	\$92,377.14
Kendall	\$87,809.02			
Murray	\$151,360.73	29.93%	\$45,302.27	\$106,058.46
Ridgeway	\$213,056.00	43.04%	\$91,699.30	\$121,356.70
Shelby	\$167,697.28	40.73%	\$68,303.10	\$99,394.18
Yates	\$77,660.55	18.78%	\$14,584.65	\$63,075.90
Totals	\$1,366,671		\$411,699.93	\$604,910.72

The percentage due to the village is determined by dividing the village taxable value by the town taxable value

**SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2011**

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
<b>ALBION</b>				
General	\$ 631,611.00	\$ 151,849.00	\$ 30,000.00	\$ 449,762.00
General Outside Vi	\$ 160,867.00	\$ 114,500.00	\$ 46,367.00	\$ -
Highway Townwide	\$ 270,317.00	\$ 80,500.00		\$ 189,817.00
Highway Outside V	\$ 251,417.00	\$ 108,864.00	\$ 21,403.00	\$ 121,150.00
Fire District	\$ 101,846.00			\$ 101,846.00
Water District #1	\$ 82,734.00	\$ 54,650.00	\$ 9,084.00	\$ 19,000.00
Water District #2	\$ 32,452.00	\$ 28,317.00	\$ 4,135.00	\$ -
Water District #3	\$ 136,000.00	\$ 62,000.00		\$ 74,000.00
Water District #4	\$ 63,949.00	\$ 31,750.00	\$ 3,630.00	\$ 28,569.00
Water District #5	\$ 109,122.00	\$ 40,000.00	\$ 8,430.00	\$ 60,692.00
Water District #6	\$ 31,141.00	\$ 6,250.00	\$ 3,371.00	\$ 21,520.00
Water District #7	\$ 9,953.00	\$ 1,150.00	\$ 1,443.00	\$ 7,360.00
Water District #8	\$ 25,010.00	\$ 7,550.00	\$ 2,460.00	\$ 15,000.00
Sewer District #1	\$ 64,524.00	\$ 8,500.00	\$ 5,259.00	\$ 50,765.00
<b>TOTALS</b>	<b>\$ 1,970,943.00</b>	<b>\$ 695,880.00</b>	<b>\$ 135,582.00</b>	<b>\$ 1,139,481.00</b>
<b>BARRE</b>				
General	\$ 382,545.00	\$ 140,116.00	\$ 35,000.00	\$ 207,429.00
Highway Townwide	\$ 774,564.00	\$ 226,590.00		\$ 547,974.00
Barre Fire District	\$ 108,000.00			\$ 108,000.00
Water District #1	\$ 202,599.00	\$ 200,750.00	\$ 1,849.00	\$ -
Water District #2	\$ 20,299.00	\$ 12,410.00	\$ 7,889.00	\$ -
Water District #3	\$ 15,699.00	\$ 15,300.00	\$ 399.00	\$ -
Water District #4	\$ 17,799.00	\$ 17,300.00	\$ 499.00	\$ -
<b>TOTALS</b>	<b>\$ 1,521,505.00</b>	<b>\$ 612,466.00</b>	<b>\$ 45,636.00</b>	<b>\$ 863,403.00</b>
<b>CARLTON</b>				
General	\$ 410,903.00	\$ 197,505.00	\$ 50,000.00	\$ 163,398.00
Highway Townwide	\$ 1,050,573.00	\$ 372,000.00	\$ 40,000.00	\$ 638,573.00
Light District 1	\$ 6,500.00			\$ 6,500.00
Light District 2	\$ 9,200.00			\$ 9,200.00
Carlton Water Distr	\$ 599,605.00	\$ 275,500.00		\$ 324,105.00
Carlton Fire District	\$ 109,319.00			\$ 109,319.00
<b>TOTALS</b>	<b>\$ 2,186,100.00</b>	<b>\$ 845,005.00</b>	<b>\$ 90,000.00</b>	<b>\$ 1,251,095.00</b>

**SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2011**

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
<b>CLARENDON</b>				
General	\$ 609,710.00	\$ 207,864.00	\$ 50,000.00	\$ 351,846.00
Highway Fund Tow	\$ 649,050.00	\$ 243,000.00	\$ 25,000.00	\$ 381,050.00
Water District No. 1	\$ 61,507.00	\$ 61,507.00		\$ -
Water District No.2	\$ 73,055.00	\$ 24,050.00		\$ 49,005.00
Water District No. 3	\$ 110,641.00	\$ 30,600.00	\$ 7,418.00	\$ 72,623.00
Water District No. 4	\$ 86,667.00	\$ 24,562.00	\$ 4,000.00	\$ 58,105.00
Water District No. 5	\$ 28,143.00	\$ 9,150.00		\$ 18,993.00
Water District No. 6	\$ 41,519.00	\$ 12,110.00		\$ 29,409.00
Water District No. 7	\$ 60,563.00	\$ 15,250.00	\$ 2,696.00	\$ 42,617.00
Water District No. 8	\$ 14,477.00	\$ 4,235.00		\$ 10,242.00
Water District No. 9	\$ 9,976.00	\$ 2,176.00		\$ 7,800.00
Water District No. 10	\$ 31,066.00	\$ 3,750.00		\$ 27,316.00
Fire District	\$ 159,024.00			\$ 159,024.00
<b>TOTALS</b>	<b>\$ 1,935,398.00</b>	<b>\$ 638,254.00</b>	<b>\$ 89,114.00</b>	<b>\$ 1,208,030.00</b>

<b>GAINES</b>				
General	\$ 425,656.00	\$ 107,200.00	\$ 40,000.00	\$ 278,456.00
General Outside Vi	\$ 39,453.00	\$ 3,200.00	\$ 7,000.00	\$ 29,253.00
Highway Townwide	\$ 289,720.00	\$ 100,308.00	\$ 3,000.00	\$ 186,412.00
Highway Outside V	\$ 199,320.00	\$ 125,000.00		\$ 74,320.00
Water District No.1	\$ 108,591.00	\$ 96,540.00	\$ 12,051.00	\$ -
Water District No.2	\$ 28,348.00	\$ 15,691.00		\$ 12,657.00
Water District No. 3	\$ 26,452.00	\$ 15,169.00		\$ 11,283.00
Water District No. 4	\$ 60,387.00	\$ 42,200.00	\$ 762.00	\$ 17,425.00
Water District No. 5	\$ 125,995.00	\$ 120,680.00		\$ 5,315.00
Water District No. 6	\$ 14,101.00	\$ 2,200.00	\$ 3,450.00	\$ 8,451.00
Water District No. 7	\$ 22,414.00	\$ 6,000.00	\$ 4,506.00	\$ 11,908.00
Water District No. 8	\$ 21,026.00	\$ 9,000.00	\$ 3,556.00	\$ 8,470.00
Water District No. 9	\$ 215,064.00	\$ 208,000.00	\$ 1,804.00	\$ 5,260.00
Fire District	\$ 32,209.00			\$ 32,209.00
<b>TOTALS</b>	<b>\$ 1,608,736.00</b>	<b>\$ 851,188.00</b>	<b>\$ 76,129.00</b>	<b>\$ 681,419.00</b>

<b>KENDALL</b>				
General	\$ 481,213.00	\$ 167,950.00	\$ 39,585.00	\$ 273,678.00
Highway	\$ 632,757.00	\$ 242,297.00		\$ 390,460.00
Library	\$ 2,000.00	\$ 1,100.00	\$ 900.00	\$ -

**SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2011**

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
Water District No.1	\$ 4,503.00	\$ 25.00	\$ 500.00	\$ 3,978.00
Water District No.2	\$ 17,391.00	\$ 25.00	\$ 500.00	\$ 16,866.00
Water District No.3	\$ 22,297.00	\$ 25.00	\$ 500.00	\$ 21,772.00
Water District No. 4	\$ 72,462.00	\$ 25.00	\$ 500.00	\$ 71,937.00
Water District No. 5	\$ 36,078.00	\$ 16,430.00	\$ 500.00	\$ 19,148.00
Water District No. 6	\$ 19,641.00	\$ 6,000.00		\$ 13,641.00
Light District No. 1	\$ 5,600.00	\$ 10.00		\$ 5,590.00
Light District No. 2	\$ 3,335.00	\$ 5.00		\$ 3,330.00
Light District No. 3	\$ 1,950.00	\$ 5.00		\$ 1,945.00
Fire District No. 1	\$ 154,499.00	\$ 500.00	\$ 1,000.00	\$ 152,999.00
Fire District No. 2	\$ 71,720.00			\$ 71,720.00
<b>TOTALS</b>	<b>\$ 1,525,446.00</b>	<b>\$ 434,397.00</b>	<b>\$ 43,985.00</b>	<b>\$ 1,047,064.00</b>

<b>MURRAY</b>				
General	\$ 547,511.00	\$ 166,500.00	\$ 164,558.00	\$ 216,453.00
General Outside Vi	\$ 55,131.00	\$ 16,200.00	\$ 10,931.00	\$ 28,000.00
Highway Townwide	\$ 377,335.00	\$ 170,500.00	\$ 18,811.00	\$ 188,024.00
Highway Outside V	\$ 345,235.00	\$ 146,940.00	\$ 25,000.00	\$ 173,295.00
Light District No. 1	\$ 2,800.00		\$ 300.00	\$ 2,500.00
Light Dist. #2 (Hulb	\$ 3,820.00		\$ 320.00	\$ 3,500.00
Light Dist. #3 (Broc	\$ 1,500.00		\$ 300.00	\$ 1,200.00
Murray Fire District	\$ 59,348.00			\$ 59,348.00
FHM Fire District	\$ 103,667.00		\$ 2,000.00	\$ 101,667.00
Water District No. 1	\$ 20,076.00	\$ 9,150.00	\$ 5,926.00	\$ 5,000.00
Water District No. 2	\$ 104,019.00	\$ 61,815.00	\$ 11,204.00	\$ 31,000.00
Water District No. 3	\$ 51,252.00	\$ 20,250.00	\$ 8,420.00	\$ 22,582.00
Water District No. 4	\$ 12,041.00	\$ 4,700.00	\$ 1,341.00	\$ 6,000.00
Water District No. 5	\$ 6,915.00	\$ 1,850.00	\$ 765.00	\$ 4,300.00
Water District No. 6	\$ 72,430.00	\$ 42,200.00	\$ 18,230.00	\$ 12,000.00
Water District No. 7	\$ 37,284.00	\$ 14,100.00	\$ 3,684.00	\$ 19,500.00
Water District No. 8	\$ 25,978.00	\$ 8,800.00	\$ 738.00	\$ 16,440.00
Water District No. 9	\$ 12,697.00	\$ 6,050.00	\$ 147.00	\$ 6,500.00
Water District No. 1	\$ 12,050.00	\$ 5,050.00		\$ 7,000.00
Water District No. 1	\$ 146,657.00	\$ 27,600.00	\$ 16,003.00	\$ 103,054.00
Water District No. 1	\$ 16,107.00	\$ 3,200.00	\$ 907.00	\$ 12,000.00
Water District No. 1	\$ 28,007.00	\$ 3,500.00	\$ 5,306.00	\$ 19,201.00
Water District No. 1	\$ 5,848.00	\$ 1,800.00	\$ 148.00	\$ 3,900.00

**SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2011**

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
Water District No. 2	\$ 4,406.00	\$ 3,570.00	\$ 836.00	\$ -
<b>TOTALS</b>	<b>\$ 2,052,114.00</b>	<b>\$ 713,775.00</b>	<b>\$ 295,875.00</b>	<b>\$ 1,042,464.00</b>

<b>RIDGEWAY</b>				
General	\$ 579,435.00	\$ 214,787.00	\$ 53,836.00	\$ 310,812.00
General Outside Vi	\$ 77,493.00	\$ 19,860.00	\$ 57,633.00	\$ -
Highway Townwide	\$ 518,811.00	\$ 150,700.00	\$ 78,111.00	\$ 290,000.00
Highway Outside V	\$ 348,739.00	\$ 175,300.00	\$ (6,561.00)	\$ 180,000.00
Fire Protection District				\$ -
Knowlesville Light District				\$ -
Knowlesville Sewer District				\$ -
Water Debt Service 31E				\$ 11,200.00
Water Debt Service 269				\$ 9,294.50
Water #2 Debt Service				\$ 19,610.00
Water #3 Debt Service				\$ 32,290.00
Water #4 Debt Service				\$ 70,009.00
Water #5 Debt Service				\$ 26,256.50
Water #6 Debt Service				\$ 13,939.50
Water #7 Debt Service				\$ 7,187.50
Water #8 Debt Service				\$ 8,745.00
Water #9 Debt Service				\$ 6,890.00
Water #10 Debt Service				\$ 11,387.50
Total Water Improvement Areas				\$ 216,809.50
<b>TOTALS</b>	<b>\$ 1,524,478.00</b>	<b>\$ 560,647.00</b>	<b>\$ 183,019.00</b>	<b>\$ 780,812.00</b>

<b>SHELBY</b>				
General	\$ 838,085.00	\$ 265,830.00	\$ 185,570.00	\$ 386,685.00
General Outside Vi	\$ 77,915.00	\$ 60,790.00		\$ 17,125.00
Highway Townwide	\$ 640,413.00	\$ 346,700.00	\$ 97,753.00	\$ 195,960.00
Highway Outside V	\$ 468,042.00	\$ 181,213.00	\$ 31,739.00	\$ 255,090.00
Shelby Center Ligh	\$ 3,500.00	\$ 30.00	\$ 450.00	\$ 3,020.00
Millville Light	\$ 1,900.00	\$ 15.00	\$ 200.00	\$ 1,685.00
Shelby Fire Co.	\$ 222,396.00			\$ 222,396.00
Cemetery	\$ 1,500.00	\$ 200.00	\$ 1,300.00	\$ -
Water District No. 1	\$ 48,761.00	\$ 48,761.00		\$ -
Water District No. 2	\$ 18,573.00	\$ 18,573.00		\$ -
Water District No. 3	\$ 40,717.00	\$ 40,717.00		\$ -



**SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2011**

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
Water District No. 4	\$ 31,954.00	\$ 31,954.00		\$ -
Water District No. 4	\$ 31,803.00	\$ 31,803.00		\$ -
Water District No. 5	\$ 2,638.00	\$ 2,638.00		\$ -
Water District No. 6	\$ 39,417.00	\$ 39,417.00		\$ -
Water District No. 7	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 8	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 9	\$ 39,417.00	\$ 39,417.00		\$ -
<b>TOTALS</b>	<b>\$ 2,595,809.00</b>	<b>\$ 1,196,836.00</b>	<b>\$ 317,012.00</b>	<b>\$ 1,081,961.00</b>

**YATES**

General	\$ 415,427.00	\$ 77,400.00	\$ 72,000.00	\$ 266,027.00
General Outside Vi	\$ 21,982.00	\$ 3,800.00	\$ 6,000.00	\$ 12,182.00
Highway Townwide	\$ 353,600.00	\$ 220,000.00	\$ 35,000.00	\$ 98,600.00
Highway Outside V	\$ 363,700.00	\$ 125,500.00	\$ 40,000.00	\$ 198,200.00
Fire Protection Dist	\$ 81,900.00		\$ 300.00	\$ 81,600.00
Water District No. 2	\$ 50,900.00	\$ 50,900.00		\$ -
Water District No. 4	\$ 316,200.00	\$ 96,700.00	\$ 26,380.00	\$ 193,120.00
<b>TOTALS</b>	<b>\$ 1,603,709.00</b>	<b>\$ 574,300.00</b>	<b>\$ 179,680.00</b>	<b>\$ 849,729.00</b>

**SALARIES OF TOWN OFFICERS - 2011**

TOWN	SUPERVISOR	HIGHWAY SUPER.	TOWN CLERK	JUSTICES	COUNCILMEN
Albion	\$ 5,382.00	\$ 46,170.00	\$ 28,506.00	\$ 14,000.00	\$ 3,396.00
Barre	\$ 7,200.00	\$ 57,915.00	\$ 25,954.00	\$ 7,390.00	\$ 2,200.00
Carlton	\$ 9,459.00	\$ 32,728.00	\$ 42,631.00	\$ 8,900.00	\$ 3,059.50
Clarendon	\$ 10,000.00	\$ 52,800.00	\$ 32,400.00	\$ 13,000.00	\$ 3,550.00
Gaines	\$ 5,500.00	\$ 40,796.00	\$ 21,506.00	\$ 14,000.00	\$ 2,800.00
Kendall	\$ 8,400.00	\$ 48,336.00	\$ 25,700.00	\$8100/\$7350	\$ 3,120.00
Murray	\$ 7,900.00	\$ 54,100.00	\$ 26,008.00	\$ 11,140.00	\$ 3,100.00
Ridgeway	\$ 9,882.00	\$ 49,440.00	\$ 31,404.00	\$ 26,000.00	\$ 3,560.00
Shelby	\$ 9,435.00	\$ 59,640.00	\$ 28,120.00	\$ 20,000.00	\$ 4,175.00
Yates	\$ 8,000.00	\$ 55,000.00	\$ 36,663.00	\$ 7,496.00	\$ 3,259.75

**2011 ORLEANS COUNTY BUDGET**

ADOPTED DECEMBER 8, 2010



**ORLEANS COUNTY LEGISLATURE**

George R. Bower	Member at Large
David B. Callard	Member at Large
Donald J. Allport	Member at Large
William H. Eick	District No. 1
Lynne M. Johnson	District No. 2
Henry Smith, Jr.	District No. 3
Kenneth E. Rush	District No. 4

**FINANCE COMMITTEE**

Donald J. Allport	Chairman
George R. Bower	Vice Chairman
David B. Callard	Legislature Chairman
Charles H. Nesbitt, Jr.	Budget Officer
Susan M. Heard	Deputy Budget Officer

**Budget Message 2011**

The 2011 County budget has once again been a collaboration of the budget office, legislature and the county departments. As the 2011 tentative budget was being prepared this year, the fiscal picture remains a difficult one at every level as our state and national economies struggle to overcome a severe downturn. The public sector is not immune from the financial stresses placed on the economy. Typically, local governments face the most difficult aspects of a financial downturn two years after the private sector contraction. 2011 and 2012 are likely to be among the most difficult ever faced by Orleans County.

The pressures placed on our budget for the 2011 fiscal year have stretched our resources. Our efforts have been focused on maintaining a degree of stability for the county property taxpayers while continuing to provide all state mandated and core county services. The county continues to face unchanged state and federal mandates while increasingly being forced to bear a larger share of the cost. Efforts to divest non-mandated local services previously rejected are back as the focus of much discussion going forward. Demands on our service delivery systems are on the rise in nearly every area, and resources are scarce and becoming scarcer.

The budget office has worked closely with the county departments and agencies to effectuate \$1.675 million in reductions to appropriations to reach the \$9.72 county property tax rate. The county property tax levy has been reduced \$1,879,392 from the requested stage. The 2011 budget also includes the use of \$1.4 million in undesignated, unappropriated General Fund Balance. Use of fund balance across all funds is up \$544,500. The overall budget includes \$433,561 or 0.6% growth in expenses and a loss of \$1,830,295 (or 3.21%) in revenues.

The 2011 Tentative budget includes the following areas of growth over 2010:

• The Villages of Orleans Health and Rehabilitation Center	+ \$1,366,529
• New York State Retirement	+ \$ 642,593
• Medicaid	+ \$ 204,325
• Employee Health Care	+ \$ 312,383
• Public Safety – All Departments	+ \$ 631,902
• Worker's Compensation	+ \$ 180,534
• Unemployment	+ \$ 32,818

The Villages of Orleans Health and Rehabilitation Center continues to struggle financially. Rebasings through Medicaid has not resulted in the desired financial solvency and the burden to property taxpayers is expected to grow 240% from the 2010 budget. The Legislature has begun to explore the options available to privatize the facility while still desiring to maintain the high levels of service that our residents have come to expect.

The New York State retirement system continues to require significant increases in the employer contribution rates to offset losses sustained as a result of the economic downturn. The amount budgeted for the 2011 retirement bill across all funds is over \$3.1 million, more than the actual amount paid for 2008 and 2009 combined.

The Medicaid Cap's annual growth continues at 3% from the 2010 budgeted amount. Totaling \$8,087,877, the county contribution to Medicaid represents 53% of the 2011 county property tax levy. The Medicaid

## Budget 2011

### Budget Message 2011 (page 2)

budget also includes an additional \$750,000 to support the county share of expected Intergovernmental Transfer (IGT) funding for the Villages of Orleans Health and Rehabilitation Center, an increase of \$180,000 from the 2010 budget. This brings the total Medicaid budget to \$8,837,877.

The following represent notable areas of reduction in categorical county expenses from the 2010 budget to the 2011 Budget:

- The personal services category is projected - \$ 440,829
- General Government Support - \$ 74,346
- Education expenses - \$ 99,500
- Health expenses (excluding the Villages) - \$ 62,180
- Culture and Recreation expenses - \$ 59,848
- Highway expenses - \$ 89,649

The 2011 Tentative budget shows a reduction of 37 positions consisting of 21 full time and 16 part-time positions from the 2010 projection. At least 10 of those positions are a direct result of the sale of the Certified Home Health Agency. The result is a reduction of \$440,829 in the personal services category of the 2011 budget.

Three major budgetary categories represent virtually the entire increase in the levy; Social Services, Public Safety and The Villages of Orleans Health and Rehabilitation Center. The county cost for social services rose \$342,299; for public safety rose \$631,902; and for the Villages rose \$1,366,529. The net impact of these growth areas is \$0.95 per thousand. All other areas were squeezed to minimize the impact to the \$0.56 per thousand proposed.

The Legislature continues to pursue strategies that limit growth in the cost of employee health care through creative changes to plan design and reductions in negotiated benefits. The board also continues to look for opportunities to reduce the tax burden through reduction of non-mandated local services. Energy efficiency and maintenance of existing county infrastructure also continue to be priorities.

The county can fully expect that real threats to core county services are on the horizon. The growing support for a property tax cap that does not include mandate relief for counties delivering state programs threatens our ability to continue to provide police protection, highway maintenance and other core services going forward. A property tax cap that fails to provide mandate relief is simply a shift of the blame by state lawmakers to local government officials with little or no ability to reduce the impact of state mandated expenses. In this case the simplicity of the message overwhelms the practicality of its implementation in the absence of something more difficult to achieve; **real reform**.

Respectfully Submitted,

Charles H. Nesbitt, Jr.  
Chief Administrative Officer

2011 - SCHEDULE A - SUMMARY OF BUDGET BY FUNDS

	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
<b>APPROPRIATIONS</b>								
EXCLUDING INTERFUND	50,211,939	804,881	2,513,709	3,651,428	1,230,195	1,764,737	547,055	11,228,273
SOLID WASTE FUND	2,513,709		49,050					
INTERFUND TRANSFERS	49,050							
<b>TOTAL APPROPRIATIONS</b>	<b>50,211,939</b>	<b>804,881</b>	<b>2,562,759</b>	<b>3,651,428</b>	<b>1,230,195</b>	<b>1,764,737</b>	<b>547,055</b>	<b>11,228,273</b>
<b>REVENUES</b>								
EXCLUDING INTERFUND	37,153,074	804,881	2,562,759	1,071,950	1,219,052	1,764,737	129,207	10,476,744
INTERFUND TRANSFERS	49,050							
<b>TOTAL REVENUES</b>	<b>37,202,124</b>	<b>804,881</b>	<b>2,562,759</b>	<b>1,071,950</b>	<b>1,219,052</b>	<b>1,764,737</b>	<b>129,207</b>	<b>10,476,744</b>
AMOUNT FUNDED BY TAX LEVY	16,839,813			2,589,478	71,143		417,848	751,529
LESS NON LEVY CASH SURPLUS	225,000		225,000					
LESS CASH SURPLUS	1,630,000			200,000	35,000		55,000	
<b>LEVY FOR BUDGETARY PURPOSES</b>	<b>14,924,813</b>		<b>(225,000)</b>	<b>2,389,478</b>	<b>36,143</b>		<b>362,848</b>	<b>751,529</b>
PLUS ALLOWANCE FOR UNCOLLECTIBLE TAXES	30,100							
<b>TOTAL LEVY</b>	<b>15,014,913</b>							

2011 - SCHEDULE B - SUMMARY OF APPROPRIATIONS - BY FUNDS

	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
<b>TOTAL</b>	<b>9,951,446</b>			<b>270,464</b>		<b>552,444</b>		
GENERAL GOVT. SUPPORT	6,958,540							
EDUCATION	3,356,460							
PUBLIC SAFETY	9,274,083							
HEALTH	6,629,910							
TRANSPORTATION	4,711,340			3,330,964	1,230,195			10,289,332
ECON ASSISTANCE & OPPORT.	34,961,710	804,881						
CULTURE & RECREATION	131,552							
HOME & COMM SERVICES	857,726							
DEBT SERVICE	1,455,996						547,055	938,941
OTHER TRANSFERS						1,232,293		
OTHER	1,232,293							
SOLID WASTE	2,513,709		2,513,709					
APPROPRIATIONS	72,022,217	804,881	2,513,709	3,651,428	1,230,195	1,764,737	547,055	11,228,273
Plus Interfund Transfers	49,050							
<b>TOTAL ALL APPROPRIATIONS</b>	<b>72,071,267</b>	<b>804,881</b>	<b>2,562,759</b>	<b>3,651,428</b>	<b>1,230,195</b>	<b>1,764,737</b>	<b>547,055</b>	<b>11,228,273</b>

2011 - SCHEDULE C - SUMMARY OF REVENUES - BY FUNDS

	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
<b>TOTAL</b>	<b>1,856,651</b>							
REAL PROPERTY TAX ITEMS	13,392,640						78,000	5,200
NON-PROPERTY TAXES	9,679,086							
DEPARTMENTAL INCOME	5,641,127		2,562,759		370,000			
INTERGOVERNMENTAL CHARGES	1,791,895	804,881		460	798,902		18,879	1,500
USE OF MONEY & PROPERTY	352,080				460			
PERMITS, FINES & FORFEITURES	78,688							
SALE OF PROP. & OTHER COMP.	897,151			1,500		1,764,737		10,470,044
OTHER	12,447,136		210,855	1,070,000	50,000		32,328	
STATE AID	9,529,766		8,377,438					
FEDERAL AID	7,308,901		7,308,901					
REVENUES	55,182,404	804,881	2,562,759	1,071,950	1,219,052	1,764,737	129,207	10,476,744
Plus Interfund Transfers	49,050							
<b>TOTAL ALL REVENUES</b>	<b>55,231,454</b>	<b>804,881</b>	<b>2,562,759</b>	<b>1,071,950</b>	<b>1,219,052</b>	<b>1,764,737</b>	<b>129,207</b>	<b>10,476,744</b>

Budget 2011

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2011 RECOMMENDED BUDGET SUMMARY

GENERAL GOVERNMENT SUPPORT

	2010			2011			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
A1010 Legislative Board	140,981		140,981	158,248	-	158,248	17,267
A1020 Chief Adm. Officer	131,340	22,000	109,340	134,457	22,000	112,457	3,117
A1040 Clerk of Legislative	129,431	17,050	112,381	139,698	17,050	122,648	10,267
A1141 Assigned Counsel	152,500	58,006	94,494	150,000	46,932	103,068	8,574
A1165 District Attorney	481,691	83,404	398,287	514,715	110,667	404,048	5,761
A1170 Public Defender	423,817	68,329	355,488	435,490	51,932	383,558	28,070
A1180 Justices & Constables	2,500	-	2,500	2,500	-	2,500	-
A1185 Coroners	31,613		31,613	38,517	-	38,517	6,904
A1325 County Treasurer	391,491	947,500	(556,009)	427,703	947,500	(519,797)	36,212
A1340 Budget Officer	10,898		10,898	11,329	-	11,329	431
A1355 Real Prop. Tax Dept.	181,000	127,464	53,536	190,238	128,343	61,895	8,359
A1362 Tax Adv. & Expense	2,500	2,500	-	2,500	2,500	-	-
A1410 County Clerk	710,467	1,071,500	(361,033)	738,436	1,071,500	(333,064)	27,969
A1420 County Attorney	276,862	164,918	111,944	292,672	167,515	125,157	13,213
A1430 Personnel	163,682	2,100	161,582	174,199	800	173,399	11,817
A1433 Risk Management	9,513		9,513	9,799	-	9,799	286
A1450 Board of Elections	316,248	30,000	286,248	324,213	15,000	309,213	22,965
A1460 Records Management	12,178	-	12,178	8,551	-	8,551	(3,627)
A1615 Central Off. Eq. Repair	50	50	-	50	50	-	-
A1620 Buildings & Grounds	1,429,957	698,369	731,588	1,257,367	683,063	574,304	(157,284)
A1680 Computer Services	488,984	134,771	354,213	476,624	135,636	340,988	(13,225)
A1910 Undistributed Exp	332,656	25,000	307,656	321,234	25,000	296,234	(11,422)
A1990 Contingency Fund	340,000	-	340,000	250,000	-	250,000	(90,000)
<b>TOTAL GENERAL GOVERNMENT SUPPORT</b>							
<b>Total Appropriations</b>	6,160,359			6,058,540			(101,819)
<b>Total Revenues</b>		3,452,961			3,425,488		(27,473)
<b>Total County Cost</b>			2,707,398			2,633,052	(74,346)
	2010			2011			
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	\$ Change
<b>EDUCATION</b>							
A2490 Comm. Colleges	1,350,000		1,350,000	1,250,000	-	1,250,000	(100,000)
A2960 Education Hand. Ch.	2,100,000	1,249,500	850,500	2,100,000	1,249,500	850,500	-
A2980 Medical Scholarship	2,250	3,000	(750)	2,250	2,500	(250)	500
A2989 Other Ed.-DARE	200	200	-	200	200	-	-
<b>TOTAL EDUCATION</b>							
<b>Total Appropriations</b>	3,452,450			3,352,450			(100,000)
<b>Total Revenues</b>		1,252,700			1,252,200		(500)
<b>Total County Cost</b>			2,199,750			2,100,250	(99,500)
<b>PUBLIC SAFETY</b>							
A3020 Public Safety Comm. Sys.	720,022	110,899	609,123	873,223	107,221	766,002	156,879
A3110 Sheriff	2,995,289	469,063	2,526,226	3,371,513	504,144	2,867,369	341,143
A3140 Probation	916,296	190,640	725,656	976,697	212,736	763,961	38,305
A3150 Jail	3,177,286	128,700	3,048,586	3,264,446	131,908	3,132,538	83,952
A3151 Crime Victims	95,468	95,468	-	100,810	100,810	-	-
A3189 Confidential Investigations	192,631		192,631	189,516	-	189,516	(3,115)
A3315 Stop DWI Program	75,472	75,472	-	76,188	76,188	-	-
A3510 Control of Animals	78,717	43,620	35,097	81,544	38,496	43,048	7,951
A3640 Emergency Mang.	453,932	143,733	310,199	340,146	23,160	316,986	6,787
<b>TOTAL PUBLIC SAFETY</b>							
<b>Total Appropriations</b>	8,705,113			9,274,083			568,970
<b>Total Revenues</b>		1,257,595			1,194,663		(62,932)
<b>Total County Cost</b>			7,447,518			8,079,420	631,902

Budget 2011

	2010			2011			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>HEALTH</b>							
A4010 Public Health	3,084,317	2,161,265	923,052	2,168,349	1,286,254	882,095	(40,957)
A4046 Phys. Handic. Children	3,000	1,800	1,200	-	-	-	(1,200)
A4059 Early Intervention	500,000	375,000	125,000	500,000	375,000	125,000	-
A4310 Mental Health	3,045,625	2,592,907	452,718	3,163,447	2,703,533	459,914	7,196
A4320 Friends of Mental Hlth	64,577	64,577	-	65,311	65,311	-	-
A4321 ARC-Private Sedor	316,487	276,656	39,831	232,102	192,271	39,831	-
A4322 Drug & Alcohol Abuse	384,851	346,160	38,691	384,851	346,160	38,691	-
A4323 Pathstone - NYSDOCS				60,850	60,850	-	-
A4390 Mental Hlth-Law Exp.	75,000		75,000	50,000		50,000	(25,000)
A4540 Mercy Flight	6,000		6,000	5,000		5,000	(1,000)
A5630 Public Transportation	30,000	11,000	19,000	30,181	12,400	17,781	(1,219)
<b>TOTAL HEALTH</b>							
<b>Total Appropriations</b>	7,509,857			6,660,091			(849,766)
<b>Total Revenues</b>		5,829,365			5,041,779		(787,586)
<b>Total County Cost</b>			1,680,492			1,618,312	(62,180)
<b>ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
<b>A. SOCIAL SERVICES</b>							
A6010 Social Serv. Adm.	6,761,158	5,607,020	1,154,138	6,615,875	5,554,835	1,061,040	(93,098)
A6055 Day Care	1,140,269	1,089,429	50,840	1,115,650	1,077,520	38,130	(12,710)
A6070 Serv. For Recipients	35,000	5,000	30,000	28,000	6,860	21,140	(8,860)
A6101 Medical Assistance	375,000	375,000	-	375,000	375,000	-	-
<b>A6102 MMIS (Medicaid)</b>	8,453,552	-	8,453,552	8,837,877	-	8,837,877	384,325
A6109 Family Assistance	2,000,000	1,356,601	643,399	2,222,452	1,690,452	532,000	(111,399)
A6119 Child Care	927,145	770,547	156,598	680,450	501,859	178,591	21,993
A6123 Juvenile Delinquent	90,000	26,475	63,525	220,000	25,550	194,450	130,925
A6129 State Training School	300,000	-	300,000	175,000	-	175,000	(125,000)
A6140 Safety Net	1,627,112	886,487	740,625	1,910,974	1,085,349	825,625	85,000
A6141 Fuel Aid Program	25,000	25,000	-	30,000	30,000	-	-
A6142 Emerg. Aid to Adults	40,000	20,000	20,000	30,000	15,000	15,000	(5,000)
<b>TOTAL SOCIAL SERVICES</b>							
<b>Total Appropriations</b>	21,774,236			22,241,278			467,042
<b>Total Revenues</b>		10,161,559			10,362,425		200,866
<b>Total County Cost</b>			11,612,677			11,878,853	266,176
	2010			2011			
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	\$ Change
<b>B. MISC. ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
A6410 Tourism	143,013	88,157	54,856	80,940	27,500	53,440	(1,416)
A6510 Veterans Service	145,935	74,389	71,546	156,908	81,756	75,152	3,606
A6610 Weights & Measures	61,057	7,600	53,457	66,670	6,050	60,620	7,163
A6772 Programs for Aging	1,231,757	1,164,139	67,618	1,321,701	1,244,802	76,899	9,281
<b>TOTAL ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
<b>Total Appropriations</b>	23,355,998			23,867,497			511,499
<b>Total Revenues</b>		11,495,844			11,722,533		226,689
<b>Total County Cost</b>			11,860,154			12,144,964	284,810
<b>CULTURE &amp; RECREATION</b>							
A7180 Marine Park	113,482	30,000	83,482	60,127	33,000	27,127	(56,355)
A7310 Youth Programs	38,000	38,000	-	28,000	28,000	-	-
A7312 Youth Bureau	23,941	11,971	11,970	23,921	11,960	11,961	(9)
A7415 Libraries	13,617	-	13,617	10,000		10,000	(3,617)
A7510 Historian	9,371	-	9,371	9,504		9,504	133
<b>TOTAL CULTURE &amp; RECREATION</b>							
<b>Total Appropriations</b>	198,411			131,552			(66,859)
<b>Total Revenues</b>		79,971			72,960		(7,011)
<b>Total County Cost</b>			118,440			58,592	(59,848)



Budget 2011

HOME & COMMUNITY SERVICES							
A8020 Planning & Developmt	217,495	5,000	212,495	216,498	5,000	211,498	(997)
A8021 Economic Dev Agency	120,000	-	120,000	150,000	-	150,000	30,000
A8025 Joint Planning Board	6,647	-	6,647	6,647	-	6,647	-
A8720 Sportsman's Federation	1,000	-	1,000	500	-	500	(500)
A8740 Oak Orch. Watershed	30,847	30,847	-	30,847	30,847	-	-
A8745 Soil & Water	57,750	-	57,750	57,750	-	57,750	-
A8750 Cooperative Extension	243,500	-	243,500	219,150	-	219,150	(24,350)
A8751 Council of the Arts	2,000	-	2,000	1,000	-	1,000	(1,000)
A8989 Housing Assistance	183,470	183,470	-	185,334	185,334	-	-
<b>TOTAL HOME &amp; COMMUNITY SERVICES</b>							
<b>Total Appropriations</b>	862,709			867,726			5,017
<b>Total Revenues</b>		219,317			221,181		1,864
<b>Total County Cost</b>			643,392			646,545	3,153
<b>GRAND TOTAL GENERAL FUND</b>						27,281,135	
	2010			2011			
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	\$ Change
<b>SPECIAL GRANT FUND</b>							
CD6293 Job Development	1,069,877	1,069,877	-	804,881	804,881	-	-
<b>TOTAL SPECIAL GRANT FUND</b>							
<b>Total Appropriations</b>	1,069,877			804,881			(264,996)
<b>Total Revenues</b>		1,069,877			804,881		(264,996)
<b>Total County Cost</b>			-			-	-
<b>SOLID WASTE</b>							
CL8160 Solid Waste Fund	2,365,057	2,365,057	-	2,562,759	2,562,759	-	-
<b>TOTAL SOLID WASTE</b>							
<b>Total Appropriations</b>	2,365,057			2,562,759			-
<b>Total Revenues</b>		2,365,057			2,562,759		-
<b>Total County Cost</b>			\$ -			\$ -	-
<b>HIGHWAY FUND</b>							
D3310 Road -Traffic Safety	30,577	-	30,577	31,038	-	31,038	461
D5010 Road Administration	246,395	-	246,395	239,426	-	239,426	(6,969)
D5110 Road Maintenance	1,207,396	6,900	1,200,496	1,164,273	1,950	1,162,323	(38,173)
D5112 Road Construction	754,011	749,000	5,011	1,070,000	1,070,000	-	(5,011)
D5120 Road Fund Bridges	304,612	274,550	30,062	15,612	-	15,612	(14,450)
D5142 Road Snow Removal	1,123,493	-	1,123,493	1,141,079	-	1,141,079	17,586
D9010 Road-Empl. Benefits	-	-	-	-	-	-	-
DM5130 Machine-Maintenance	775,536	661,300	114,236	491,593	420,450	71,143	(43,093)
DM5140 Fuel Fann	766,993	766,993	-	798,602	798,602	-	-
DM9010 Mach-Empl. Benefits	-	-	-	-	-	-	-
<b>TOTAL HIGHWAY FUND</b>							
<b>Total Appropriations</b>	5,209,013			4,951,623			(257,390)
<b>Total Revenues</b>		2,458,743			2,291,002		(167,741)
<b>Total County Cost</b>			2,750,270			2,660,621	(89,649)
	2010			2011			
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	\$ Change
<b>SELF INSURANCE FUND</b>							
S1710 Self Insurance Fund	464,884	464,884	-	532,444	532,444	-	-
S1720 Recipient's Benefits	1,061,678	1,061,678	-	1,232,293	1,232,293	-	-
<b>TOTAL SELF INSURANCE FUND</b>							
<b>Total Appropriations</b>	1,526,562			1,764,737			238,175
<b>Total Revenues</b>		1,526,562			1,764,737		238,175
<b>Total County Cost</b>			-			-	-

Budget 2011

<b>LONG TERM DEBT</b>							
V1380 Fiscal Agent Fees	2,500		2,500	2,500		2,500	-
V9710 Long Term Debt	651,981	130,284	421,697	544,565	129,207	415,348	(6,349)
<b>TOTAL LONG TERM DEBT</b>							
<b>Total Appropriations</b>	654,481			547,065			(7,426)
<b>Total Revenues</b>		130,284			129,207		(1,077)
<b>Total County Cost</b>			424,197			417,848	(6,349)
<b>NURSING HOME</b>							
EH6030 Nursing Home	10,154,394	11,102,819	(948,425)	10,289,332	10,476,744	(187,412)	(761,013)
EH9710 Debt Service	948,425		948,425	938,941		938,941	9,484
<b>TOTAL NURSING HOME</b>							
<b>Total Appropriations</b>	11,102,819			11,228,273			125,454
<b>Total Revenues</b>		11,102,819			10,476,744		(626,075)
<b>Total County Cost</b>			-			751,529	751,529
<b>UNASSIGNED REVENUE</b>							
Unassigned Revenue		14,722,031	(14,722,031)		14,271,320	(14,271,320)	450,711
<b>TOTAL UNASSIGNED REVENUE</b>							
<b>Total Appropriations</b>	-			-			-
<b>Total Revenues</b>		14,722,031			14,271,320		(450,711)
<b>Total County Cost</b>			(14,722,031)			(14,271,320)	450,711
<b>Totals</b>	72,072,706	56,963,126	15,109,580	72,071,267	55,231,454	16,839,813	1,730,233

**2011 ORLEANS COUNTY BUDGET**

BY DEPARTMENT



**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Date Prepared: 02/02/2011 03:56 PM  
Report Date: 10/28/2008  
Account Table: IDA130

Fiscal Year: 2011

Alt. Sort Table:

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 007010</b>							
<b>LEGISLATIVE BOARD</b>							
<b>Type E</b>							
<b>Expense</b>							
<b>PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES	84,606.12	82,068.21	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00
<b>Total Group 1</b>							
<b>PERSONAL SERVICES</b>	84,606.12	82,068.21	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00
<b>Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0222							
EQUIPMENT LEASE	0.00	0.00	367.00	367.00	134.00	134.00	134.00
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	0.00	0.00	367.00	367.00	134.00	134.00	134.00
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0412							
EQUIPMENT MAINTENANCE	86.43	113.72	200.00	200.00	200.00	200.00	200.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	0.00	825.00	0.00	0.00	0.00	0.00	0.00
Item 0421							
TELEPHONE / INTERNET	0.00	0.00	0.00	0.00	66.00	66.00	66.00
Item 0431							
INSURANCE	524.08	499.89	472.00	472.00	472.00	472.00	472.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	0.00	0.00	40.00	40.00	40.00	40.00	40.00
Item 0462							
MILEAGE	4,113.34	4,515.48	4,250.00	4,250.00	4,250.00	4,250.00	4,250.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	2,302.80	2,381.89	4,720.00	4,720.00	4,720.00	4,720.00	4,720.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	86.43	113.72	200.00	200.00	200.00	200.00	200.00
<b>Item 0418</b>							
<b>OTHER CONTRACTUAL EXPENSES</b>	0.00	825.00	0.00	0.00	0.00	0.00	0.00
<b>Item 0421</b>							
<b>TELEPHONE / INTERNET</b>	0.00	0.00	0.00	0.00	66.00	66.00	66.00
<b>Item 0431</b>							
<b>INSURANCE</b>	524.08	499.89	472.00	472.00	472.00	472.00	472.00
<b>Item 0443</b>							
<b>REPAIRS TO OFFICE EQUIPMENT</b>	0.00	0.00	40.00	40.00	40.00	40.00	40.00
<b>Item 0462</b>							
<b>MILEAGE</b>	4,113.34	4,515.48	4,250.00	4,250.00	4,250.00	4,250.00	4,250.00
<b>Item 0463</b>							
<b>TRAVEL-OTHER THAN MILEAGE</b>	2,302.80	2,381.89	4,720.00	4,720.00	4,720.00	4,720.00	4,720.00

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<b>Fund 001</b>							
<b>Dept 001010</b>							
<b>Type E</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	7,026.65	8,335.98	9,682.00	9,682.00	9,748.00	9,748.00	9,748.00
<b>Group 8</b>							
Item 0810							
<b>STATE RETIREMENT</b>	3,951.00	3,685.75	5,666.00	5,666.00	9,938.00	8,993.00	8,993.00
Item 0820							
<b>MEDICARE</b>	1,188.84	1,149.10	1,192.00	1,192.00	1,192.00	1,192.00	1,192.00
Item 0830							
<b>SOCIAL SECURITY</b>	5,084.27	4,914.43	5,091.00	5,091.00	5,092.00	5,092.00	5,092.00
Item 0840							
<b>WORKERS' COMP</b>	3,633.00	5,833.00	2,730.00	2,730.00	2,534.00	2,534.00	2,534.00
Item 0860							
<b>HEALTH INSURANCE</b>	26,054.76	29,191.89	34,141.00	34,141.00	50,292.00	48,443.00	48,443.00
<b>Total Group 8</b>	<b>39,911.87</b>	<b>44,754.17</b>	<b>48,820.00</b>	<b>48,820.00</b>	<b>69,048.00</b>	<b>66,254.00</b>	<b>66,254.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>131,544.64</b>	<b>135,158.36</b>	<b>140,981.00</b>	<b>140,981.00</b>	<b>161,042.00</b>	<b>158,248.00</b>	<b>158,248.00</b>
<b>Total Dept 001010</b>							
<b>LEGISLATIVE BOARD</b>	131,544.64	135,158.36	140,981.00	140,981.00	161,042.00	158,248.00	158,248.00

**COUNTY OF ORLEANS**  
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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001020</b>							
<b>Type R</b>							
<b>Group</b>							
Item 5031							
TRANSFER OF SOLID WASTE		(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
<b>Total Group</b>		(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
<b>Total Type R</b>		(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	88,164.93	91,662.09	95,014.00	95,014.00	91,075.00	90,191.00	90,191.00
<b>Total Group 1</b>	88,164.93	91,662.09	95,014.00	95,014.00	91,075.00	90,191.00	90,191.00
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0222							
EQUIPMENT LEASE	134.52	0.00	0.00	0.00			
<b>Total Group 2</b>	134.52	0.00	0.00	0.00			
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
CONTRACTUAL EXPENSE	134.52	0.00	0.00	0.00			
Item 0418							
OTHER CONTRACTUAL EXPENSES	3,692.70	0.00	0.00	0.00			
Item 0421							
TELEPHONE / INTERNET	0.00	0.00	0.00	0.00	66.00	66.00	66.00
Item 0431							
INSURANCE	457.52	436.37	408.00	408.00	408.00	270.00	270.00
Item 0441							

**COUNTY OF ORLEANS**  
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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 001020</b>							
<b>Type E</b>							
<b>Group 4</b>							
PRINTING	15.52	0.00	50.00	50.00	50.00	50.00	50.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	357.44	434.10	450.00	450.00	450.00	450.00	450.00
Item 0460							
TRAINING & EDUCATIONAL	3,418.60	1,125.00	1,200.00	1,200.00	1,200.00	1,200.00	1,200.00
Item 0462							
MILEAGE	648.31	444.50	700.00	700.00	700.00	700.00	700.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	923.30	984.30	1,250.00	1,250.00	1,250.00	1,250.00	1,250.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>9,513.39</b>	<b>3,434.27</b>	<b>4,058.00</b>	<b>4,058.00</b>	<b>4,124.00</b>	<b>3,986.00</b>	<b>3,986.00</b>
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	6,605.85	6,572.75	10,927.00	10,927.00	15,027.00	13,078.00	13,078.00
Item 0820							
MEDICARE	1,270.90	1,326.06	1,378.00	1,378.00	1,321.00	1,308.00	1,308.00
Item 0830							
SOCIAL SECURITY	5,433.95	5,689.71	5,890.00	5,890.00	5,647.00	5,593.00	5,593.00
Item 0840							
WORKERS' COMP	1,038.00	1,667.00	661.00	661.00	525.00	525.00	525.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	143.00	143.00	218.00	218.00	218.00
Item 0860							
HEALTH INSURANCE	4,092.12	4,345.24	13,143.00	13,143.00	14,410.00	19,472.00	19,472.00
Item 0880							

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<b>Fund 001</b>							
<b>Dept 001020</b>							
<b>Type E</b>							
<b>Group 8</b>							
DISABILITY	163.20	163.20	126.00	126.00	86.00	86.00	86.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	<u>18,604.02</u>	<u>19,743.96</u>	<u>32,268.00</u>	<u>32,268.00</u>	<u>37,234.00</u>	<u>40,280.00</u>	<u>40,280.00</u>
<b>Total Type E</b>							
Expense	<u>116,416.86</u>	<u>114,840.32</u>	<u>131,340.00</u>	<u>131,340.00</u>	<u>132,433.00</u>	<u>134,457.00</u>	<u>134,457.00</u>
<b>Total Dept 001020</b>							
<b>CHIEF ADMINISTRATIVE OFFICER</b>	<u>94,416.86</u>	<u>92,840.32</u>	<u>109,340.00</u>	<u>109,340.00</u>	<u>110,433.00</u>	<u>112,457.00</u>	<u>112,457.00</u>



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<b>Fund 001</b>							
<b>Dept 001040</b>							
<b>Type R</b>							
<b>Group</b>							
Item 5031							
TRANSFER OF SOLID WASTE	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)
<b>Total Group</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>
<b>Total Type R</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	67,405.32	70,919.10	74,729.00	74,729.00	79,143.00	78,375.00	78,375.00
<b>Total Group 1</b>	<b>67,405.32</b>	<b>70,919.10</b>	<b>74,729.00</b>	<b>74,729.00</b>	<b>79,143.00</b>	<b>78,375.00</b>	<b>78,375.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0220							
OFFICE EQUIPMENT	288.00	0.00	100.00	1,033.40	185.00		
Item 0222							
EQUIPMENT LEASE	944.95	714.13	942.00	942.00	792.00	792.00	792.00
<b>Total Group 2</b>	<b>1,232.95</b>	<b>714.13</b>	<b>1,042.00</b>	<b>1,975.40</b>	<b>977.00</b>	<b>792.00</b>	<b>792.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	1,973.55	2,304.15	2,370.00	2,370.00	2,370.00	2,370.00	2,370.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	105.00	0.00	115.00	115.00			
Item 0421							

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<b>Fund 001</b>							
<b>Dept 001040</b>							
<b>Type E</b>							
<b>Group 4</b>							
TELEPHONE / INTERNET	852.40	686.06	924.00	924.00	812.00	812.00	812.00
Item 0431							
INSURANCE							
Item 0433	411.08	382.04	402.00	402.00	402.00	402.00	402.00
LEGAL NOTICES							
Item 0441	1,952.19	900.87	1,200.00	1,200.00	1,000.00	1,000.00	1,000.00
PRINTING							
Item 0443	1,076.20	1,559.10	1,191.00	1,191.00	1,170.00	1,170.00	1,170.00
REPAIRS TO OFFICE EQUIPMENT							
Item 0447	225.00	225.00	105.00	105.00	105.00	105.00	105.00
MISC. EQUIP. CONTRACTS							
Item 0458	1,359.88	1,142.05	1,774.00	1,774.00	2,498.00	2,498.00	2,498.00
BOOKS & PERIODICALS & MANUALS							
Item 0461	405.85	445.58	446.00	446.00	649.00	649.00	649.00
POSTAGE							
Item 0462	2,784.27	2,758.56	2,587.00	2,587.00	2,419.00	2,419.00	2,419.00
MILEAGE							
Item 0463	224.24	125.28	139.00	139.00	100.00	100.00	100.00
TRAVEL-OTHER THAN MILEAGE							
Item 0481	403.40	427.10	485.00	485.00	475.00	475.00	475.00
PROFESSIONAL DUES							
Item 0481	100.00	100.00	220.00	220.00	100.00	100.00	100.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>11,873.06</b>	<b>11,045.79</b>	<b>11,938.00</b>	<b>11,938.00</b>	<b>12,100.00</b>	<b>12,100.00</b>	<b>12,100.00</b>
<b>Group 8</b>							
Item 0810							
<b>EMPLOYEE BENEFITS</b>							

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<b>Fund 001</b>							
<b>Dept 001040</b>							
<b>Type E</b>							
<b>Group 8</b>							
STATE RETIREMENT	4,618.18	5,055.00	8,594.00	8,594.00	13,059.00	11,364.00	11,364.00
Item 0820							
MEDICARE							
Item 0830	930.04	978.96	1,083.00	1,083.00	1,147.00	1,136.00	1,136.00
SOCIAL SECURITY							
Item 0840	3,976.95	4,185.85	4,633.00	4,633.00	4,906.00	4,859.00	4,859.00
WORKERS' COMP							
Item 0850	1,038.00	1,667.00	778.00	778.00	724.00	724.00	724.00
UNEMPLOYMENT							
Item 0860	0.00	0.00	168.00	168.00	300.00	300.00	300.00
HEALTH INSURANCE							
Item 0880	23,015.76	24,439.46	26,286.00	26,286.00	30,376.00	29,858.00	29,858.00
DISABILITY							
Item 0890	163.20	163.20	180.00	180.00	190.00	190.00	190.00
<b>Total Group 8</b>	<b>33,742.13</b>	<b>36,489.47</b>	<b>41,722.00</b>	<b>41,722.00</b>	<b>50,704.00</b>	<b>48,431.00</b>	<b>48,431.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>114,253.46</b>	<b>119,168.49</b>	<b>129,431.00</b>	<b>130,364.40</b>	<b>142,924.00</b>	<b>139,698.00</b>	<b>139,698.00</b>
<b>Total Dept 001040</b>	<b>97,203.46</b>	<b>102,118.49</b>	<b>112,381.00</b>	<b>113,314.40</b>	<b>125,874.00</b>	<b>122,648.00</b>	<b>122,648.00</b>
<b>CLERK OF LEGISLATIVE BOARD</b>							

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<b>GENERAL FUND</b>							
<b>Dept 001141</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3088							
NYS ASSIGNED COUNSEL-PUB.DEFEN	(67,654.08)	(65,505.60)	(58,006.00)	(58,006.00)		(46,932.00)	(46,932.00)
<b>Total Group</b>	<b>(67,654.08)</b>	<b>(65,505.60)</b>	<b>(58,006.00)</b>	<b>(58,006.00)</b>		<b>(46,932.00)</b>	<b>(46,932.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0459							
LEGAL FEES & SERVICES	194,413.63	154,660.90	152,500.00	152,500.00	150,000.00	150,000.00	150,000.00
<b>Total Group 4</b>	<b>194,413.63</b>	<b>154,660.90</b>	<b>152,500.00</b>	<b>152,500.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>194,413.63</b>	<b>154,660.90</b>	<b>152,500.00</b>	<b>152,500.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>
<b>Expense</b>							
<b>Total Dept 001141</b>	<b>126,759.55</b>	<b>89,155.30</b>	<b>94,494.00</b>	<b>94,494.00</b>	<b>150,000.00</b>	<b>103,068.00</b>	<b>103,068.00</b>
<b>ASSIGNED COUNSEL</b>							

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<b>Fund 001</b>							
<b>Dept 001165</b>							
<b>Type R</b>							
<b>Group</b>							
Item 2210							
TRAFFIC DIVERSION - COUNTY SHARE	(37,479.33)	(12,621.08)	0.00	(10,000.00)		(30,000.00)	(30,000.00)
Item 3089							
ASSIGNED COUNSEL - D.A.	(10,430.63)	(2,898.20)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)
Item 3325							
DIV OF CRIM JUSTICE MRD PRO	(98,697.00)	(102,488.00)	(78,404.00)	(78,404.00)	(75,667.00)	(75,667.00)	(75,667.00)
<b>Total Group</b>	<b>(146,606.96)</b>	<b>(118,007.28)</b>	<b>(83,404.00)</b>	<b>(93,404.00)</b>	<b>(80,667.00)</b>	<b>(110,667.00)</b>	<b>(110,667.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>	<b>(146,606.96)</b>	<b>(118,007.28)</b>	<b>(83,404.00)</b>	<b>(93,404.00)</b>	<b>(80,667.00)</b>	<b>(110,667.00)</b>	<b>(110,667.00)</b>
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	300,672.48	316,101.22	322,566.00	330,066.00	338,234.00	335,917.00	335,917.00
<b>Total Group 1</b>	<b>300,672.48</b>	<b>316,101.22</b>	<b>322,566.00</b>	<b>330,066.00</b>	<b>338,234.00</b>	<b>335,917.00</b>	<b>335,917.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0220							
OFFICE EQUIPMENT	0.00	591.00	500.00	500.00	500.00		
Item 0222							
EQUIPMENT LEASE	1,483.03	1,252.21	1,429.00	1,429.00	1,690.00	1,690.00	1,690.00
<b>Total Group 2</b>	<b>1,483.03</b>	<b>1,252.21</b>	<b>1,429.00</b>	<b>1,429.00</b>	<b>1,690.00</b>	<b>1,690.00</b>	<b>1,690.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0411							
CONTRACTUAL EXPENSE	1,483.03	1,843.21	1,929.00	1,929.00	2,190.00	1,690.00	1,690.00

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Fund 001							
GENERAL FUND							
Dept 001165							
DISTRICT ATTORNEY							
Expense							
Type E							
Group 4							
CONTRACTUAL EXPENSE	3,936.35	3,529.46	4,000.00	4,726.25	4,000.00	4,000.00	4,000.00
OFFICE SUPPLIES & MATERIALS							
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,842.27	1,824.24	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
Item 0421							
TELEPHONE/INTERNET	1,659.59	1,586.80	2,150.00	2,150.00	1,735.00	1,735.00	1,735.00
Item 0431							
INSURANCE	1,457.52	1,445.41	1,537.00	1,537.00	1,991.00	1,360.00	1,360.00
Item 0441							
PRINTING	312.00	657.00	500.00	500.00	750.00	750.00	750.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	818.95	795.00	795.00	795.00	730.00	730.00	730.00
Item 0447							
MISC. EQUIP. CONTRACTS	4,632.96	4,109.16	3,780.00	3,780.00	3,780.00	3,780.00	3,780.00
Item 0452							
PERSONAL SERV. CONTRACTS	3,413.04	18,739.05	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
Item 0453							
SPECIAL PROSECUTOR	11,615.80	7,113.75	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
Item 0455							
WITNESS FEES	3,584.09	1,924.30	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
Item 0457							
STENO AND/OR COURT REPORT FEES	19,010.48	24,154.05	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	6,539.37	6,819.32	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
Item 0460							
TRAINING & EDUCATIONAL	940.50	200.00	500.00	500.00	500.00	500.00	500.00
							20

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<b>Fund 001</b>							
<b>Dept 001165</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0461							
POSTAGE	2,290.66	2,417.91	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
Item 0462							
MILEAGE	224.17	457.38	500.00	500.00	500.00	500.00	500.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	552.86	9,245.77	500.00	500.00	500.00	500.00	500.00
Item 0481							
PROFESSIONAL DUES	1,400.00	1,024.25	1,000.00	1,000.00	1,500.00	1,500.00	1,500.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>64,130.61</b>	<b>86,042.85</b>	<b>63,262.00</b>	<b>63,988.25</b>	<b>63,986.00</b>	<b>63,355.00</b>	<b>63,355.00</b>
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	24,985.74	22,509.25	37,095.00	38,295.00	55,806.00	51,637.00	51,637.00
Item 0820							
MEDICARE	4,281.98	4,348.65	4,680.00	4,788.75	4,907.00	4,907.00	4,907.00
Item 0830							
SOCIAL SECURITY	17,302.96	17,658.93	20,011.00	20,476.00	20,983.00	22,079.00	22,079.00
Item 0840							
WORKERS' COMP	2,335.00	4,583.00	1,752.00	1,752.00	1,752.00	1,752.00	1,752.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	294.00	294.00	525.00	525.00	525.00
Item 0860							
HEALTH INSURANCE	26,103.60	27,505.90	29,562.00	29,562.00	32,276.00	32,278.00	32,278.00
Item 0890							
DISABILITY							

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GENERAL FUND							
Fund 001							
Dept 001165							
Type E							
Group 8	326.40	326.40	540.00	540.00	575.00	575.00	575.00
Total Group 8							
EMPLOYEE BENEFITS	75,335.68	77,132.13	93,934.00	95,707.75	116,826.00	113,753.00	113,753.00
Total Type E	441,621.80	481,119.41	481,691.00	491,691.00	521,239.00	514,715.00	514,715.00
Total Dept 001165	295,014.84	363,112.13	398,287.00	398,287.00	440,572.00	404,048.00	404,048.00
DISTRICT ATTORNEY							



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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001170</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3088							
NYS ASSIGNED COUNSEL-PUB.DEFEN	(125,958.98)	(152,269.39)	(68,329.00)	(68,329.00)	(51,932.00)	(51,932.00)	(51,932.00)
<b>Total Group</b>	<b>(125,958.98)</b>	<b>(152,269.39)</b>	<b>(68,329.00)</b>	<b>(68,329.00)</b>	<b>(51,932.00)</b>	<b>(51,932.00)</b>	<b>(51,932.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	180,948.43	186,944.93	192,549.00	192,549.00	199,332.00	197,397.00	197,397.00
<b>Total Group 1</b>	<b>180,948.43</b>	<b>186,944.93</b>	<b>192,549.00</b>	<b>192,549.00</b>	<b>199,332.00</b>	<b>197,397.00</b>	<b>197,397.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0222							
EQUIPMENT LEASE	685.68	620.68	621.00	621.00	456.00	456.00	456.00
<b>Total Group 2</b>	<b>685.68</b>	<b>620.68</b>	<b>621.00</b>	<b>621.00</b>	<b>456.00</b>	<b>456.00</b>	<b>456.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	788.54	384.44	1,000.00	1,000.00	500.00	500.00	500.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	2,966.91	1,753.95	2,132.00	2,132.00	1,750.00	1,750.00	1,750.00
Item 0421							
TELEPHONE / INTERNET	1,623.55	1,647.38	1,800.00	1,800.00	1,800.00	1,700.00	1,700.00
Item 0431							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 001170</b>							
<b>PUBLIC DEFENDER</b>							
<b>Type E</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	1,455.76	1,392.28	1,360.00	1,360.00	1,360.00	900.00	900.00
INSURANCE							
Item 0441							
PRINTING							
Item 0443	0.00	0.00	100.00	100.00			
REPAIRS TO OFFICE EQUIPMENT	225.00	145.00	265.00	265.00	265.00	145.00	145.00
Item 0452							
PERSONAL SERV. CONTRACTS	27,032.14	31,527.50	25,236.00	25,236.00	25,867.00	25,236.00	25,236.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	3,413.80	3,172.80	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
Item 0459							
LEGAL FEES & SERVICES	179,088.58	142,475.38	140,000.00	140,000.00	140,000.00	140,000.00	140,000.00
Item 0461							
POSTAGE	547.01	441.30	550.00	550.00	550.00	550.00	550.00
Item 0462							
MILEAGE	687.66	500.04	1,000.00	1,000.00	750.00	750.00	750.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	0.00	0.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0481							
PROFESSIONAL DUES	75.00	0.00	500.00	500.00	500.00	500.00	500.00
<b>Total Group 4</b>	<b>217,907.95</b>	<b>183,440.07</b>	<b>177,943.00</b>	<b>177,943.00</b>	<b>177,342.00</b>	<b>176,031.00</b>	<b>176,031.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810	17,046.64	12,287.25	22,144.00	22,144.00	32,890.00	28,623.00	28,623.00
STATE RETIREMENT							
Item 0820							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 001170</b>							
<b>PUBLIC DEFENDER</b>							
<b>Type E</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	2,623.46	2,710.95	2,791.00	2,791.00	2,891.00	2,862.00	2,862.00
MEDICARE							
Item 0830							
SOCIAL SECURITY	11,218.54	11,590.62	11,937.00	11,937.00	12,359.00	12,239.00	12,239.00
Item 0840							
WORKERS' COMP	1,816.00	2,083.00	779.00	779.00	724.00	724.00	724.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	210.00	210.00	375.00	375.00	375.00
Item 0860							
HEALTH INSURANCE	12,786.48	13,577.49	14,603.00	14,603.00	16,877.00	16,568.00	16,568.00
Item 0880							
DISABILITY	0.00	0.00	240.00	240.00	195.00	195.00	195.00
<b>Total Group 8</b>	<b>45,493.12</b>	<b>42,259.31</b>	<b>52,704.00</b>	<b>52,704.00</b>	<b>66,311.00</b>	<b>61,606.00</b>	<b>61,606.00</b>
<b>EMPLOYEE BENEFITS</b>	<b>445,035.18</b>	<b>413,264.99</b>	<b>423,817.00</b>	<b>423,817.00</b>	<b>443,441.00</b>	<b>435,490.00</b>	<b>435,490.00</b>
<b>Total Type E</b>	<b>319,076.20</b>	<b>280,985.60</b>	<b>355,488.00</b>	<b>355,488.00</b>	<b>391,509.00</b>	<b>383,558.00</b>	<b>383,558.00</b>
<b>EXPENSE</b>							
<b>Total Dept 001170</b>							
<b>PUBLIC DEFENDER</b>							

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GENERAL FUND						
Fund 001						
Dept 001180						
Type E						
Group 4						
Item 0455						
WITNESS FEES	2,440.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Group 4</b>	<b>2,440.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>CONTRACTUAL EXPENSE</b>						
<b>Total Type E</b>	<b>2,440.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>Expense</b>						
<b>Total Dept 001180</b>	<b>2,440.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>JUSTICES &amp; CONSTABLES</b>						

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<b>GENERAL FUND</b>							
<b>MEDICAL EXAMINERS &amp; CORONERS</b>							
<b>Expense</b>							
<b>PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES	16,980.00	19,624.00	17,988.00	17,988.00	23,334.00	23,234.00	23,234.00
<b>Total Group 1</b>	<b>16,980.00</b>	<b>19,624.00</b>	<b>17,988.00</b>	<b>17,988.00</b>	<b>23,334.00</b>	<b>23,234.00</b>	<b>23,234.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	1,493.29	987.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0432							
MISC. CONTRACTS/AGREEMENTS	5,365.50	5,677.50	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00
Item 0455							
WITNESS FEES	0.00	0.00	0.00	0.00			
Item 0463							
TRAVEL-OTHER THAN MILEAGE							
Item 0481							
PROFESSIONAL DUES	1,890.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
<b>Total Group 4</b>	<b>300.00</b>	<b>200.00</b>	<b>400.00</b>	<b>400.00</b>	<b>440.00</b>	<b>440.00</b>	<b>440.00</b>
<b>CONTRACTUAL EXPENSE</b>	<b>9,052.79</b>	<b>8,864.50</b>	<b>9,400.00</b>	<b>9,400.00</b>	<b>9,440.00</b>	<b>9,440.00</b>	<b>9,440.00</b>
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	1,508.78	1,304.75	2,069.00	2,069.00	3,852.00	3,351.00	3,351.00
Item 0820							
MEDICARE	246.17	284.50	261.00	261.00	342.00	335.00	335.00
Item 0830							
SOCIAL SECURITY	1,052.76	1,216.72	1,115.00	1,115.00	1,448.00	1,433.00	1,433.00
Item 0840							

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<b>GENERAL FUND</b>							
<b>Medical Examiners &amp; Coroners</b>							
Fund 001							
Dept 001185							
Type E							
Group 8							
WORKERS' COMP	1,038.00	1,667.00	780.00	780.00	724.00	724.00	724.00
Total Group 8							
<b>EMPLOYEE BENEFITS</b>	3,845.71	4,472.97	4,225.00	4,225.00	6,366.00	5,843.00	5,843.00
Total Type E							
Expense	29,878.50	32,961.47	31,613.00	31,613.00	35,140.00	38,517.00	38,517.00
Total Dept 001185							
<b>MEDICAL EXAMINERS &amp; CORONERS</b>	29,878.50	32,961.47	31,613.00	31,613.00	35,140.00	38,517.00	38,517.00

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<b>GENERAL FUND</b>							
<b>Dept 001325 COUNTY TREASURER</b>							
<b>Type R Revenue</b>							
Item 1090							
*INT & PENALTIES ON TAXES	(951,491.62)	(888,674.46)	(880,000.00)	(880,000.00)	(880,000.00)	(880,000.00)	(880,000.00)
Item 1230							
*TREASURER	(90,956.48)	(69,797.25)	(67,500.00)	(67,500.00)	(67,500.00)	(67,500.00)	(67,500.00)
<b>Total Group</b>	<b>(1,042,450.10)</b>	<b>(958,471.71)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>
<b>Total Type R Revenue</b>							
<b>Type E Expense</b>	<b>(1,042,450.10)</b>	<b>(958,471.71)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>
<b>Group 1 PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES	208,790.50	219,335.24	229,860.00	229,860.00	235,558.00	234,420.00	234,420.00
Item 0101							
PERSONAL SERVICES - OVERTIME	0.00	0.00	0.00	0.00			
<b>Total Group 1 PERSONAL SERVICES</b>	<b>208,790.50</b>	<b>219,335.24</b>	<b>229,860.00</b>	<b>229,860.00</b>	<b>235,558.00</b>	<b>234,420.00</b>	<b>234,420.00</b>
<b>Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0220							
OFFICE EQUIPMENT	0.00	0.00	0.00	0.00	1,000.00	1,000.00	1,000.00
Item 0222							
EQUIPMENT LEASE	0.00	379.00	1,467.00	1,467.00	681.00	681.00	681.00
<b>Total Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>0.00</b>	<b>379.00</b>	<b>1,467.00</b>	<b>1,467.00</b>	<b>1,681.00</b>	<b>1,681.00</b>	<b>1,681.00</b>
<b>Group 4 CONTRACTUAL EXPENSE</b>	<b>0.00</b>	<b>379.00</b>	<b>1,467.00</b>	<b>1,467.00</b>	<b>1,681.00</b>	<b>1,681.00</b>	<b>1,681.00</b>
Item 0411							





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<b>Fund 001</b>							
<b>Dept 001325</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0465							
MISC. EDUCATION	0.00	0.00	110.00	0.00			
Item 0481							
PROFESSIONAL DUES	50.00	50.00	0.00	110.00	110.00	110.00	110.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>51,122.90</b>	<b>38,754.04</b>	<b>43,584.00</b>	<b>43,584.00</b>	<b>53,565.00</b>	<b>53,565.00</b>	<b>53,565.00</b>
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	15,284.87	14,593.50	24,651.00	24,651.00	36,706.00	33,991.00	33,991.00
Item 0820							
MEDICARE	2,806.72	2,906.59	3,332.00	3,332.00	3,415.00	3,399.00	3,399.00
Item 0830							
SOCIAL SECURITY	12,001.12	12,428.34	14,250.00	14,250.00	14,604.00	14,534.00	14,534.00
Item 0840							
WORKERS' COMP	2,854.00	4,563.00	2,142.00	2,142.00	1,991.00	1,991.00	1,991.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	420.00	420.00	600.00	600.00	600.00
Item 0860							
HEALTH INSURANCE	62,014.44	65,850.81	70,825.00	70,825.00	82,697.00	82,697.00	82,697.00
Item 0880							
DISABILITY	652.80	652.80	960.00	960.00	825.00	825.00	825.00
<b>Total Group 8</b>	<b>95,613.95</b>	<b>101,015.04</b>	<b>116,580.00</b>	<b>116,580.00</b>	<b>140,838.00</b>	<b>138,037.00</b>	<b>138,037.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>							
<b>Expense</b>							

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Fund 001							
Dept 001325							
Type E	355,527.35	359,483.32	391,491.00	391,491.00	431,642.00	427,703.00	427,703.00
<b>GENERAL FUND</b>							
<b>COUNTY TREASURER</b>							
<b>Expense</b>							
<b>Total Dept 001325</b>							
<b>COUNTY TREASURER</b>	<b>(686,922.75)</b>	<b>(598,988.39)</b>	<b>(556,009.00)</b>	<b>(556,009.00)</b>	<b>(515,858.00)</b>	<b>(519,797.00)</b>	<b>(519,797.00)</b>

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<b>Fund 001</b>							
<b>Dept 001340</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	6,077.14	6,216.86	8,370.00	8,370.00	8,622.00	8,538.00	8,538.00
<b>Total Group 1</b>	<b>6,077.14</b>	<b>6,216.86</b>	<b>8,370.00</b>	<b>8,370.00</b>	<b>8,622.00</b>	<b>8,538.00</b>	<b>8,538.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	31.16	0.00	100.00	100.00	100.00	100.00	100.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	63.33	679.00	500.00	500.00	500.00	500.00	500.00
Item 0431							
INSURANCE	27.08	25.84	27.00	27.00			
Item 0441							
PRINTING	0.00	0.00	300.00	300.00	300.00	300.00	300.00
<b>Total Group 4</b>	<b>121.57</b>	<b>704.84</b>	<b>927.00</b>	<b>927.00</b>	<b>900.00</b>	<b>900.00</b>	<b>900.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	369.75	446.50	962.00	962.00	1,422.00	1,238.00	1,238.00
Item 0820							
MEDICARE	88.02	90.26	121.00	121.00	126.00	124.00	124.00
Item 0830							
SOCIAL SECURITY	376.68	385.63	518.00	518.00	534.00	529.00	529.00
<b>Total Group 8</b>	<b>834.45</b>	<b>922.39</b>	<b>1,601.00</b>	<b>1,601.00</b>	<b>2,082.00</b>	<b>1,891.00</b>	<b>1,891.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Type E</b>							

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GENERAL FUND							
Dept 001340							
Type E							
Expense							
Total	7,033.16	7,844.09	10,898.00	10,898.00	11,604.00	11,329.00	11,329.00
Total Dept 001340							
BUDGET OFFICER	7,033.16	7,844.09	10,898.00	10,898.00	11,604.00	11,329.00	11,329.00

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001355</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1250							
*ASSESSOR'S FEES							
Item 3040	(98,934.49)	(132,328.36)	(124,964.00)	(124,964.00)	(125,043.00)	(125,843.00)	(125,843.00)
REAL PROP ADM TRAINING	(2,975.75)	(1,415.18)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
Item 3041							
REAL PROPERTY GRANT	(18,555.93)	(10,375.00)	0.00	(25,000.00)			
<b>Total Group</b>	<b>(120,466.17)</b>	<b>(144,118.54)</b>	<b>(127,464.00)</b>	<b>(152,464.00)</b>	<b>(127,543.00)</b>	<b>(128,343.00)</b>	<b>(128,343.00)</b>
<b>Total Type R</b>	<b>(120,466.17)</b>	<b>(144,118.54)</b>	<b>(127,464.00)</b>	<b>(152,464.00)</b>	<b>(127,543.00)</b>	<b>(128,343.00)</b>	<b>(128,343.00)</b>
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	97,737.49	113,365.99	120,846.00	120,846.00	125,363.00	124,723.00	124,723.00
<b>Total Group 1</b>	<b>97,737.49</b>	<b>113,365.99</b>	<b>120,846.00</b>	<b>120,846.00</b>	<b>125,363.00</b>	<b>124,723.00</b>	<b>124,723.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0220							
OFFICE EQUIPMENT	8,281.09	0.00	0.00	0.00			
Item 0222							
EQUIPMENT LEASE	1,082.78	621.14	621.00	621.00	687.00	687.00	687.00
<b>Total Group 2</b>	<b>9,363.87</b>	<b>621.14</b>	<b>621.00</b>	<b>621.00</b>	<b>687.00</b>	<b>687.00</b>	<b>687.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0411							
CONTRACTUAL EXPENSE	9,363.87	621.14	621.00	621.00	687.00	687.00	687.00

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<b>Fund 001</b>							
<b>Dept 001355</b>							
<b>Type E</b>							
<b>Group 4</b>							
OFFICE SUPPLIES & MATERIALS	908.45	1,395.11	1,800.00	1,800.00	1,500.00	1,500.00	1,500.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	2,371.42	2,141.68	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Item 0421							
TELEPHONE / INTERNET	539.36	593.48	734.00	734.00	733.00	733.00	733.00
Item 0431							
INSURANCE	450.20	429.36	709.00	709.00	709.00	709.00	709.00
Item 0433							
LEGAL NOTICES	83.88	86.75	150.00	150.00	90.00	90.00	90.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	305.00	265.00	285.00	265.00	265.00	265.00	265.00
Item 0447							
MISC. EQUIP. CONTRACTS	0.00	0.00	900.00	900.00	950.00	950.00	950.00
Item 0461							
POSTAGE	939.52	2,249.41	2,800.00	2,800.00	1,500.00	1,500.00	1,500.00
Item 0462							
MILEAGE	1,411.82	1,322.54	1,800.00	1,800.00	1,800.00	1,800.00	1,800.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	1,646.56	1,384.28	2,000.00	2,000.00	2,500.00	2,500.00	2,500.00
Item 0466							
CONSULTANT FEES	10,700.00	8,075.00	5,500.00	5,500.00	5,500.00	5,500.00	5,500.00
Item 0481							
PROFESSIONAL DUES	370.00	370.00	370.00	370.00	370.00	370.00	370.00
Item 0486							
SPECIAL GRANTS	23,214.02	9,774.52	0.00	25,000.00			

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<b>Fund 001</b>							
<b>Dept 001355</b>							
<b>Type E</b>							
<b>Group 4</b>							
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	42,940.23	28,087.13	19,528.00	44,528.00	18,417.00	18,417.00	18,417.00
<b>EMPLOYEE BENEFITS</b>							
<b>Group 8</b>							
<b>Item 0810</b>							
<b>STATE RETIREMENT</b>							
<b>Item 0820</b>	5,980.60	6,523.50	13,897.00	13,897.00	20,686.00	18,085.00	18,085.00
<b>MEDICARE</b>							
<b>Item 0830</b>	1,405.91	1,623.83	1,752.00	1,752.00	1,817.00	1,808.00	1,808.00
<b>SOCIAL SECURITY</b>							
<b>Item 0840</b>	6,011.11	6,943.67	7,493.00	7,493.00	7,771.00	7,733.00	7,733.00
<b>WORKERS' COMP</b>							
<b>Item 0850</b>	1,038.00	2,500.00	1,168.00	1,168.00	1,086.00	1,086.00	1,086.00
<b>UNEMPLOYMENT</b>							
<b>Item 0860</b>	0.00	0.00	252.00	252.00	450.00	450.00	450.00
<b>HEALTH INSURANCE</b>							
<b>Item 0880</b>	21,097.74	12,219.73	15,143.00	15,143.00	17,342.00	16,929.00	16,929.00
<b>DISABILITY</b>							
<b>Item 0890</b>	163.20	163.20	300.00	300.00	320.00	320.00	320.00
<b>Total Group 8</b>	35,686.56	29,973.93	40,005.00	40,005.00	49,472.00	46,411.00	46,411.00
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	185,738.15	172,048.19	181,000.00	206,000.00	193,938.00	190,238.00	190,238.00
<b>Expense</b>							
<b>Total Dept 001355</b>	65,271.98	27,929.65	53,536.00	53,536.00	66,396.00	61,895.00	61,895.00
<b>REAL PROPERTY TAX SERVICE</b>							

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<b>GENERAL FUND</b>							
<b>Dept 001362</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1235							
*CHARES FOR TAX ADV. & EXP.	(10,663.82)	(7,052.02)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
<b>Total Group</b>	<b>(10,663.82)</b>	<b>(7,052.02)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0418							
CONTRACTUAL EXPENSE	(10,663.82)	(7,052.02)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
<b>OTHER CONTRACTUAL EXPENSES</b>							
Item 0418	1,027.92	22,288.14	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Group 4</b>	<b>1,027.92</b>	<b>22,288.14</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>1,027.92</b>	<b>22,288.14</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>Expense</b>							
<b>Total Dept 001362</b>	<b>(9,635.90)</b>	<b>15,246.12</b>	<b>0.00</b>	<b>0.00</b>			
<b>TAX ADVERTISING &amp; EXPENSES</b>							



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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001410</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1255							
*CLERKS FEES		(800,459.20)	(801,500.00)	(801,500.00)	(801,300.00)	(801,500.00)	(801,500.00)
Item 2410	(634,328.26)						
*RENTAL OF REAL PROPERTY	(6,000.00)	(6,000.00)	(6,000.00)	(6,000.00)	(6,000.00)	(6,000.00)	(6,000.00)
Item 2411	(237,223.44)	(250,605.12)	(264,000.00)	(264,000.00)	(264,000.00)	(264,000.00)	(264,000.00)
MOTOR VEHICLE FEES							
<b>Total Group</b>	<b>(877,551.70)</b>	<b>(1,057,064.32)</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>	<b>(1,071,300.00)</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>	<b>(877,551.70)</b>	<b>(1,057,064.32)</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>	<b>(1,071,300.00)</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>
<b>Type E</b>							
<b>Group 1</b>							
Expense							
PERSONAL SERVICES							
Item 0100							
PERSONAL SERVICES	383,810.10	397,028.53	408,469.00	408,469.00	408,745.00	412,023.00	412,023.00
<b>Total Group 1</b>	<b>383,810.10</b>	<b>397,028.53</b>	<b>408,469.00</b>	<b>408,469.00</b>	<b>408,745.00</b>	<b>412,023.00</b>	<b>412,023.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
EQUIPMENT & CAPITAL OUTLAY							
Item 0210							
FURNITURE & FURNISHINGS	972.00	464.00	500.00	500.00	400.00	400.00	400.00
Item 0220							
OFFICE EQUIPMENT	0.00	259.64	250.00	250.00	200.00	200.00	200.00
Item 0222							
EQUIPMENT LEASE	1,627.48	704.20	1,071.00	1,071.00	838.00	838.00	838.00
<b>Total Group 2</b>	<b>2,600.00</b>	<b>1,427.84</b>	<b>1,821.00</b>	<b>1,821.00</b>	<b>1,438.00</b>	<b>1,438.00</b>	<b>1,438.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							

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Fund 001							
Dept 001410							
Type E							
Group 2		1,427.84	1,821.00	1,821.00	1,438.00	1,438.00	1,438.00
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	2,673.41	3,656.08	3,500.00	3,500.00	3,800.00	3,800.00	3,800.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,172.77	1,388.90	1,900.00	1,900.00	2,150.00	2,150.00	2,150.00
Item 0421							
TELEPHONE / INTERNET	2,245.35	1,912.66	3,000.00	3,000.00	3,000.00	2,500.00	2,500.00
Item 0431							
INSURANCE	3,725.28	3,623.93	3,800.00	3,800.00	3,800.00	3,200.00	3,200.00
Item 0433							
LEGAL NOTICES	0.00	349.34	100.00	100.00	100.00	100.00	100.00
Item 0441							
PRINTING	111.00	151.00	100.00	100.00	100.00	100.00	100.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	625.00	385.00	400.00	400.00	400.00	400.00	400.00
Item 0447							
MISC. EQUIP. CONTRACTS	48,205.51	50,488.73	52,000.00	52,000.00	51,600.00	51,600.00	51,600.00
Item 0454							
MICROFILMING	666.37	715.86	700.00	700.00	600.00	600.00	600.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	1,177.99	1,155.84	1,350.00	1,350.00	1,400.00	1,400.00	1,400.00
Item 0461							
POSTAGE	4,178.14	5,204.34	5,500.00	5,500.00	5,670.00	5,670.00	5,670.00
Item 0462							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 001410</b>							
<b>COUNTY CLERK</b>							
<b>Type E</b>							
<b>Expense</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
MILEAGE	267.34	268.92	400.00	400.00	400.00	400.00	400.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE							
Item 0481	0.00	0.00	600.00	600.00	600.00	600.00	600.00
PROFESSIONAL DUES	150.00	150.00	150.00	150.00	150.00	150.00	150.00
Item 0486							
SPECIAL GRANTS	38,090.00	0.00	0.00	0.00			
<b>Total Group 4</b>	<b>103,288.16</b>	<b>69,450.60</b>	<b>73,500.00</b>	<b>73,500.00</b>	<b>73,770.00</b>	<b>72,670.00</b>	<b>72,670.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	27,415.76	25,233.25	46,973.00	46,973.00	64,010.00	59,743.00	59,743.00
Item 0820							
MEDICARE	5,511.74	5,470.89	6,024.00	6,024.00	5,994.00	5,974.00	5,974.00
Item 0830							
SOCIAL SECURITY	23,568.72	24,065.95	25,751.00	25,751.00	25,636.00	25,545.00	25,545.00
Item 0840							
WORKERS' COMP	6,487.00	10,416.00	4,868.00	4,868.00	4,344.00	4,344.00	4,344.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	1,092.00	1,092.00	1,650.00	1,650.00	1,650.00
Item 0860							
HEALTH INSURANCE	120,250.08	138,414.80	139,929.00	139,929.00	155,681.00	153,019.00	153,019.00
Item 0880							
DISABILITY	1,795.20	1,795.20	2,040.00	2,040.00	2,030.00	2,030.00	2,030.00
<b>Total Group 8</b>							

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GENERAL FUND							
Fund 001							
Dept 001410							
Type E							
Group 8							
EMPLOYEE BENEFITS	185,028.50	205,396.09	226,677.00	226,677.00	259,345.00	252,305.00	252,305.00
Total Type E							
Expense	674,726.24	673,303.06	710,467.00	710,467.00	743,298.00	738,436.00	738,436.00
Total Dept 001410	(202,825.46)	(383,761.26)	(361,033.00)	(361,033.00)	(328,002.00)	(333,064.00)	(333,064.00)
COUNTY CLERK							

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
<b>County Attorney</b>							
Item 1285							
COUNTY ATTORNEY FEES	(158,960.00)	(161,298.00)	(164,918.00)	(164,918.00)	(168,814.00)	(167,515.00)	(167,515.00)
<b>Total Group</b>	<b>(158,960.00)</b>	<b>(161,298.00)</b>	<b>(164,918.00)</b>	<b>(164,918.00)</b>	<b>(168,814.00)</b>	<b>(167,515.00)</b>	<b>(167,515.00)</b>
<b>Total Type R</b>							
Revenue	(158,960.00)	(161,298.00)	(164,918.00)	(164,918.00)	(168,814.00)	(167,515.00)	(167,515.00)
<b>Type E</b>							
Group 1							
Item 0100							
PERSONAL SERVICES	175,381.09	179,380.96	183,837.00	183,837.00	189,352.00	187,514.00	187,514.00
<b>Total Group 1</b>	<b>175,381.09</b>	<b>179,380.96</b>	<b>183,837.00</b>	<b>183,837.00</b>	<b>189,352.00</b>	<b>187,514.00</b>	<b>187,514.00</b>
<b>PERSONAL SERVICES</b>							
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	1,300.00	1,339.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00
Item 0421							
TELEPHONE / INTERNET	968.00	987.00	968.00	968.00	968.00	968.00	968.00
Item 0431							
INSURANCE	833.44	842.59	888.00	888.00	888.00	888.00	888.00
Item 0452							
PERSONAL SERV. CONTRACTS	28,071.80	28,915.00	28,915.00	28,915.00	28,915.00	28,915.00	28,915.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	120.00	150.00	360.00	360.00	360.00	360.00	360.00
Item 0459							
LEGAL FEES & SERVICES	0.00	50.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Total</b>	<b>0.00</b>	<b>50.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>

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<b>Fund 001</b>							
<b>Dept 001420</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0461							
POSTAGE	348.75	478.00	465.00	465.00	465.00	465.00	465.00
Item 0462							
MILEAGE	212.00	231.31	277.00	277.00	277.00	277.00	277.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	0.00	14.54	0.00	0.00			
Item 0481							
PROFESSIONAL DUES	297.00	297.00	316.00	316.00	316.00	316.00	316.00
Item 0493							
OUTSIDE COUNSEL	11,242.61	8,320.30	18,500.00	18,500.00	18,500.00	18,500.00	18,500.00
<b>Total Group 4</b>	<b>43,443.60</b>	<b>41,634.74</b>	<b>56,989.00</b>	<b>56,989.00</b>	<b>56,989.00</b>	<b>56,689.00</b>	<b>56,689.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	18,154.27	14,234.00	21,141.00	21,141.00	31,244.00	27,190.00	27,190.00
Item 0820							
MEDICARE	2,543.22	2,600.30	2,666.00	2,666.00	2,745.00	2,719.00	2,719.00
Item 0830							
SOCIAL SECURITY	10,873.60	11,118.52	11,398.00	11,398.00	11,740.00	11,626.00	11,626.00
Item 0840							
WORKERS' COMP	1,038.00	1,667.00	585.00	585.00	543.00	543.00	543.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	126.00	126.00	225.00	225.00	225.00
Item 0860							
HEALTH INSURANCE							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 001420							
Type E							
Group 8	0.00	0.00	0.00	0.00	6,001.00	6,001.00	6,001.00
Item 0880							
DISABILITY							
Total Group 8	0.00	0.00	120.00	120.00	165.00	165.00	165.00
<b>EMPLOYEE BENEFITS</b>	<u>32,605.09</u>	<u>29,619.82</u>	<u>36,036.00</u>	<u>36,036.00</u>	<u>52,663.00</u>	<u>48,469.00</u>	<u>48,469.00</u>
Total Type E							
Expense	<u>251,433.78</u>	<u>250,635.52</u>	<u>276,862.00</u>	<u>276,862.00</u>	<u>299,004.00</u>	<u>292,672.00</u>	<u>292,672.00</u>
Total Dept 001420							
COUNTY ATTORNEY	<u>92,473.78</u>	<u>89,337.52</u>	<u>111,944.00</u>	<u>111,944.00</u>	<u>130,190.00</u>	<u>125,157.00</u>	<u>125,157.00</u>

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Date Prepared: 02/02/2011 03:56 PM  
Report Date: 10/28/2008  
Account Table: IDA130

Fiscal Year: 2011

Alt. Sort Table:

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001430</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1280							
CIVIL SERVICE EXAM FEES	(2,200.00)	(2,200.00)	(2,100.00)	(2,100.00)	(800.00)	(800.00)	(800.00)
<b>Total Group</b>	<b>(2,200.00)</b>	<b>(2,200.00)</b>	<b>(2,100.00)</b>	<b>(2,100.00)</b>	<b>(800.00)</b>	<b>(800.00)</b>	<b>(800.00)</b>
<b>Total Type R</b>							
Revenue							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	92,276.84	98,042.92	105,703.00	105,703.00	109,463.00	109,463.00	109,463.00
<b>Total Group 1</b>	<b>92,276.84</b>	<b>98,042.92</b>	<b>105,703.00</b>	<b>105,703.00</b>	<b>109,463.00</b>	<b>109,463.00</b>	<b>109,463.00</b>
<b>Group 2</b>							
Item 0222							
EQUIPMENT LEASE	1,213.99	983.17	984.00	984.00	1,180.00	1,180.00	1,180.00
<b>Total Group 2</b>	<b>1,213.99</b>	<b>983.17</b>	<b>984.00</b>	<b>984.00</b>	<b>1,180.00</b>	<b>1,180.00</b>	<b>1,180.00</b>
<b>Group 4</b>							
Item 0411							
CONTRACTUAL EXPENSE	1,970.17	2,784.73	2,775.00	2,775.00	2,550.00	2,550.00	2,550.00
<b>Total Group 4</b>	<b>1,970.17</b>	<b>2,784.73</b>	<b>2,775.00</b>	<b>2,775.00</b>	<b>2,550.00</b>	<b>2,550.00</b>	<b>2,550.00</b>
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	1,970.17	2,784.73	2,775.00	2,775.00	2,550.00	2,550.00	2,550.00
<b>Total Group 4</b>	<b>1,970.17</b>	<b>2,784.73</b>	<b>2,775.00</b>	<b>2,775.00</b>	<b>2,550.00</b>	<b>2,550.00</b>	<b>2,550.00</b>
<b>Group 4</b>							
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,787.15	2,086.82	2,791.00	2,791.00	2,653.00	2,653.00	2,653.00
<b>Total Group 4</b>	<b>1,787.15</b>	<b>2,086.82</b>	<b>2,791.00</b>	<b>2,791.00</b>	<b>2,653.00</b>	<b>2,653.00</b>	<b>2,653.00</b>
<b>Group 4</b>							
Item 0420							
RENT AND/OR LEASES	150.00	265.00	360.00	360.00	360.00	360.00	360.00
<b>Total Group 4</b>	<b>150.00</b>	<b>265.00</b>	<b>360.00</b>	<b>360.00</b>	<b>360.00</b>	<b>360.00</b>	<b>360.00</b>
<b>Group 4</b>							
Item 0421							
RENT AND/OR LEASES	150.00	265.00	360.00	360.00	360.00	360.00	360.00
<b>Total Group 4</b>	<b>150.00</b>	<b>265.00</b>	<b>360.00</b>	<b>360.00</b>	<b>360.00</b>	<b>360.00</b>	<b>360.00</b>



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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 001430</b>							
<b>PERSONNEL Expense</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	481.82	457.28	633.00	633.00	633.00	633.00	633.00
TELEPHONE / INTERNET Item 0426							
MISC. FEES FOR SERVICES							
Item 0431	870.00	840.00	1,000.00	1,000.00	990.00	990.00	990.00
INSURANCE							
Item 0433	506.08	482.69	500.00	500.00	500.00	500.00	350.00
LEGAL NOTICES							
Item 0441	0.00	0.00	125.00	125.00	125.00	125.00	125.00
PRINTING							
Item 0443	204.00	190.00	380.00	380.00	380.00	380.00	380.00
REPAIRS TO OFFICE EQUIPMENT							
Item 0458	275.00	250.00	275.00	275.00	250.00	250.00	250.00
BOOKS & PERIODICALS & MANUALS							
Item 0461	322.48	110.24	322.00	322.00	322.00	322.00	322.00
POSTAGE							
Item 0462	1,116.12	1,069.16	1,343.00	1,343.00	1,343.00	1,150.00	1,150.00
MILEAGE							
Item 0463	1,051.91	339.12	874.00	874.00	874.00	874.00	874.00
TRAVEL-OTHER THAN MILEAGE							
Item 0481	2,710.20	664.80	1,188.00	1,188.00	1,188.00	1,188.00	1,188.00
PROFESSIONAL DUES							
Item 0481	150.00	150.00	150.00	150.00	150.00	150.00	150.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	11,594.93	9,699.84	12,716.00	12,716.00	12,318.00	11,975.00	11,975.00
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>PERSONNEL</b>							
<b>Dept 001430</b>							
<b>Expense</b>							
<b>Group 8</b>							
STATE RETIREMENT	6,054.16	6,527.75	11,498.00	11,498.00	17,085.00	15,872.00	15,872.00
Item 0820							
MEDICARE							
Item 0830	1,227.63	1,472.37	1,533.00	1,533.00	1,587.00	1,587.00	1,587.00
SOCIAL SECURITY	5,253.03	5,621.96	6,554.00	6,554.00	6,787.00	6,787.00	6,787.00
Item 0840							
WORKERS' COMP	1,058.00	2,500.00	1,189.00	1,189.00	1,086.00	1,086.00	1,086.00
Item 0850	0.00	0.00	289.00	289.00	563.00	563.00	563.00
UNEMPLOYMENT							
Item 0860							
HEALTH INSURANCE	18,611.88	18,123.07	22,926.00	22,926.00	25,241.00	25,241.00	25,241.00
Item 0880							
DISABILITY	326.40	326.40	300.00	300.00	445.00	445.00	445.00
<b>Total Group 8</b>	<b>32,531.10</b>	<b>34,571.55</b>	<b>44,279.00</b>	<b>44,279.00</b>	<b>52,794.00</b>	<b>51,581.00</b>	<b>51,581.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>137,616.86</b>	<b>143,287.48</b>	<b>163,682.00</b>	<b>163,682.00</b>	<b>175,755.00</b>	<b>174,199.00</b>	<b>174,199.00</b>
<b>Expense</b>							
<b>Total Dept 001430</b>	<b>135,416.86</b>	<b>141,087.48</b>	<b>161,582.00</b>	<b>161,582.00</b>	<b>174,955.00</b>	<b>173,399.00</b>	<b>173,399.00</b>
<b>PERSONNEL</b>							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 0014.33							
Type E							
Group 1							
Item 0100							
PERSONAL SERVICES	4,113.57	4,206.51	4,312.00	4,312.00	4,441.00	4,441.00	4,441.00
<b>Total Group 1</b>							
PERSONAL SERVICES	4,113.57	4,206.51	4,312.00	4,312.00	4,441.00	4,441.00	4,441.00
Group 4							
Item 0460							
TRAINING & EDUCATIONAL	4,241.40	3,521.75	4,375.00	4,375.00	4,375.00	4,375.00	4,375.00
<b>Total Group 4</b>							
CONTRACTUAL EXPENSE	4,241.40	3,521.75	4,375.00	4,375.00	4,375.00	4,375.00	4,375.00
Group 8							
Item 0810							
STATE RETIREMENT	355.34	311.75	496.00	496.00	644.00	644.00	644.00
Item 0820							
MEDICARE	59.72	61.06	63.00	63.00	64.00	64.00	64.00
Item 0830							
SOCIAL SECURITY	255.13	260.70	267.00	267.00	275.00	275.00	275.00
<b>Total Group 8</b>							
EMPLOYEE BENEFITS	670.19	633.51	826.00	826.00	983.00	983.00	983.00
<b>Total Type E</b>							
Expense	9,025.16	8,361.77	9,513.00	9,513.00	9,799.00	9,799.00	9,799.00
<b>Total Dept 0014.33</b>							
RISK MANAGEMENT	9,025.16	8,361.77	9,513.00	9,513.00	9,799.00	9,799.00	9,799.00

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<b>GENERAL FUND</b>							
<b>BOARD OF ELECTIONS</b>							
<b>Revenue</b>							
Item 2215							
*ELECTION SERVICES	(37,602.32)	(23,184.52)	(30,000.00)	(30,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
<b>Total Group</b>	<b>(37,602.32)</b>	<b>(23,184.52)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Expense</b>							
<b>PERSONAL SERVICES</b>							
Group 1							
Item 0100							
PERSONAL SERVICES	103,822.70	120,463.55	126,215.00	126,215.00	133,210.00	132,272.00	132,272.00
<b>Total Group 1</b>	<b>103,822.70</b>	<b>120,463.55</b>	<b>126,215.00</b>	<b>126,215.00</b>	<b>133,210.00</b>	<b>132,272.00</b>	<b>132,272.00</b>
<b>PERSONAL SERVICES</b>							
Group 2							
Item 0220							
OFFICE EQUIPMENT	8,661.83	800.00	1,000.00	1,000.00	1,000.00	500.00	500.00
Item 0222							
EQUIPMENT LEASE	675.91	824.31	592.00	592.00	658.00	658.00	658.00
<b>Total Group 2</b>	<b>9,337.74</b>	<b>1,624.31</b>	<b>1,592.00</b>	<b>1,592.00</b>	<b>1,658.00</b>	<b>1,158.00</b>	<b>1,158.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Group 4							
Item 0411							
CONTRACTUAL EXPENSE	3,232.82	3,925.51	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00
OFFICE SUPPLIES & MATERIALS							
Item 0418							
OTHER CONTRACTUAL EXPENSES	36.25	8.02	800.00	800.00	800.00	300.00	300.00
Item 0421							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 0014 50</b>							
<b>BOARD OF ELECTIONS</b>							
<b>Expense</b>							
<b>Group E</b>							
<b>CONTRACTUAL EXPENSE</b>	684.07	634.99	1,100.00	1,100.00	1,100.00	1,100.00	1,100.00
TELEPHONE / INTERNET							
Item 0431							
INSURANCE							
Item 0433	927.12	884.26	1,070.00	1,070.00	1,070.00	1,070.00	1,070.00
LEGAL NOTICES							
Item 0441	1,141.56	3,708.26	3,000.00	3,000.00	4,000.00	3,500.00	3,500.00
PRINTING							
Item 0443	16,726.95	10,763.51	45,000.00	39,531.93	45,000.00	33,000.00	33,000.00
REPAIRS TO OFFICE EQUIPMENT							
Item 0447	300.00	315.00	400.00	400.00	400.00	400.00	400.00
MISC. EQUIP. CONTRACTS							
Item 0452	23,276.18	37,111.40	30,000.00	30,000.00	26,000.00	26,000.00	26,000.00
PERSONAL SERV. CONTRACTS							
Item 0461	10,804.24	5,909.52	5,000.00	5,000.00	3,000.00	3,000.00	3,000.00
POSTAGE							
Item 0462	7,165.14	6,847.47	11,000.00	11,000.00	11,000.00	11,000.00	11,000.00
MILEAGE							
Item 0463	1,429.82	1,315.71	4,000.00	4,000.00	4,000.00	2,000.00	2,000.00
TRAVEL-OTHER THAN MILEAGE							
Item 0481	2,390.02	3,035.15	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
PROFESSIONAL DUES							
Item 0486	140.00	140.00	140.00	140.00	140.00	140.00	140.00
SPECIAL GRANTS							
Total Group 4	0.00	4,279.80	8,000.00	13,468.07	5,000.00	5,000.00	5,000.00
<b>CONTRACTUAL EXPENSE</b>							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 001450</b>							
<b>Expense</b>							
<b>Type E</b>							
<b>Group 4</b>							
CONTRACTUAL EXPENSE	68,253.87	78,878.60	117,010.00	117,010.00	109,010.00	94,010.00	94,010.00
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	6,392.77	7,483.50	11,205.00	11,205.00	16,843.00	16,843.00	16,843.00
Item 0820							
MEDICARE	1,505.42	1,739.61	1,832.00	1,832.00	1,937.00	1,918.00	1,918.00
Item 0830							
SOCIAL SECURITY	6,436.96	7,439.05	7,825.00	7,825.00	8,270.00	8,201.00	8,201.00
Item 0840							
WORKERS' COMP	3,114.00	5,000.00	3,116.00	3,116.00	2,896.00	2,896.00	2,896.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	630.00	630.00	1,275.00	1,200.00	1,200.00
Item 0860							
HEALTH INSURANCE	45,804.12	44,604.00	46,343.00	46,343.00	65,820.00	64,685.00	64,685.00
Item 0880							
DISABILITY	326.40	326.40	480.00	480.00	1,030.00	1,030.00	1,030.00
<b>Total Group 8</b>	<b>63,579.67</b>	<b>66,592.56</b>	<b>71,431.00</b>	<b>71,431.00</b>	<b>96,071.00</b>	<b>96,773.00</b>	<b>96,773.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>244,993.98</b>	<b>267,559.02</b>	<b>316,248.00</b>	<b>316,248.00</b>	<b>341,949.00</b>	<b>324,213.00</b>	<b>324,213.00</b>
<b>Expense</b>							
<b>Total Dept 001450</b>	<b>207,391.66</b>	<b>244,374.50</b>	<b>286,248.00</b>	<b>286,248.00</b>	<b>309,213.00</b>	<b>309,213.00</b>	<b>309,213.00</b>
<b>BOARD OF ELECTIONS</b>							

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<b>Fund 001</b>							
<b>Dept 001460</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	9,788.04	6,653.44	6,825.00	4,235.00	5,883.00	5,401.00	5,401.00
<b>Total Group 1</b>							
<b>PERSONAL SERVICES</b>	<b>9,788.04</b>	<b>6,653.44</b>	<b>6,825.00</b>	<b>4,235.00</b>	<b>5,883.00</b>	<b>5,401.00</b>	<b>5,401.00</b>
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	358.78	0.00	130.00	130.00	130.00	130.00	130.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	943.25	225.00	500.00	3,090.00	525.00	525.00	525.00
Item 0421							
TELEPHONE / INTERNET	55.00	55.00	55.00	55.00	13.00	13.00	13.00
Item 0431							
INSURANCE	35.12	33.46	36.00	36.00	36.00	36.00	36.00
Item 0441							
PRINTING	14.65	0.00	0.00	0.00			
Item 0481							
PROFESSIONAL DUES	30.00	30.00	30.00	30.00	30.00	30.00	30.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>1,437.80</b>	<b>343.46</b>	<b>751.00</b>	<b>3,341.00</b>	<b>734.00</b>	<b>734.00</b>	<b>734.00</b>
<b>Group 8</b>							
Item 0510							
STATE RETIREMENT	145.34	544.50	785.00	785.00	971.00	783.00	783.00
Item 0520							
MEDICARE	141.84	86.40	89.00	89.00	85.00	78.00	78.00
Item 0530							

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<b>Fund 001</b>							
<b>Dept 001460</b>							
<b>Type E</b>							
<b>Group 8</b>							
SOCIAL SECURITY	606.76	412.45	423.00	423.00	365.00	334.00	334.00
Item 0840							
WORKERS' COMP							
Item 0850	259.00	0.00	78.00	78.00	73.00	73.00	73.00
UNEMPLOYMENT							
Item 0860	0.00	0.00	17.00	17.00	30.00	30.00	30.00
HEALTH INSURANCE							
Item 0880	0.00	2,726.72	3,184.00	3,164.00		1,080.00	1,080.00
DISABILITY							
Item 0890	0.00	0.00	36.00	36.00	36.00	38.00	36.00
<b>Total Group 8</b>	<b>1,152.94</b>	<b>3,780.07</b>	<b>4,602.00</b>	<b>4,602.00</b>	<b>1,562.00</b>	<b>2,416.00</b>	<b>2,416.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>12,378.78</b>	<b>10,776.97</b>	<b>12,178.00</b>	<b>12,178.00</b>	<b>8,179.00</b>	<b>8,551.00</b>	<b>8,551.00</b>
<b>Expense</b>							
<b>Total Dept 001460</b>	<b>12,378.78</b>	<b>10,776.97</b>	<b>12,178.00</b>	<b>12,178.00</b>	<b>8,179.00</b>	<b>8,551.00</b>	<b>8,551.00</b>
<b>RECORDS MANAGEMENT</b>							



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<b>GENERAL FUND</b>							
<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>							
Type R Revenue							
Item 1271							
CENTRAL TYPEWRITER REPAIR	(34,550.00)	(33,240.00)	(50.00)	(32,440.00)	(50.00)	(50.00)	(50.00)
<b>Total Group</b>	<b>(34,550.00)</b>	<b>(33,240.00)</b>	<b>(50.00)</b>	<b>(32,440.00)</b>	<b>(50.00)</b>	<b>(50.00)</b>	<b>(50.00)</b>
<b>Total Type R Revenue</b>							
<b>(34,550.00)</b>							
<b>Type E Expense</b>							
<b>CONTRACTUAL EXPENSE</b>							
Group 4							
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	9,587.56	9,530.97	0.00	19,540.01			
Item 0450							
CENTRAL EQUIPMENT REPAIR	0.00	0.00	50.00	50.00	50.00	50.00	50.00
Item 0453							
SPECIAL PROSECUTOR	25,185.23	28,689.16	0.00	27,607.93			
<b>Total Group 4</b>	<b>34,772.79</b>	<b>38,230.13</b>	<b>50.00</b>	<b>47,197.94</b>	<b>50.00</b>	<b>50.00</b>	<b>50.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E Expense</b>	<b>34,772.79</b>	<b>38,230.13</b>	<b>50.00</b>	<b>47,197.94</b>	<b>50.00</b>	<b>50.00</b>	<b>50.00</b>
<b>Total Dept 001615</b>	<b>222.79</b>	<b>4,980.13</b>	<b>0.00</b>	<b>14,757.94</b>			
<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>							



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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 001620</b>							
<b>Expense</b>							
<b>Group 2</b>							
Item 0251							
SAFETY EQUIPMENT	2,602.75	3,938.76	3,700.00	3,700.00	6,000.00	3,700.00	3,700.00
Item 0270							
CAPITAL EQUIPMENT	0.00	4,450.00	0.00	0.00			
<b>Total Group 2</b>	<b>2,602.75</b>	<b>8,388.76</b>	<b>3,700.00</b>	<b>3,700.00</b>	<b>6,000.00</b>	<b>3,700.00</b>	<b>3,700.00</b>
<b>Equipment &amp; Capital Outlay</b>	<b>2,602.75</b>	<b>8,388.76</b>	<b>3,700.00</b>	<b>3,700.00</b>	<b>6,000.00</b>	<b>3,700.00</b>	<b>3,700.00</b>
<b>Group 4</b>	<b>3,278.66</b>	<b>8,833.85</b>	<b>4,879.00</b>	<b>4,879.00</b>	<b>11,179.00</b>	<b>8,879.00</b>	<b>8,879.00</b>
Item 0401							
CELLULAR PHONES & PAGERS	237.12	121.08	288.00	288.00	300.00	300.00	300.00
Item 0403							
MAINTENANCE PROJECTS	61,625.86	110,696.61	87,447.00	121,142.23	100,000.00	100,000.00	100,000.00
Item 0411							
OFFICE SUPPLIES & MATERIALS	332.07	515.64	673.00	673.00	500.00	500.00	500.00
Item 0413							
GAS & OIL - ALL DEPARTMENTS	13,849.94	8,395.32	14,040.00	14,040.00	12,000.00	12,000.00	12,000.00
Item 0414							
TIRES & BATTERIES - ALL DEPTS.	3,708.39	273.87	4,251.00	4,251.00	4,200.00	4,200.00	4,200.00
Item 0415							
UNIFORM & CLEANING ALLOWANCE	2,728.62	2,548.99	3,023.00	3,023.00	3,023.00	3,023.00	3,023.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	0.00	0.00	0.00	54,700.00			
Item 0421							
TELEPHONE / INTERNET	514.50	432.83	633.00	633.00	600.00	600.00	600.00
Item 0422							
ELECTRIC COSTS							





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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001620</b>							
<b>Type E</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	225,403.87	235,011.13	272,614.00	269,414.00	275,354.00	259,638.00	259,638.00
<b>Total Type E</b>							
<b>Expense</b>	1,242,686.70	1,270,621.84	1,429,957.00	1,564,293.43	1,357,819.00	1,257,367.00	1,257,367.00
<b>Total Dept 001620</b>							
<b>BUILDINGS &amp; GROUNDS</b>	593,278.20	591,631.84	731,588.00	865,924.43	601,892.00	574,304.00	574,304.00

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
<b>COMPUTER SERVICES</b>							
Type R							
Group							
Item 1275							
DATA PROCESSING SERVICES	(119,238.01)	(119,048.71)	(134,771.00)	(134,771.00)	(135,146.00)	(135,636.00)	(135,636.00)
<b>Total Group</b>	<b>(119,238.01)</b>	<b>(119,048.71)</b>	<b>(134,771.00)</b>	<b>(134,771.00)</b>	<b>(135,146.00)</b>	<b>(135,636.00)</b>	<b>(135,636.00)</b>
<b>Total Type R</b>							
Revenue							
Expense							
Group 1							
Item 0100							
PERSONAL SERVICES	246,480.60	257,183.64	268,455.00	268,455.00	281,266.00	280,601.00	280,801.00
Item 0101							
PERSONAL SERVICES - OVERTIME	4,485.31	1,741.50	4,000.00	3,592.00	4,500.00	3,750.00	3,750.00
Item 0103							
BEEPER PAY	4,561.60	4,759.20	6,864.00	6,864.00	6,864.00	6,864.00	6,864.00
<b>Total Group 1</b>	<b>255,527.51</b>	<b>263,684.34</b>	<b>279,319.00</b>	<b>278,911.00</b>	<b>292,650.00</b>	<b>291,215.00</b>	<b>291,215.00</b>
<b>PERSONAL SERVICES</b>							
Group 2							
Item 0220							
OFFICE EQUIPMENT	2,610.05	8,657.67	6,750.00	6,750.00	14,379.00	14,379.00	14,379.00
Item 0222							
EQUIPMENT LEASE	1,753.75	5,274.61	6,050.00	6,050.00	6,316.00	6,316.00	6,316.00
Item 0250							
OTHER EQUIPMENT	0.00	0.00	7,725.00	7,725.00	6,500.00	6,500.00	6,500.00
Item 0270							
CAPITAL EQUIPMENT	7,711.63	0.00	46,000.00	46,000.00	7,000.00	7,000.00	7,000.00
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							
<b>OFFICE EQUIPMENT</b>							
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>							
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>							
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>							
<b>Total Group 2</b>	<b>10,075.43</b>	<b>13,932.28</b>	<b>19,525.00</b>	<b>19,525.00</b>	<b>27,694.00</b>	<b>27,694.00</b>	<b>27,694.00</b>
<b>Equipment &amp; Capital Outlay</b>							
<b>Group 2</b>							
<b>Item 0220</b>							

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<b>Fund 001</b>							
<b>Dept 001680</b>							
<b>Type E</b>							
<b>Group 2</b>							
<b>GENERAL FUND</b>							
<b>COMPUTER SERVICES</b>							
<b>Expense</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	12,075.43	13,932.28	66,525.00	66,525.00	34,195.00	27,195.00	27,195.00
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
<b>Item 0401</b>							
<b>CELLULAR PHONES &amp; PAGERS</b>	1,556.42	1,726.59	2,070.00	2,478.00	2,890.00	2,890.00	2,890.00
<b>Item 0411</b>							
<b>OFFICE SUPPLIES &amp; MATERIALS</b>	565.16	1,139.04	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
<b>Item 0418</b>							
<b>OTHER CONTRACTUAL EXPENSES</b>	21,742.92	10,070.04	12,140.00	12,140.00	5,020.00	5,020.00	5,020.00
<b>Item 0421</b>							
<b>TELEPHONE / INTERNET</b>	3,809.45	2,505.12	4,987.00	4,987.00	4,814.00	4,814.00	4,814.00
<b>Item 0431</b>							
<b>INSURANCE</b>	1,106.32	1,057.09	1,359.00	1,359.00	1,359.00	1,359.00	1,359.00
<b>Item 0443</b>							
<b>REPAIRS TO OFFICE EQUIPMENT</b>	680.00	720.00	1,050.00	1,050.00	1,050.00	1,050.00	1,050.00
<b>Item 0460</b>							
<b>TRAINING &amp; EDUCATIONAL</b>	921.50	920.90	1,975.00	1,975.00	1,699.00	1,699.00	1,699.00
<b>Item 0461</b>							
<b>POSTAGE</b>	151.14	139.55	250.00	250.00	2,250.00	2,250.00	2,250.00
<b>Item 0462</b>							
<b>MILEAGE</b>	1,409.25	1,344.60	1,600.00	1,600.00	1,600.00	1,600.00	1,600.00
<b>Item 0463</b>							
<b>TRAVEL-OTHER THAN MILEAGE</b>	482.42	318.53	850.00	850.00	1,500.00	1,500.00	1,500.00
<b>Item 0481</b>							
<b>PROFESSIONAL DUES</b>							



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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001680</b>							
<b>Type E</b>							
<b>Group 4</b>	50.00	50.00	50.00	50.00	50.00	50.00	50.00
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	32,476.58	19,991.46	27,331.00	27,739.00	23,232.00	23,232.00	23,232.00
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT							
Item 0820	19,551.56	19,424.50	32,098.00	32,098.00	48,288.00	42,226.00	42,226.00
MEDICARE							
Item 0830	3,627.83	3,748.48	4,047.00	4,047.00	4,243.00	4,223.00	4,223.00
SOCIAL SECURITY							
Item 0840	15,512.59	16,027.47	17,305.00	17,305.00	18,144.00	18,055.00	18,055.00
WORKERS' COMP							
Item 0850	3,114.00	5,000.00	2,145.00	2,145.00	1,991.00	1,991.00	1,991.00
UNEMPLOYMENT							
Item 0860	0.00	0.00	462.00	462.00	795.00	795.00	795.00
HEALTH INSURANCE							
Item 0880	46,191.24	50,236.68	58,762.00	58,762.00	67,845.00	66,685.00	66,685.00
DISABILITY							
Item 0890	652.80	652.80	990.00	990.00	1,007.00	1,007.00	1,007.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	88,650.02	95,089.93	115,809.00	115,809.00	142,313.00	134,982.00	134,982.00
<b>Total Type E</b>							
<b>Expense</b>	388,729.54	392,708.01	488,984.00	488,984.00	492,390.00	476,624.00	476,624.00
<b>Total Dept 001680</b>							
<b>COMPUTER SERVICES</b>	269,491.53	273,659.30	354,213.00	354,213.00	357,244.00	340,988.00	340,988.00

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 001910</b>							
<b>Type R UNASSIGNED</b>							
<b>Group Revenue</b>							
Item 1262							
AUCTION REVENUE	(24,848.88)	(25,372.61)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
<b>Total Group</b>	<b>(24,848.88)</b>	<b>(25,372.61)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>
<b>Total Type R Revenue</b>	<b>(24,848.88)</b>	<b>(25,372.61)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>
<b>Type E Expense</b>							
<b>Group 4 CONTRACTUAL EXPENSE</b>							
Item 0431							
INSURANCE	1,557.20	1,628.31	1,459.00	1,459.00	1,724.00	1,724.00	1,724.00
Item 0481							
PROFESSIONAL DUES	5,200.00	5,343.00	5,343.00	5,343.00	5,490.00	5,490.00	5,490.00
Item 0488							
AUCTION EXPENSE - CO TREAS	23,975.00	11,220.63	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
Item 0495							
PURCHASING - LEGISLATURE ONLY	34,286.42	54,348.27	90,000.00	90,000.00	75,000.00	75,000.00	75,000.00
Item 0498							
TAX & INS ON FORECLOSED PROP	22,840.29	23,567.87	5,000.00	5,000.00	25,000.00	25,000.00	25,000.00
<b>Total Group 4 CONTRACTUAL EXPENSE</b>	<b>87,858.91</b>	<b>96,108.08</b>	<b>126,802.00</b>	<b>126,802.00</b>	<b>132,214.00</b>	<b>132,214.00</b>	<b>132,214.00</b>
<b>Group 8 EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	0.00	0.00	5,000.00	5,000.00	2,500.00	2,500.00	2,500.00
Item 0860							
HEALTH INSURANCE	288,067.94	208,234.78	200,854.00	200,854.00	186,520.00	186,520.00	186,520.00
							64

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
Fund 001							
Dept 001910							
Type E							
Group 8							
UNASSIGNED							
Expense							
EMPLOYEE BENEFITS							
Total Group 8	288,067.94	208,234.78	205,854.00	205,854.00	189,020.00	189,020.00	189,020.00
EMPLOYEE BENEFITS							
Total Type E	375,926.85	304,342.86	332,656.00	332,656.00	321,234.00	321,234.00	321,234.00
Expense							
Total Dept 001910	351,077.97	278,970.25	307,656.00	307,656.00	296,234.00	296,234.00	296,234.00
UNASSIGNED							

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GENERAL FUND							
Fund 001							
Contingent Fund							
Type E							
Group 4							
Item 0435							
CONTRACTUAL EXPENSE	0.00	0.00	340,000.00	291,247.18	250,000.00	250,000.00	250,000.00
CONTINGENT FUND							
Total Group 4							
CONTRACTUAL EXPENSE	0.00	0.00	340,000.00	291,247.18	250,000.00	250,000.00	250,000.00
Total Type E							
Expense	0.00	0.00	340,000.00	291,247.18	250,000.00	250,000.00	250,000.00
Total Dept 001990							
CONTINGENT FUND	0.00	0.00	340,000.00	291,247.18	250,000.00	250,000.00	250,000.00

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 002490</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0465							
MISC. EDUCATION	1,195,534.85	1,235,316.63	1,350,000.00	1,350,000.00	1,270,000.00	1,250,000.00	1,250,000.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<u>1,195,534.85</u>	<u>1,235,316.63</u>	<u>1,350,000.00</u>	<u>1,350,000.00</u>	<u>1,270,000.00</u>	<u>1,250,000.00</u>	<u>1,250,000.00</u>
<b>Total Type E</b>							
Expense	<u>1,195,534.85</u>	<u>1,235,316.63</u>	<u>1,350,000.00</u>	<u>1,350,000.00</u>	<u>1,270,000.00</u>	<u>1,250,000.00</u>	<u>1,250,000.00</u>
<b>Total Dept 002490</b>							
<b>COMMUNITY COLLEGES</b>	<u>1,195,534.85</u>	<u>1,235,316.63</u>	<u>1,350,000.00</u>	<u>1,350,000.00</u>	<u>1,270,000.00</u>	<u>1,250,000.00</u>	<u>1,250,000.00</u>

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 002960</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3277							
EDUCATION-HANDI. CHILDREN	(1,007,009.93)	(987,921.98)	(1,249,500.00)	(1,249,500.00)	(1,249,500.00)	(1,249,500.00)	(1,249,500.00)
<b>Total Group</b>	<b>(1,007,009.93)</b>	<b>(987,921.98)</b>	<b>(1,249,500.00)</b>	<b>(1,249,500.00)</b>	<b>(1,249,500.00)</b>	<b>(1,249,500.00)</b>	<b>(1,249,500.00)</b>
<b>Total Type R</b>							
Revenue	(1,007,009.93)	(987,921.98)	(1,249,500.00)	(1,249,500.00)	(1,249,500.00)	(1,249,500.00)	(1,249,500.00)
<b>Type E</b>							
<b>Group 4</b>							
Item 0465							
MISC. EDUCATION	1,974,789.75	2,094,837.27	2,100,000.00	2,100,000.00	2,100,000.00	2,100,000.00	2,100,000.00
<b>Total Group 4</b>	<b>1,974,789.75</b>	<b>2,094,837.27</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>1,974,789.75</b>	<b>2,094,837.27</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>
Expense	1,974,789.75	2,094,837.27	2,100,000.00	2,100,000.00	2,100,000.00	2,100,000.00	2,100,000.00
<b>Total Dept 002960</b>	<b>967,779.82</b>	<b>1,106,915.28</b>	<b>850,500.00</b>	<b>850,500.00</b>	<b>850,500.00</b>	<b>850,500.00</b>	<b>850,500.00</b>
<b>EDUCATION HANDICAPPED CHILDREN</b>							

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<b>GENERAL FUND</b>							
<b>Dept 002980</b>							
<b>Type R</b>							
<b>Group</b>							
Item 2701							
*REFUND PRIOR YR EXPENSES	(2,750.00)	(3,000.00)	(3,000.00)	(3,000.00)	(2,500.00)	(2,500.00)	(2,500.00)
<b>Total Group</b>	<b>(2,750.00)</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>
<b>Total Type R</b>	<b>(2,750.00)</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0465							
MISC. EDUCATION	4,500.00	2,250.00	2,250.00	2,250.00	9,000.00	2,250.00	2,250.00
<b>Total Group 4</b>	<b>4,500.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>9,000.00</b>	<b>2,250.00</b>	<b>2,250.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>4,500.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>9,000.00</b>	<b>2,250.00</b>	<b>2,250.00</b>
<b>Expense</b>							
<b>Total Dept 002980</b>	<b>1,750.00</b>	<b>(750.00)</b>	<b>(750.00)</b>	<b>(750.00)</b>	<b>6,500.00</b>	<b>(250.00)</b>	<b>(250.00)</b>
<b>MEDICAL SCHOLARSHIPS</b>							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 002989							
Type R							
Group							
Item 2611							
HANDICAPPED PARKING ED PROGRAM	(45.00)	0.00	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
<b>Total Group</b>	(45.00)	0.00	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
<b>Total Type R</b>	(45.00)	0.00	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
Revenue							
Type E							
Group 4							
Item 0467							
PROGRAMS	0.00	0.00	200.00	200.00	200.00	200.00	200.00
<b>Total Group 4</b>	0.00	0.00	200.00	200.00	200.00	200.00	200.00
<b>CONTRACTUAL EXPENSE</b>							
Total Type E	0.00	0.00	200.00	200.00	200.00	200.00	200.00
Expense							
<b>Total Dept 002989</b>	(45.00)	0.00	0.00	0.00	0.00	0.00	0.00
<b>OTHER EDUCATION - D.A.R.E.</b>							



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<b>GENERAL FUND</b>							
Fund 001							
Dept 003020							
Type R							
Group							
Item 1140							
EMERGENCY TELEPHONE SYSTEM		(57,055.33)	(51,000.00)	(51,000.00)	(47,040.00)	(47,040.00)	(47,040.00)
Item 1511							
DOG BOARDING FEES	(10,000.00)	(15,025.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
Item 2410							
*RENTAL OF REAL PROPERTY	(19,690.05)	(19,969.71)	(19,899.00)	(19,899.00)	(20,181.00)	(20,181.00)	(20,181.00)
Item 3301							
EXPEDITED DEPLOYMENT PHASE II	(281,936.60)	0.00	0.00	0.00			
Item 3309							
PSAP STATE SURCHARGE COUNTY SH	(25,198.45)	(57,575.08)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
<b>Total Group</b>	<b>(413,454.19)</b>	<b>(149,625.12)</b>	<b>(110,899.00)</b>	<b>(110,899.00)</b>	<b>(107,221.00)</b>	<b>(107,221.00)</b>	<b>(107,221.00)</b>
<b>Total Type R Revenue</b>	<b>(413,454.19)</b>	<b>(149,625.12)</b>	<b>(110,899.00)</b>	<b>(110,899.00)</b>	<b>(107,221.00)</b>	<b>(107,221.00)</b>	<b>(107,221.00)</b>
<b>Type E Expense PERSONAL SERVICES</b>							
Group 1							
Item 0100							
PERSONAL SERVICES	369,846.04	367,087.90	391,470.00	391,470.00	415,965.00	415,965.00	415,965.00
Item 0101							
PERSONAL SERVICES - OVERTIME	92,388.90	85,348.44	88,000.00	88,000.00	88,000.00	88,000.00	88,000.00
Item 0102							
PERS. SER. OTHER	17,980.48	17,996.32	16,277.00	16,277.00	17,731.00	17,731.00	17,731.00
<b>Total Group 1 PERSONAL SERVICES</b>	<b>480,215.42</b>	<b>470,432.66</b>	<b>475,747.00</b>	<b>475,747.00</b>	<b>501,696.00</b>	<b>501,696.00</b>	<b>501,696.00</b>
<b>Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>							

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<b>Fund 001</b>							
<b>Dept 003020</b>							
<b>Type E</b>							
<b>Group 2</b>							
Item 0210							
FURNITURE & FURNISHINGS							
Item 0222	1,069.90	964.40	1,200.00	1,200.00			
EQUIPMENT LEASE							
Item 0250	1,627.48	704.20	704.00	704.00	704.00	704.00	704.00
OTHER EQUIPMENT							
Item 0250	7,350.00	0.00	0.00	0.00			
<b>Total Group 2</b>	<b>10,047.38</b>	<b>1,668.60</b>	<b>1,904.00</b>	<b>1,904.00</b>	<b>704.00</b>	<b>704.00</b>	<b>704.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0404							
COMMUNICATIONS MAINTENANCE							
Item 0411	4,377.65	1,162.85	4,095.00	3,348.80	4,958.00	4,958.00	4,958.00
OFFICE SUPPLIES & MATERIALS							
Item 0415	992.48	1,192.82	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
UNIFORM & CLEANING ALLOWANCE							
Item 0418	5,149.16	4,119.00	6,285.00	5,685.00	6,285.00	6,285.00	6,285.00
OTHER CONTRACTUAL EXPENSES							
Item 0421	30,013.07	9,569.80	0.00	0.00			
TELEPHONE / INTERNET							
Item 0431	10,301.80	11,026.98	10,705.00	10,705.00	9,696.00	11,250.00	11,250.00
INSURANCE							
Item 0442	1,077.92	1,170.48	1,381.00	1,381.00	1,381.00	1,620.00	1,620.00
RENT OF EQUIPMENT							
Item 0458	0.00	0.00	0.00	0.00	655.00		
BOOKS & PERIODICALS & MANUALS							

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<b>Fund 001</b>							
<b>Dept 003020</b>							
<b>Type E</b>							
<b>Group 4</b>							
GENERAL FUND							
PUBLIC SAFETY COMMUNICATION Expense	563.77	520.63	603.00	603.00		655.00	655.00
Item 0460							
TRAINING & EDUCATIONAL							
Item 0462	3,014.85	3,049.04	2,988.00	4,588.00	3,280.00	3,280.00	3,280.00
MILEAGE							
Item 0463	301.30	0.00	100.00	100.00	180.00	180.00	180.00
TRAVEL-OTHER THAN MILEAGE							
Item 0486	984.70	387.98	600.00	600.00	454.00	454.00	454.00
SPECIAL GRANTS							
Item 0486	293,553.17	15,000.00	0.00	0.00	25,000.00	25,000.00	25,000.00
911 COMMUNICATION SYSTEM							
Item 0486	60,700.10	68,922.01	0.00	0.00	78,108.00	68,500.00	68,500.00
<b>Total Group 4</b>	<b>411,029.97</b>	<b>116,131.59</b>	<b>27,757.00</b>	<b>28,010.80</b>	<b>130,997.00</b>	<b>123,182.00</b>	<b>123,182.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	40,086.08	36,119.50	53,988.00	53,988.00	82,780.00	72,746.00	72,746.00
Item 0820							
MEDICARE	6,905.21	6,760.74	6,807.00	6,807.00	7,275.00	7,275.00	7,275.00
Item 0830							
SOCIAL SECURITY	29,525.57	28,908.21	29,106.00	29,106.00	31,105.00	31,105.00	31,105.00
Item 0840							
WORKERS' COMP	6,227.00	9,989.00	4,671.00	4,671.00	4,177.00	4,177.00	4,177.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	1,008.00	1,008.00	1,725.00	1,725.00	1,725.00
Item 0860							

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<b>Fund 001</b>							
<b>Dept 003020</b>							
<b>Type E</b>							
<b>Group 8</b>							
HEALTH INSURANCE	86,343.12	95,839.44	116,658.00	116,658.00	130,411.00	128,182.00	128,182.00
Item 0880 DISABILITY							
Item 0890 DENTAL INSURANCE	1,468.80	1,468.80	1,980.00	1,980.00	2,035.00	2,035.00	2,035.00
	396.36	396.36	396.00	396.00	396.00	396.00	396.00
<b>Total Group 8</b>	<b>170,952.14</b>	<b>179,492.05</b>	<b>214,614.00</b>	<b>214,614.00</b>	<b>255,904.00</b>	<b>247,641.00</b>	<b>247,641.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>1,072,244.91</b>	<b>767,724.90</b>	<b>720,022.00</b>	<b>720,275.80</b>	<b>893,301.00</b>	<b>873,223.00</b>	<b>873,223.00</b>
<b>Expense</b>							
<b>Total Dept 003020</b>	<b>658,790.72</b>	<b>618,099.78</b>	<b>609,123.00</b>	<b>609,376.80</b>	<b>786,080.00</b>	<b>766,002.00</b>	<b>766,002.00</b>
<b>PUBLIC SAFETY COMMUNICATION</b>							

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 003110</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1510							
*SHERIFF'S FEES							
Item 1515	(87,892.34)	(73,392.04)	(70,000.00)	(70,000.00)	(60,000.00)	(66,000.00)	(66,000.00)
BAIL REFUND(1%)	(2,183.00)	(1,596.95)	(1,000.00)	(1,000.00)	(1,500.00)	(1,500.00)	(1,500.00)
Item 2260							
*POLICE SERVICES	(55,023.64)	(59,468.71)	(79,480.00)	(79,480.00)	(47,000.00)	(10,000.00)	(10,000.00)
Item 2590							
*PERMITS	(825.00)	(1,435.00)	(625.00)	(625.00)	(1,300.00)	(1,300.00)	(1,300.00)
Item 3311							
ALTERNATIVE TO INCARCERATION	(11,941.63)	(12,448.00)	(13,348.00)	(13,348.00)	(12,013.00)	(12,013.00)	(12,013.00)
Item 3315							
NAVIGATION LAW ENFORCEMENT	(52,388.77)	(66,762.55)	(48,750.00)	(48,750.00)	(50,000.00)	(50,000.00)	(50,000.00)
Item 3330							
SECURITY COSTS-COURT REFORM	(205,869.25)	(261,953.44)	(218,000.00)	(218,000.00)	(298,863.00)	(298,863.00)	(298,863.00)
Item 3820							
YOUTH PROGRAMS	0.00	0.00	(9,000.00)	(9,000.00)		(9,000.00)	(9,000.00)
Item 4308							
HOMELAND SECURITY - SHERIFF	0.00	(38,222.24)	0.00	(154,033.00)	(33,750.00)	(33,750.00)	(33,750.00)
Item 4330							
SEAT BELT GRANT	0.00	(14,728.84)	(28,860.00)	(28,860.00)	(21,718.00)	(21,718.00)	(21,718.00)
<b>Total Group</b>	<b>(416,124.63)</b>	<b>(530,007.77)</b>	<b>(469,063.00)</b>	<b>(623,096.00)</b>	<b>(526,144.00)</b>	<b>(504,144.00)</b>	<b>(504,144.00)</b>
<b>Total Type R</b>	<b>(416,124.63)</b>	<b>(530,007.77)</b>	<b>(469,063.00)</b>	<b>(623,096.00)</b>	<b>(526,144.00)</b>	<b>(504,144.00)</b>	<b>(504,144.00)</b>
<b>Revenue</b>							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003110</b>							
<b>SHERIFF</b>							
<b>Expense</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	1,468,564.43	1,530,796.25	1,576,536.00	1,603,636.00	1,765,751.00	1,765,751.00	1,765,751.00
Item 0101							
PERSONAL SERVICES - OVERTIME	289,639.43	272,744.88	240,000.00	240,000.00	240,000.00	240,000.00	240,000.00
Item 0102							
PERS. SER., OTHER	40,513.45	43,331.88	47,762.00	47,762.00	54,407.00	54,407.00	54,407.00
<b>Total Group 1</b>	<b>1,798,717.31</b>	<b>1,846,873.01</b>	<b>1,864,298.00</b>	<b>1,891,398.00</b>	<b>2,060,158.00</b>	<b>2,060,158.00</b>	<b>2,060,158.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0220							
OFFICE EQUIPMENT	326.00	0.00	1,000.00	1,000.00			
Item 0222							
EQUIPMENT LEASE	2,841.47	2,445.81	2,984.00	2,984.00	2,445.00	2,445.00	2,445.00
Item 0250							
OTHER EQUIPMENT	7,074.78	795.00	0.00	0.00			
Item 0270							
CAPITAL EQUIPMENT	84,024.73	87,980.86	87,500.00	87,500.00	87,500.00	85,000.00	85,000.00
<b>Total Group 2</b>	<b>94,266.98</b>	<b>91,231.67</b>	<b>91,484.00</b>	<b>91,484.00</b>	<b>89,945.00</b>	<b>87,445.00</b>	<b>87,445.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0401							
CELLULAR PHONES & PAGERS	12,140.77	13,139.01	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
Item 0404							
COMMUNICATIONS MAINTENANCE	2,572.84	1,677.15	1,800.00	500.22			
Item 0411							



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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003110</b>							
<b>SHERIFF</b>							
<b>Expense</b>							
<b>Group 4</b>							
Item 0447							
MISC. EQUIP. CONTRACTS	5,463.02	6,263.11	9,888.00	16,128.00	12,476.00	12,476.00	12,476.00
Item 0452							
PERSONAL SERV. CONTRACTS	12,000.00	6,000.00	12,000.00	18,000.00	12,000.00	12,000.00	12,000.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	560.19	869.32	500.00	500.00	624.00	624.00	624.00
Item 0460							
TRAINING & EDUCATIONAL	6,690.50	7,828.64	7,200.00	7,270.00	7,000.00	7,000.00	7,000.00
Item 0461							
POSTAGE	6,405.34	5,596.15	5,000.00	5,000.00	6,000.00	5,500.00	5,500.00
Item 0462							
MILEAGE	2,544.11	706.05	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	5,289.16	4,993.52	4,000.00	4,000.00	5,000.00	5,000.00	5,000.00
Item 0467							
PROGRAMS	425.00	2,550.00	3,100.00	3,100.00	5,200.00	5,200.00	5,200.00
Item 0481							
PROFESSIONAL DUES	502.08	275.00	275.00	275.00	275.00	275.00	275.00
Item 0486							
SPECIAL GRANTS	33,185.17	48,731.57	0.00	155,332.78	33,750.00	33,750.00	33,750.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>355,319.21</b>	<b>364,240.50</b>	<b>307,553.00</b>	<b>468,101.00</b>	<b>363,777.00</b>	<b>331,130.00</b>	<b>331,130.00</b>
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT							



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<b>FUND 001</b>							
<b>SHERIFF</b>							
<b>Expense</b>							
<b>Group 8</b>							
Item 0820	202,385.06	195,039.25	272,798.00	275,914.50	453,411.00	353,792.00	353,792.00
MEDICARE							
Item 0830	25,076.71	25,961.02	27,032.00	27,424.85	29,883.00	29,883.00	29,883.00
SOCIAL SECURITY							
Item 0840	107,224.41	111,005.76	115,586.00	117,266.20	127,779.00	127,779.00	127,779.00
WORKERS' COMP							
Item 0850	21,536.00	34,581.00	15,568.00	15,893.00	15,023.00	15,023.00	15,023.00
UNEMPLOYMENT							
Item 0860	0.00	0.00	3,360.00	3,430.00	6,075.00	6,075.00	6,075.00
HEALTH INSURANCE							
Item 0880	255,753.81	264,866.82	289,859.00	293,893.17	358,077.00	351,956.00	351,956.00
DISABILITY							
Item 0890	5,086.40	5,045.60	6,540.00	6,690.00	7,215.00	7,215.00	7,215.00
DENTAL INSURANCE							
Total Group 8	1,028.33	1,014.68	1,211.00	1,211.00	1,057.00	1,057.00	1,057.00
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>618,094.72</b>	<b>637,514.13</b>	<b>731,954.00</b>	<b>741,722.82</b>	<b>998,520.00</b>	<b>892,780.00</b>	<b>892,780.00</b>
<b>Expense</b>							
<b>Total Dept 003110</b>	<b>2,866,398.22</b>	<b>2,939,859.31</b>	<b>2,995,289.00</b>	<b>3,192,705.82</b>	<b>3,512,400.00</b>	<b>3,371,513.00</b>	<b>3,371,513.00</b>
<b>SHERIFF</b>							
<b>Total Dept 003110</b>	<b>2,450,273.59</b>	<b>2,409,851.54</b>	<b>2,526,226.00</b>	<b>2,569,609.82</b>	<b>2,986,256.00</b>	<b>2,867,369.00</b>	<b>2,867,369.00</b>

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<b>GENERAL FUND</b>							
Fund 001							
Dept 003140							
Type R							
Group							
Item 1210							
CITY COURT FEES	(4,321.21)	(2,984.61)	(4,000.00)	(4,000.00)	(4,000.00)	(4,000.00)	(4,000.00)
Item 1211							
PROBATION SUPERVISION FEES	(12,596.00)	(14,886.00)	(12,000.00)	(12,000.00)	(12,000.00)	(12,000.00)	(12,000.00)
Item 1212							
ELECTRONIC MONITORING	(1,549.50)	(930.76)	(1,500.00)	(1,500.00)	(1,000.00)	(11,000.00)	(11,000.00)
Item 1213							
ILLUMINATIONS WORKSHOP	0.00	0.00	0.00	0.00	(9,000.00)	(9,000.00)	(9,000.00)
Item 1214							
URINE SCREEN	(1,134.00)	(1,212.00)	(1,000.00)	(1,000.00)	(1,000.00)	(1,000.00)	(1,000.00)
Item 3310							
PROBATION SERVICES	(130,119.99)	(114,457.55)	(110,504.00)	(110,504.00)	(118,180.00)	(118,180.00)	(118,180.00)
Item 3313							
OPERATION 360 STATE DIVERSION	(43,400.00)	(40,796.00)	(40,796.00)	(40,796.00)	(36,716.00)	(36,716.00)	(36,716.00)
Item 3820							
YOUTH PROGRAMS	0.00	0.00	(20,840.00)	(20,840.00)	(20,840.00)	(20,840.00)	(20,840.00)
<b>Total Group</b>	<b>(193,120.70)</b>	<b>(175,266.92)</b>	<b>(190,640.00)</b>	<b>(190,640.00)</b>	<b>(183,736.00)</b>	<b>(212,736.00)</b>	<b>(212,736.00)</b>
<b>Total Type R Revenue</b>	<b>(193,120.70)</b>	<b>(175,266.92)</b>	<b>(190,640.00)</b>	<b>(190,640.00)</b>	<b>(183,736.00)</b>	<b>(212,736.00)</b>	<b>(212,736.00)</b>
<b>Type E Expense</b>							
<b>Group 1 PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES	525,362.64	551,972.59	572,564.00	572,564.00	585,379.00	585,422.00	585,422.00
Item 0101							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003140</b>							
<b>PROBATION</b>							
<b>Type E</b>							
<b>Expense</b>							
<b>Group 1</b>							
PERSONAL SERVICES - OVERTIME	3,556.22	1,989.87	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
Item 0103							
BEEPER PAY	11,151.28	10,352.75	12,000.00	12,000.00	11,000.00	11,000.00	11,000.00
<b>Total Group 1</b>							
<b>PERSONAL SERVICES</b>							
	540,070.14	564,325.21	586,564.00	586,564.00	598,379.00	598,422.00	598,422.00
<b>Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0220							
OFFICE EQUIPMENT	0.00	1,047.80	0.00	0.00	6,500.00		
Item 0222							
EQUIPMENT LEASE	5,676.32	3,829.76	4,563.00	4,563.00	4,686.00	4,686.00	4,686.00
Item 0251							
SAFETY EQUIPMENT	797.02	587.58	1,000.00	1,362.80	1,000.00	1,000.00	1,000.00
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
	6,473.34	5,465.14	5,563.00	5,925.80	12,186.00	5,686.00	5,686.00
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0401							
CELLULAR PHONES & PAGERS	804.05	941.01	900.00	900.00	900.00	900.00	900.00
Item 0411							
OFFICE SUPPLIES & MATERIALS	3,648.90	2,716.36	3,300.00	3,300.00	3,000.00	3,000.00	3,000.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	2,771.28	1,694.12	3,251.00	3,251.00	2,811.00	2,811.00	2,811.00
Item 0421							
TELEPHONE / INTERNET	3,505.77	3,347.69	5,525.00	5,525.00	5,440.00	5,440.00	5,440.00
Item 0431							
INSURANCE	2,846.72	2,715.07	2,935.00	2,935.00	2,935.00	2,000.00	2,000.00

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003140</b>							
<b>PROBATION</b>							
<b>Expense</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0441							
PRINTING	194.00	497.74	400.00	400.00	300.00	300.00	300.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	1,241.72	923.66	400.00	400.00	330.00	330.00	330.00
Item 0447							
MISC. EQUIP. CONTRACTS	23,186.29	16,852.97	19,531.00	19,531.00	19,930.00	19,930.00	19,930.00
Item 0456							
DATA PROCESSING FEES/CEN COMP	6,500.00	6,500.00	6,500.00	6,500.00	6,500.00	6,500.00	6,500.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	316.20	429.95	500.00	500.00	200.00	200.00	200.00
Item 0460							
TRAINING & EDUCATIONAL	1,026.75	1,545.75	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00
Item 0461							
POSTAGE	1,691.80	1,837.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
Item 0462							
MILEAGE	6,849.45	6,713.18	6,500.00	6,500.00	6,500.00	6,500.00	6,500.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	3,290.96	1,371.22	4,000.00	4,000.00	3,500.00	3,500.00	3,500.00
Item 0481							
PROFESSIONAL DUES	395.00	440.00	570.00	570.00	530.00	530.00	530.00
Item 0486							
SPECIAL GRANTS	2,100.85	0.00	0.00	0.00			
<b>Total Group 4</b>	<b>60,371.74</b>	<b>48,525.72</b>	<b>59,812.00</b>	<b>59,812.00</b>	<b>58,376.00</b>	<b>57,441.00</b>	<b>57,441.00</b>
<b>CONTRACTUAL EXPENSE</b>							<b>82</b>

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 003140</b>							
<b>Type E</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	45,810.12	40,685.75	67,458.00	67,458.00	98,898.00	86,771.00	86,771.00
Item 0820							
MEDICARE	7,748.27	8,071.53	8,505.00	8,505.00	8,691.00	8,691.00	8,691.00
Item 0830							
SOCIAL SECURITY	33,130.49	34,513.57	36,388.00	36,388.00	37,163.00	37,163.00	37,163.00
Item 0840							
WORKERS' COMP	7,265.00	11,666.00	5,446.00	5,446.00	5,068.00	5,068.00	5,068.00
Item 0850							
UNEMPLOYMENT	2,025.00	0.00	1,176.00	1,176.00	2,100.00	2,100.00	2,100.00
Item 0860							
HEALTH INSURANCE	118,054.73	132,197.58	142,884.00	142,884.00	175,892.00	172,885.00	172,885.00
Item 0880							
DISABILITY	2,080.80	2,108.00	2,520.00	2,520.00	2,470.00	2,470.00	2,470.00
<b>Total Group 8</b>	<b>216,114.41</b>	<b>229,242.43</b>	<b>264,357.00</b>	<b>264,357.00</b>	<b>330,282.00</b>	<b>315,148.00</b>	<b>315,148.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>823,029.63</b>	<b>847,558.50</b>	<b>916,296.00</b>	<b>916,658.80</b>	<b>1,000,223.00</b>	<b>976,697.00</b>	<b>976,697.00</b>
<b>Expense</b>							
<b>Total Dept 003140</b>	<b>629,908.93</b>	<b>672,281.58</b>	<b>725,656.00</b>	<b>726,018.80</b>	<b>806,487.00</b>	<b>763,961.00</b>	<b>763,961.00</b>
<b>PROBATION</b>							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 003150							
Type R							
Group							
Item 2264							
*JAIL FACILITIES							
Item 2265							
SSIBOUNTY PAYMENT							
Item 2450							
*COMMISSIONS							
Item 3264							
NYS LUNCH PROGRAM							
Item 3316							
HOUSING PAROLE VIOLATORS							
Item 4264							
FEDERAL LUNCH PROGRAM							
<b>Total Group</b>							
<b>Total Type R Revenue</b>	(199,459.47)	(76,536.90)	(128,700.00)	(128,700.00)	(131,808.00)	(131,908.00)	(131,908.00)
<b>Type E Expense Group 1 PERSONAL SERVICES</b>	(199,459.47)	(76,536.90)	(128,700.00)	(128,700.00)	(131,808.00)	(131,908.00)	(131,908.00)
Item 0100 PERSONAL SERVICES							
Item 0101 PERSONAL SERVICES - OVERTIME	1,494,301.38	1,493,037.23	1,497,417.00	1,497,417.00	1,563,898.00	1,550,496.00	1,550,496.00
Item 0102 PERS. SER. OTHER	255,779.38	230,781.93	200,000.00	200,000.00	200,000.00	200,000.00	200,000.00
<b>Total Group 1</b>	60,776.23	60,952.38	61,044.00	61,044.00	65,613.00	65,613.00	65,613.00

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<b>Fund 001</b>							
<b>Dept 003150</b>							
<b>Type E</b>							
<b>Group 1</b>							
<b>PERSONAL SERVICES</b>	1,310,856.97	1,784,771.54	1,758,461.00	1,758,461.00	1,829,511.00	1,816,109.00	1,816,109.00
<b>Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Item 0210</b>							
<b>FURNITURE &amp; FURNISHINGS</b>	0.00	0.00	0.00	1,053.00	500.00	500.00	500.00
<b>Item 0222</b>							
<b>EQUIPMENT LEASE</b>	1,489.65	1,555.63	1,091.00	1,091.00	1,491.00	1,491.00	1,491.00
<b>Item 0250</b>							
<b>OTHER EQUIPMENT</b>	4,331.18	500.00	0.00	2,000.00	2,250.00	2,250.00	2,250.00
<b>Item 0270</b>							
<b>CAPITAL EQUIPMENT</b>	12,110.00	0.00	0.00	0.00			
<b>Total Group 2</b>	<b>17,930.83</b>	<b>2,055.63</b>	<b>1,091.00</b>	<b>4,144.00</b>	<b>4,241.00</b>	<b>4,241.00</b>	<b>4,241.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
<b>Item 0405</b>							
<b>BUILDINGS PROJECTS</b>	5,771.00	30.55	1,200.00	26,200.00	5,000.00		
<b>Item 0411</b>							
<b>OFFICE SUPPLIES &amp; MATERIALS</b>	3,168.79	4,532.33	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
<b>Item 0415</b>							
<b>UNIFORM &amp; CLEANING ALLOWANCE</b>	16,280.42	18,445.10	17,680.00	17,680.00	17,680.00	17,680.00	17,680.00
<b>Item 0418</b>							
<b>OTHER CONTRACTUAL EXPENSES</b>	7,777.01	23,550.58	8,500.00	8,500.00	6,800.00	6,800.00	6,800.00
<b>Item 0421</b>							
<b>TELEPHONE / INTERNET</b>	1,340.90	1,459.27	1,829.00	1,829.00	1,829.00	1,829.00	1,829.00
<b>Item 0422</b>							
<b>ELECTRIC COSTS</b>	60,142.96	40,166.98	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00

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<b>Fund 001</b>							
<b>Dept 003150</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0423							
WATER & SEWER	13,103.48	8,196.86	13,000.00	13,000.00	5,000.00	5,000.00	5,000.00
Item 0424							
FOOD SUPPLIES	120,683.69	131,309.29	130,000.00	138,500.00	120,000.00	120,000.00	120,000.00
Item 0427							
NATURAL GAS	41,487.43	43,402.88	52,000.00	52,000.00	43,000.00	43,000.00	43,000.00
Item 0429							
CLEANING SUPPLIES	14,107.28	16,508.95	14,500.00	15,500.00	15,100.00	15,100.00	15,100.00
Item 0431							
INSURANCE	12,893.69	13,253.78	17,568.00	17,568.00	17,568.00	16,000.00	16,000.00
Item 0441							
PRINTING	625.00	139.00	350.00	350.00	350.00	350.00	350.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	640.00	280.00	0.00	280.00	280.00	280.00	280.00
Item 0444							
REPAIRS TO EQUIP. & PROPERTY	13,971.43	10,477.12	8,000.00	7,720.00	11,088.00	10,000.00	10,000.00
Item 0447							
MISC. EQUIP. CONTRACTS	4,251.45	5,082.33	7,044.00	7,044.00	12,782.00	12,782.00	12,782.00
Item 0452							
PERSONAL SERV. CONTRACTS	108,621.00	90,654.00	83,896.00	83,896.00	83,896.00	83,896.00	83,896.00
Item 0460							
TRAINING & EDUCATIONAL	3,092.81	4,407.75	4,000.00	947.00	4,000.00	4,000.00	4,000.00
Item 0461							
POSTAGE	300.00	300.00	300.00	300.00	300.00	300.00	300.00
							86



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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003150</b>							
<b>SHERIFF - JAIL</b>							
<b>Type E</b>							
<b>Expense</b>							
<b>Group 4</b>							
Item 0462							
MILEAGE	0.00	597.33	400.00	400.00	200.00	200.00	200.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	1,691.97	3,244.82	1,500.00	1,500.00	1,000.00	1,000.00	1,000.00
Item 0489							
HOSPITAL-SUPPLIES-MEDICINE ETC	235,011.68	147,700.59	179,000.00	188,100.00	145,000.00	145,000.00	145,000.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>664,961.99</b>	<b>563,739.51</b>	<b>593,767.00</b>	<b>634,314.00</b>	<b>543,873.00</b>	<b>536,217.00</b>	<b>536,217.00</b>
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	196,275.17	177,632.75	263,770.00	263,770.00	360,791.00	322,952.00	322,952.00
Item 0820							
MEDICARE	25,305.77	25,475.32	25,498.00	25,498.00	26,528.00	26,316.00	26,316.00
Item 0830							
SOCIAL SECURITY	108,203.79	108,928.52	109,025.00	109,025.00	113,430.00	112,518.00	112,518.00
Item 0840							
WORKERS' COMP	21,536.00	34,164.00	15,673.00	15,673.00	13,937.00	13,937.00	13,937.00
Item 0850							
UNEMPLOYMENT	730.17	935.97	3,402.00	3,402.00	5,850.00	5,850.00	5,850.00
Item 0860							
HEALTH INSURANCE	310,672.58	379,436.37	398,322.00	398,322.00	434,544.00	417,595.00	417,595.00
Item 0880							
DISABILITY	5,603.20	5,766.40	6,780.00	6,780.00	7,170.00	7,170.00	7,170.00
Item 0890							
DENTAL INSURANCE							

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GENERAL FUND							
Fund 001							
Dept 003150							
Type E							
Group 8	1,663.39	1,656.78	1,497.00	1,497.00	1,541.00	1,541.00	1,541.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	<b>669,990.07</b>	<b>733,986.11</b>	<b>823,967.00</b>	<b>823,967.00</b>	<b>963,791.00</b>	<b>907,879.00</b>	<b>907,879.00</b>
<b>Total Type E</b>	<b>3,163,739.86</b>	<b>3,084,562.79</b>	<b>3,177,286.00</b>	<b>3,220,886.00</b>	<b>3,341,416.00</b>	<b>3,264,446.00</b>	<b>3,264,446.00</b>
<b>Total Dept 003150</b>	<b>2,964,280.39</b>	<b>3,008,025.89</b>	<b>3,048,586.00</b>	<b>3,092,186.00</b>	<b>3,209,608.00</b>	<b>3,132,538.00</b>	<b>3,132,538.00</b>
<b>SHERIFF -JAIL</b>							

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<b>GENERAL FUND</b>							
<b>Dept 003151</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3326							
CRIME VICTIMS PROGRAM	(86,092.03)	(73,575.05)	(95,468.00)	(95,468.00)	(100,810.00)	(100,810.00)	(100,810.00)
<b>Total Group</b>	<b>(86,092.03)</b>	<b>(73,575.05)</b>	<b>(95,468.00)</b>	<b>(95,468.00)</b>	<b>(100,810.00)</b>	<b>(100,810.00)</b>	<b>(100,810.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	50,261.24	52,505.15	56,144.00	56,144.00	59,779.00	59,779.00	59,779.00
Item 0101							
PERSONAL SERVICES - OVERTIME	0.00	1,971.76	0.00	0.00			
Item 0103							
BEEPER PAY	9,300.00	9,082.00	9,010.00	9,010.00	9,500.00	9,500.00	9,500.00
<b>Total Group 1</b>	<b>59,561.24</b>	<b>63,568.91</b>	<b>65,154.00</b>	<b>65,154.00</b>	<b>69,279.00</b>	<b>69,279.00</b>	<b>69,279.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0220							
OFFICE EQUIPMENT	3,185.54	0.00	0.00	0.00			
<b>Total Group 2</b>	<b>3,185.54</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>			
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0401							
CELLULAR PHONES & PAGERS	237.34	330.18	360.00	360.00	400.00	400.00	400.00
Item 0411							

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<b>Fund 001</b>							
<b>Dept 003151</b>							
<b>Type E</b>							
<b>Group 4</b>							
OFFICE SUPPLIES & MATERIALS	1,092.13	373.29	1,200.00	1,200.00	1,500.00	1,500.00	1,500.00
Item 0421							
TELEPHONE / INTERNET							
Item 0431	529.25	616.22	640.00	640.00	700.00	700.00	700.00
INSURANCE	329.28	314.06	328.00	328.00	375.00	375.00	375.00
Item 0441							
PRINTING	32.00	0.00	500.00	500.00	330.00	330.00	330.00
Item 0452							
PERSONAL SERV. CONTRACTS	4,147.50	9,801.87	10,000.00	10,000.00	8,105.00	8,105.00	8,105.00
Item 0461							
POSTAGE	101.00	292.58	500.00	500.00	350.00	350.00	350.00
Item 0462							
MILEAGE	1,042.47	1,087.29	1,500.00	1,500.00	1,000.00	1,000.00	1,000.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	784.80	2,468.70	1,500.00	1,500.00	1,000.00	1,000.00	1,000.00
Item 0481							
PROFESSIONAL DUES	30.00	15.00	15.00	15.00	15.00	15.00	15.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>8,325.77</b>	<b>15,299.19</b>	<b>16,543.00</b>	<b>16,543.00</b>	<b>13,775.00</b>	<b>13,775.00</b>	<b>13,775.00</b>
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	3,801.81	3,497.25	7,699.00	7,699.00	11,432.00	11,432.00	11,432.00
Item 0820							
MEDICARE	854.15	914.41	971.00	971.00	1,005.00	1,005.00	1,005.00
Item 0830							

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003151</b>							
<b>CRIME VICTIM ASSISTANCE</b>							
<b>Type E</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	3,652.10	3,909.98	4,151.00	4,151.00	4,296.00	4,296.00	4,296.00
SOCIAL SECURITY							
Item 0840							
WORKERS' COMP							
Item 0850	1,038.00	1,250.00	584.00	584.00	543.00	543.00	543.00
UNEMPLOYMENT							
Item 0880	0.00	0.00	126.00	126.00	225.00	225.00	225.00
DISABILITY							
Item 0880	163.20	122.40	240.00	240.00	255.00	255.00	255.00
<b>Total Group 8</b>	<b>9,509.26</b>	<b>9,694.04</b>	<b>13,771.00</b>	<b>13,771.00</b>	<b>17,756.00</b>	<b>17,756.00</b>	<b>17,756.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>80,581.81</b>	<b>88,562.14</b>	<b>95,468.00</b>	<b>95,468.00</b>	<b>100,810.00</b>	<b>100,810.00</b>	<b>100,810.00</b>
<b>Expense</b>							
<b>Total Dept 003151</b>	<b>(5,510.22)</b>	<b>14,987.09</b>	<b>0.00</b>	<b>0.00</b>			
<b>CRIME VICTIM ASSISTANCE</b>							

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<b>GENERAL FUND</b>							
<b>CONFIDENTIAL INVESTIGATIONS - D.A.</b>							
<b>Expense</b>							
<b>PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES	46,203.77	48,587.67	50,933.00	50,933.00	56,799.00	56,223.00	56,223.00
<b>Total Group 1</b>							
<b>PERSONAL SERVICES</b>	<u>46,203.77</u>	<u>48,587.67</u>	<u>50,933.00</u>	<u>50,933.00</u>	<u>56,799.00</u>	<u>56,223.00</u>	<u>56,223.00</u>
<b>Group 2</b>							
Item 0222							
EQUIPMENT LEASE	406.87	934.49	295.00	295.00	295.00	295.00	295.00
Item 0250							
OTHER EQUIPMENT	219.00	663.95	0.00	0.00			
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	<u>625.87</u>	<u>1,598.44</u>	<u>295.00</u>	<u>295.00</u>	<u>295.00</u>	<u>295.00</u>	<u>295.00</u>
<b>Group 4</b>							
Item 0401							
CELLULAR PHONES & PAGERS	3,175.92	4,468.61	4,000.00	4,000.00	4,500.00	4,500.00	4,500.00
Item 0411							
OFFICE SUPPLIES & MATERIALS	0.00	1,149.91	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0413							
GAS & OIL - ALL DEPARTMENTS	9,126.41	7,577.66	9,500.00	9,500.00	10,000.00	10,000.00	10,000.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	56,207.89	106,043.38	93,400.00	93,400.00	75,000.00	75,000.00	75,000.00
Item 0421							
TELEPHONE / INTERNET	0.00	0.00	0.00	0.00	141.00	141.00	141.00
Item 0431							
INSURANCE	9,985.55	10,108.99	8,523.00	8,523.00	15,000.00	15,000.00	15,000.00
Item 0446							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>CONFIDENTIAL INVESTIGATIONS - D.A.</b>							
<b>Dept 003189</b>							
<b>Type E</b>							
<b>Group 4</b>							
REPAIRS TO AUTOMOTIVE EQUIP.	12,116.28	9,586.26	7,000.00	15,444.43	7,000.00	7,000.00	7,000.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
	90,612.05	138,944.81	123,423.00	131,867.43	112,641.00	112,641.00	112,641.00
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	0.00	0.00	287.00	287.00	425.00	425.00	425.00
Item 0820							
MEDICARE	650.96	684.61	739.00	739.00	823.00	815.00	815.00
Item 0830							
SOCIAL SECURITY	2,783.46	2,927.39	3,158.00	3,158.00	3,522.00	3,486.00	3,486.00
Item 0840							
WORKERS' COMP	0.00	0.00	389.00	389.00	362.00	362.00	362.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	84.00	84.00	150.00	150.00	150.00
Item 0860							
HEALTH INSURANCE	11,507.88	12,219.73	13,143.00	13,143.00	15,189.00	14,929.00	14,929.00
Item 0880							
DISABILITY	163.20	163.20	180.00	180.00	190.00	190.00	190.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	15,105.50	15,984.93	17,980.00	17,980.00	20,661.00	20,357.00	20,357.00
<b>Total Type E</b>							
<b>Expense</b>	152,547.19	205,125.85	192,631.00	201,075.43	190,396.00	189,516.00	189,516.00
<b>Total Dept 003189</b>							
<b>CONFIDENTIAL INVESTIGATIONS - D.A.</b>	152,547.19	205,125.85	192,631.00	201,075.43	190,396.00	189,516.00	189,516.00

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<b>GENERAL FUND</b>							
Fund 001							
Dept 003315							
Type R							
Group							
Item 2615							
*STOP DWI PROGRAMS	(80,535.00)	(51,746.00)	(75,472.00)	(75,472.00)	(76,188.00)	(76,188.00)	(76,188.00)
<b>Total Group</b>	<b>(80,535.00)</b>	<b>(51,746.00)</b>	<b>(75,472.00)</b>	<b>(75,472.00)</b>	<b>(76,188.00)</b>	<b>(76,188.00)</b>	<b>(76,188.00)</b>
<b>Total Type R</b>							
Revenue							
Type E							
Group 1							
Item 0100							
PERSONAL SERVICES	28,627.13	28,771.39	27,010.00	27,010.00	23,455.00	23,455.00	23,455.00
Item 0102							
PERS. SER.-OTHER	0.00	0.00	0.00	0.00			
<b>Total Group 1</b>	<b>28,627.13</b>	<b>28,771.39</b>	<b>27,010.00</b>	<b>27,010.00</b>	<b>23,455.00</b>	<b>23,455.00</b>	<b>23,455.00</b>
<b>PERSONAL SERVICES</b>							
Group 2							
Item 0220							
OFFICE EQUIPMENT	297.00	0.00	0.00	0.00	500.00	500.00	500.00
Item 0250							
OTHER EQUIPMENT	11,861.83	16,772.63	14,500.00	14,500.00	14,500.00	14,500.00	14,500.00
<b>Total Group 2</b>	<b>12,158.83</b>	<b>16,772.63</b>	<b>14,500.00</b>	<b>14,500.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	0.00	246.68	500.00	500.00	500.00	500.00	500.00
Item 0416							
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Group 4</b>	<b>0.00</b>	<b>246.68</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>





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Report Date: 10/28/2008  
Account Table: IDA130

Fiscal Year: 2011

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 003315</b>							
<b>Type E</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	1,541.96	11,858.06	28,267.00	28,267.00	26,497.00	26,497.00	26,497.00
<b>EMPLOYEE BENEFITS</b>							
<b>Group 8</b>							
<b>Item 0810</b>							
<b>STATE RETIREMENT</b>							
<b>Item 0820</b>	2,265.73	2,060.25	3,630.00	3,630.00	4,612.00	4,612.00	4,612.00
<b>MEDICARE</b>							
<b>Item 0830</b>	395.32	402.25	391.00	391.00	339.00	339.00	339.00
<b>SOCIAL SECURITY</b>							
<b>Item 0850</b>	1,708.38	1,720.69	1,674.00	1,674.00	1,454.00	1,454.00	1,454.00
<b>UNEMPLOYMENT</b>							
<b>Item 0860</b>	0.00	0.00	0.00	0.00	265.00	265.00	265.00
<b>HEALTH INSURANCE</b>							
<b>Item 0880</b>	0.00	0.00	0.00	0.00	4,481.00	4,481.00	4,481.00
<b>DISABILITY</b>							
<b>Item 0880</b>	0.00	0.00	0.00	0.00	85.00	85.00	85.00
<b>Total Group 8</b>	4,373.41	4,183.19	5,695.00	5,695.00	11,236.00	11,236.00	11,236.00
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>							
<b>Expense</b>	46,701.33	61,585.27	75,472.00	75,472.00	76,188.00	76,188.00	76,188.00
<b>Total Dept 003315</b>							
<b>STOP D.W.I. PROGRAM</b>	(33,833.67)	9,839.27	0.00	0.00			

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
<b>CONTROL OF ANIMALS</b>							
<b>Revenue</b>							
Item 1550							
*DOG CONTROL FEES	(7,668.51)	(7,678.90)	(7,620.00)	(7,620.00)	(5,388.00)	(7,620.00)	(7,620.00)
Item 2268							
*DOG CONTROL SERVICES	(29,705.54)	(30,120.66)	(36,000.00)	(36,000.00)	(30,876.00)	(30,876.00)	(30,876.00)
<b>Total Group</b>	<b>(37,374.05)</b>	<b>(37,799.56)</b>	<b>(43,620.00)</b>	<b>(43,620.00)</b>	<b>(36,264.00)</b>	<b>(38,496.00)</b>	<b>(38,496.00)</b>
<b>Total Type R Revenue</b>							
<b>Type E</b>	<b>(37,374.05)</b>	<b>(37,799.56)</b>	<b>(43,620.00)</b>	<b>(43,620.00)</b>	<b>(36,264.00)</b>	<b>(38,496.00)</b>	<b>(38,496.00)</b>
<b>PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES	43,645.68	44,548.00	44,804.00	44,804.00	46,136.00	45,890.00	45,890.00
Item 0101							
PERSONAL SERVICES - OVERTIME	7,693.13	7,665.70	7,800.00	7,800.00	7,800.00	7,800.00	7,800.00
Item 0102							
PERS. SER. OTHER	0.00	0.00	200.00	200.00	200.00	200.00	200.00
<b>Total Group 1 PERSONAL SERVICES</b>	<b>51,338.81</b>	<b>52,213.70</b>	<b>52,804.00</b>	<b>52,804.00</b>	<b>54,136.00</b>	<b>53,890.00</b>	<b>53,890.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0220							
OFFICE EQUIPMENT	0.00	0.00	0.00	105.00			
Item 0222							
EQUIPMENT LEASE	269.04	269.04	0.00	0.00	335.00	335.00	335.00
Item 0250							
OTHER EQUIPMENT	1,422.87	191.45	700.00	765.00			

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003510</b>							
<b>Type E</b>							
<b>Group 2</b>							
Item 0270							
CAPITAL EQUIPMENT	0.00	0.00	0.00	0.00			
<b>Total Group 2</b>	<b>1,691.91</b>	<b>460.49</b>	<b>700.00</b>	<b>870.00</b>	<b>335.00</b>	<b>335.00</b>	<b>335.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0401							
CELLULAR PHONES & PAGERS	237.75	328.76	300.00	300.00	432.00	432.00	432.00
Item 0405							
BUILDINGS PROJECTS	50,000.00	0.00	0.00	0.00	300.00	300.00	300.00
Item 0411							
OFFICE SUPPLIES & MATERIALS	35.01	130.12	100.00	100.00	140.00	140.00	140.00
Item 0413							
GAS & OIL - ALL DEPARTMENTS	5,178.89	3,163.20	3,000.00	3,000.00	3,444.00	3,444.00	3,444.00
Item 0414							
TIRES & BATTERIES - ALL DEPTS.	0.00	81.40	0.00	0.00	300.00	300.00	300.00
Item 0415							
UNIFORM & CLEANING ALLOWANCE	438.34	329.01	500.00	200.36	500.00	500.00	500.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,007.29	992.12	900.00	1,807.00	2,000.00	1,000.00	1,000.00
Item 0421							
TELEPHONE / INTERNET	457.08	333.42	400.00	400.00	300.00	300.00	300.00
Item 0422							
ELECTRIC COSTS	3,841.80	3,491.37	4,000.00	4,000.00	3,780.00	3,780.00	3,780.00
Item 0431							
INSURANCE							

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<b>Fund 001</b>							
<b>Dept 003510</b>							
<b>Type E</b>							
<b>Group 4</b>							
GENERAL FUND							
CONTROL OF ANIMALS							
Expense							
CONTRACTUAL EXPENSE	945.89	951.78	1,017.00	1,017.00	1,017.00	1,017.00	1,017.00
Item 0441							
PRINTING							
Item 0444	0.00	0.00	100.00	139.64	100.00	100.00	100.00
REPAIRS TO EQUIP. & PROPERTY	363.74	120.00	500.00	500.00	660.00	660.00	660.00
Item 0446							
REPAIRS TO AUTOMOTIVE EQUIP.	1,292.33	1,601.84	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0452							
PERSONAL SERV. CONTRACTS	3,544.14	3,438.39	3,300.00	3,300.00	1,568.00	1,568.00	1,568.00
Item 0460							
TRAINING & EDUCATIONAL	575.00	50.00	100.00	100.00	525.00	525.00	525.00
Item 0461							
POSTAGE	25.00	25.00	25.00	25.00	25.00	25.00	25.00
Item 0462							
MILEAGE	45.00	146.88	100.00	100.00	200.00	200.00	200.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	83.16	13.00	50.00	50.00	500.00	500.00	500.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>68,070.42</b>	<b>15,196.29</b>	<b>15,392.00</b>	<b>16,039.00</b>	<b>16,811.00</b>	<b>15,811.00</b>	<b>15,811.00</b>
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810	4,079.35	3,570.25	5,133.00	5,133.00	8,933.00	6,654.00	6,654.00
STATE RETIREMENT							
Item 0820							
MEDICARE	744.42	757.06	652.00	652.00	785.00	665.00	665.00
Item 0830							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 003510</b>							
<b>CONTROL OF ANIMALS</b>							
<b>Type E</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	3,183.00	3,237.27	2,789.00	2,789.00	3,356.00	2,845.00	2,845.00
SOCIAL SECURITY							
Item 0840							
WORKERS' COMP							
Item 0850	1,038.00	1,667.00	779.00	779.00	724.00	724.00	724.00
UNEMPLOYMENT							
Item 0880	0.00	0.00	168.00	168.00	300.00	300.00	300.00
DISABILITY							
Item 0880	163.20	163.20	300.00	300.00	320.00	320.00	320.00
<b>Total Group 8</b>	<b>9,207.97</b>	<b>9,394.78</b>	<b>9,821.00</b>	<b>9,821.00</b>	<b>14,418.00</b>	<b>11,508.00</b>	<b>11,508.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>130,308.11</b>	<b>77,285.26</b>	<b>78,717.00</b>	<b>79,534.00</b>	<b>85,702.00</b>	<b>81,544.00</b>	<b>81,544.00</b>
<b>Expense</b>							
<b>Total Dept 003510</b>	<b>92,935.06</b>	<b>39,485.70</b>	<b>35,097.00</b>	<b>35,914.00</b>	<b>49,438.00</b>	<b>43,048.00</b>	<b>43,048.00</b>
<b>CONTROL OF ANIMALS</b>							

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<b>Fund 001</b>							
<b>Dept 003640</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3305							
EMERGENCY MANAGEMENT							
Item 4305							
EMERGENCY MANAGEMENT	2,000.00	(3,600.00)	(2,000.00)	(2,000.00)	(2,000.00)	(2,000.00)	(2,000.00)
Item 4309							
ST HOMELAND SECURITY PROG E.M.	(2,309.00)	(18,503.00)	(13,500.00)	(13,500.00)	(13,500.00)	(13,500.00)	(13,500.00)
<b>Total Group</b>	<b>(43,375.29)</b>	<b>(27,185.98)</b>	<b>(128,233.00)</b>	<b>(147,233.00)</b>	<b>(7,660.00)</b>	<b>(7,660.00)</b>	<b>(7,660.00)</b>
<b>Total Type R</b>	<b>(43,375.29)</b>	<b>(49,288.98)</b>	<b>(143,733.00)</b>	<b>(162,733.00)</b>	<b>(23,160.00)</b>	<b>(23,160.00)</b>	<b>(23,160.00)</b>
<b>Revenue</b>	<b>(43,375.29)</b>	<b>(49,288.98)</b>	<b>(143,733.00)</b>	<b>(162,733.00)</b>	<b>(23,160.00)</b>	<b>(23,160.00)</b>	<b>(23,160.00)</b>
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	141,012.09	145,619.67	151,483.00	151,483.00	161,705.00	161,705.00	161,705.00
<b>Total Group 1</b>	<b>141,012.09</b>	<b>145,619.67</b>	<b>151,483.00</b>	<b>151,483.00</b>	<b>161,705.00</b>	<b>161,705.00</b>	<b>161,705.00</b>
<b>PERSONAL SERVICES</b>	<b>141,012.09</b>	<b>145,619.67</b>	<b>151,483.00</b>	<b>151,483.00</b>	<b>161,705.00</b>	<b>161,705.00</b>	<b>161,705.00</b>
<b>Group 2</b>							
Item 0210							
FURNITURE & FURNISHINGS	1,104.25	489.02	0.00	650.00			
Item 0220							
OFFICE EQUIPMENT	0.00	0.00	650.00	287.39			
Item 0222							
EQUIPMENT LEASE	269.04	1,027.48	563.00	563.00	629.00	629.00	629.00
Item 0250							
OTHER EQUIPMENT	9,064.89	4,304.05	3,500.00	14,386.61	4,500.00	4,500.00	4,500.00
<b>Total</b>	<b>101</b>						

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<b>Fund 001</b>							
<b>Dept 003640</b>							
<b>Type E</b>							
<b>Group 2</b>							
Item 0251							
SAFETY EQUIPMENT	222.50	221.88	3,250.00	3,855.04	3,000.00	3,000.00	3,000.00
Item 0270							
CAPITAL EQUIPMENT	4,979.00	40,105.71	5,268.00	7,949.00	6,339.00	6,339.00	6,339.00
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>			<b>13,231.00</b>	<b>27,691.04</b>	<b>14,468.00</b>	<b>14,468.00</b>	<b>14,468.00</b>
<b>Group 4</b>							
Item 0401							
CELLULAR PHONES & PAGERS	833.47	1,559.76	2,300.00	2,300.00	2,000.00	2,000.00	2,000.00
Item 0404							
COMMUNICATIONS MAINTENANCE	2,420.46	1,158.04	2,500.00	2,500.00	3,400.00	3,400.00	3,400.00
Item 0405							
BUILDINGS PROJECTS	722.86	34.80	750.00	2,815.00			
Item 0411							
OFFICE SUPPLIES & MATERIALS	752.21	1,103.73	2,200.00	4,217.14	2,200.00	2,200.00	2,200.00
Item 0412							
EQUIPMENT MAINTENANCE	200.00	315.00	400.00	400.00	400.00	400.00	400.00
Item 0413							
GAS & OIL - ALL DEPARTMENTS	4,378.60	3,653.15	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00
Item 0414							
TIRES & BATTERIES - ALL DEPTS.	159.04	92.59	350.00	422.08			
Item 0418							
OTHER CONTRACTUAL EXPENSES	3,197.33	20,561.27	45,500.00	54,679.29	39,500.00	39,500.00	39,500.00
Item 0421							
TELEPHONE/INTERNET							





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<b>Fund 001</b>							
<b>Dept 003640</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0461							
POSTAGE	1,133.35	1,041.54	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0462							
MILEAGE	299.36	309.29	300.00	300.00	300.00	300.00	300.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	986.22	1,338.47	1,900.00	1,900.00	1,000.00	1,000.00	1,000.00
Item 0480							
PROPERTY ACQUISITION	(143.85)	(412.20)	2,500.00	2,912.20	2,000.00	2,000.00	2,000.00
Item 0481							
PROFESSIONAL DUES	255.00	230.00	550.00	550.00	550.00	550.00	550.00
Item 0486							
SPECIAL GRANTS	38,188.38	28,502.83	128,233.00	180,967.14			
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>91,495.76</b>	<b>89,957.06</b>	<b>229,837.00</b>	<b>296,666.85</b>	<b>94,725.00</b>	<b>92,729.00</b>	<b>92,729.00</b>
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	10,843.68	10,102.00	16,990.00	16,990.00		23,447.00	23,447.00
Item 0820							
MEDICARE	1,989.41	2,031.42	2,204.00	2,204.00		2,345.00	2,345.00
Item 0830							
SOCIAL SECURITY	8,506.45	8,686.78	9,426.00	9,426.00		10,026.00	10,026.00
Item 0840							
WORKERS' COMP	3,373.00	5,833.00	2,727.00	2,727.00		2,715.00	2,715.00
Item 0850							
UNEMPLOYMENT							

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<b>Fund 001</b>							
<b>Dept 003640</b>							
<b>Type E</b>							
<b>Group 8</b>	0.00	0.00	588.00	588.00	1,125.00	1,125.00	1,125.00
Item 0860							
HEALTH INSURANCE							
Item 0890							
DISABILITY	19,142.64	24,755.27	26,606.00	26,606.00	30,621.00	30,621.00	30,621.00
	285.60	326.40	840.00	840.00	965.00	965.00	965.00
<b>Total Group 8</b>	<b>44,140.78</b>	<b>51,734.87</b>	<b>59,381.00</b>	<b>59,381.00</b>	<b>71,244.00</b>	<b>71,244.00</b>	<b>71,244.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>292,288.31</b>	<b>333,439.74</b>	<b>453,932.00</b>	<b>535,221.89</b>	<b>109,197.00</b>	<b>340,146.00</b>	<b>340,146.00</b>
<b>Expense</b>							
<b>Total Dept 003640</b>	<b>248,913.02</b>	<b>284,170.76</b>	<b>310,199.00</b>	<b>372,488.89</b>	<b>86,037.00</b>	<b>316,986.00</b>	<b>316,986.00</b>
<b>EMERGENCY MANAGEMENT</b>							

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 004010</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1601							
*PUBLIC HEALTH FEES	(8,423.46)	(9,796.73)	(12,000.00)	(12,000.00)	(11,000.00)	(11,000.00)	(11,000.00)
Item 1602							
PUBLIC HEALTH MEDICARE	(403,214.53)	(497,012.09)	(375,000.00)	(375,000.00)	(18,000.00)	(18,000.00)	(18,000.00)
Item 1603							
VITAL STATISTICS FEES	(174,257.36)	(67,067.83)	(75,000.00)	(75,000.00)	(7,500.00)	(7,500.00)	(7,500.00)
Item 1604							
PH SELF PAY	(10,705.13)	(17,886.53)	(12,000.00)	(12,000.00)	(5,000.00)	(5,000.00)	(5,000.00)
Item 1605							
PH OTHER INSURANCE	(414,313.42)	(500,855.27)	(375,000.00)	(375,000.00)	(17,000.00)	(17,000.00)	(17,000.00)
Item 1606							
PH PHC PROGRAM	(38,943.08)	(41,446.51)	(43,000.00)	(43,000.00)	(40,000.00)	(40,000.00)	(40,000.00)
Item 1607							
PH ENVIRONMENTAL HEALTH	(50,985.00)	(61,990.00)	(65,000.00)	(65,000.00)	(70,000.00)	(70,000.00)	(70,000.00)
Item 1621							
EARLY INTERVENTION SERVICES	(378,705.46)	(314,563.28)	(18,000.00)	(18,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
Item 3035							
MEDICAL EXAMINER	(9,930.72)	(9,171.36)	(8,740.00)	(8,740.00)	(9,540.00)	(9,540.00)	(9,540.00)
Item 3401							
PUBLIC HEALTH	(605,997.30)	(769,884.00)	(730,000.00)	(730,000.00)	(700,000.00)	(700,000.00)	(700,000.00)
Item 3449							
EARLY INTERVENTION	(58,823.84)	(174,577.75)	0.00	0.00			
Item 3450							
PUBLIC WATER SUPPLY	(104,051.09)	(90,622.39)	(93,041.00)	(93,041.00)	(111,812.00)	(111,812.00)	(111,812.00)

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 004010</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3472							
SPECIAL HEALTH PROGRAM-STATE							
Item 4401	(40,588.48)	(30,843.12)	(47,365.00)	(47,365.00)	(27,365.00)	(27,365.00)	(27,365.00)
IHAP PUBLIC HEALTH	(16,626.62)	(12,566.14)	(17,672.00)	(17,672.00)	(17,673.00)	(17,673.00)	(17,673.00)
Item 4451							
EARLY INT. ADMIN.	(55,792.03)	(45,748.95)	(48,847.00)	(78,520.00)	(48,847.00)	(48,847.00)	(48,847.00)
Item 4472							
SPECIAL HEALTH PROGRAMS-FED	(125,168.58)	(144,424.53)	(170,600.00)	(170,600.00)	(137,517.00)	(137,517.00)	(137,517.00)
Item 4489							
BIOTERRORISM PREPAREDNESS	(59,797.16)	(103,530.33)	(70,000.00)	(134,141.51)	(50,000.00)	(50,000.00)	(50,000.00)
<b>Total Group</b>	<b>(2,556,323.26)</b>	<b>(2,891,966.79)</b>	<b>(2,161,265.00)</b>	<b>(2,255,079.51)</b>	<b>(1,286,254.00)</b>	<b>(1,286,254.00)</b>	<b>(1,286,254.00)</b>
<b>Total Type R Revenue</b>	<b>(2,556,323.26)</b>	<b>(2,891,966.79)</b>	<b>(2,161,265.00)</b>	<b>(2,255,079.51)</b>	<b>(1,286,254.00)</b>	<b>(1,286,254.00)</b>	<b>(1,286,254.00)</b>
<b>Type E</b>							
<b>Group 1</b>							
<b>Expense</b>							
<b>PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES	1,327,804.09	1,385,878.73	1,538,248.00	1,521,846.50	1,162,759.00	1,048,455.00	1,048,455.00
Item 0101							
PERSONAL SERVICES - OVERTIME	48,310.22	36,995.69	28,000.00	28,000.00	10,000.00	10,000.00	10,000.00
Item 0102							
PERS. SER. OTHER	0.00	0.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
Item 0103							
BEEPER PAY	18,396.80	18,330.40	18,500.00	18,500.00	12,350.00	12,350.00	12,350.00
<b>Total Group 1</b>							



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<b>Fund 001</b>							
<b>Dept 004010</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0409							
BIOLOGICALS	52,513.08	78,970.27	45,000.00	61,398.09	45,000.00	45,000.00	45,000.00
Item 0410							
RABIES CONTROL	4,388.83	4,696.81	5,000.00	5,000.00	5,200.00	5,200.00	5,200.00
Item 0411							
OFFICE SUPPLIES & MATERIALS	10,294.03	11,692.15	11,000.00	15,520.95	12,000.00	12,000.00	12,000.00
Item 0412							
EQUIPMENT MAINTENANCE	998.98	1,000.05	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0415							
UNIFORM & CLEANING ALLOWANCE	2,730.00	2,841.30	2,900.00	2,900.00	1,050.00	1,050.00	1,050.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,333.37	15,262.62	7,500.00	7,500.00	4,000.00	4,000.00	4,000.00
Item 0419							
MAINTENANCE IN LIEU OF RENT	141,802.00	134,704.00	130,950.00	130,950.00	131,589.00	131,589.00	131,589.00
Item 0421							
TELEPHONE / INTERNET	5,336.11	5,272.44	6,500.00	6,500.00	5,500.00	5,500.00	5,500.00
Item 0431							
INSURANCE	15,126.16	14,622.41	14,905.00	14,905.00	12,900.00	11,250.00	11,250.00
Item 0434							
ADVERTISING	1,216.19	2,123.62	2,500.00	2,500.00	3,500.00	3,500.00	3,500.00
Item 0441							
PRINTING	2,465.00	758.58	1,500.00	3,255.23	1,500.00	1,500.00	1,500.00
Item 0442							
RENT OF EQUIPMENT	1,416.00	1,050.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00

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Fund 001							
Dept 004010							
Type E							
Group 4							
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	2,516.60	3,202.04	3,000.00	3,000.00	4,500.00	4,500.00	4,500.00
Item 0452							
PERSONAL SERV. CONTRACTS	121,045.88	81,354.54	84,900.00	85,100.00	86,900.00	86,900.00	86,900.00
Item 0456							
DATA PROCESSING FEES/CEN COMP	61,659.53	57,895.28	59,500.00	59,500.00	55,000.00	55,000.00	55,000.00
Item 0457							
STENO AND/OR COURT REPORT FEES	0.00	0.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	2,025.06	975.13	1,500.00	2,304.00	2,000.00	2,000.00	2,000.00
Item 0459							
LEGAL FEES & SERVICES	16,500.00	15,550.00	16,000.00	16,000.00	15,500.00	15,500.00	15,500.00
Item 0460							
TRAINING & EDUCATIONAL	3,294.63	2,652.00	3,000.00	3,000.00	1,500.00	1,500.00	1,500.00
Item 0461							
POSTAGE	7,482.52	8,942.33	9,000.00	9,019.07	7,500.00	7,500.00	7,500.00
Item 0462							
MILEAGE	73,651.70	71,963.68	70,000.00	69,000.00	30,000.00	30,000.00	30,000.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	4,831.31	3,838.68	7,500.00	8,000.00	7,500.00	7,500.00	7,500.00
Item 0464							
SUBSCRIPTIONS-NEWSPAPER-MAGAZ	499.00	388.95	500.00	500.00	500.00	500.00	500.00
Item 0466							
CONSULTANT FEES	14,425.00	12,695.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00



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<b>Fund 001</b>							
<b>Dept 004010</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0474							
HOMEMAKERS							
Item 0476	4,052.78	104.11	8,000.00	8,000.00	500.00	500.00	500.00
PROMOTIONAL SUPPLIES							
Item 0479	4,017.84	4,001.54	3,500.00	6,080.00	6,500.00	6,500.00	6,500.00
MONITOR FOR ADF							
Item 0481	24,354.00	25,246.90	25,713.00	25,713.00	26,500.00	26,500.00	26,500.00
PROFESSIONAL DUES							
Item 0482	1,170.50	1,294.50	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
ENGINEERING SERVICES							
Item 0487	21,056.89	14,762.90	23,000.00	23,000.00	22,000.00	22,000.00	22,000.00
ENVIRONMENTAL HEALTH SUPPLIES							
Item 0489	3,215.09	8,723.62	8,000.00	23,054.84	6,500.00	6,500.00	6,500.00
HOSPITAL-SUPPLIES-MEDICINE ETC							
Item 0489	18,875.82	25,266.89	22,000.00	27,841.77	8,000.00	8,000.00	8,000.00
<b>Total Group 4</b>	<b>783,023.15</b>	<b>815,400.98</b>	<b>783,068.00</b>	<b>815,941.95</b>	<b>583,939.00</b>	<b>582,289.00</b>	<b>582,289.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT							
Item 0820	104,894.05	96,066.50	181,544.00	182,105.47	194,771.00	155,758.00	155,758.00
MEDICARE							
Item 0830	19,875.47	20,470.95	23,021.00	23,108.34	17,227.00	15,595.00	15,595.00
SOCIAL SECURITY							
Item 0840	84,983.63	87,529.07	98,437.00	98,823.79	73,664.00	66,685.00	66,685.00
WORKERS' COMP							

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<b>Fund 001</b>							
<b>Dept 004010</b>							
<b>Type E</b>							
<b>Group 8</b>							
Item 0850	19,979.00	31,664.00	14,785.00	14,785.00	10,498.00	9,412.00	9,412.00
UNEMPLOYMENT							
Item 0860	0.00	0.00	3,192.00	3,192.00	4,350.00	3,900.00	3,900.00
HEALTH INSURANCE							
Item 0880	287,305.01	303,923.80	346,203.00	347,481.41	252,397.00	235,520.00	235,520.00
DISABILITY							
<b>Total Group 8</b>	<b>522,368.36</b>	<b>544,917.52</b>	<b>673,682.00</b>	<b>675,976.01</b>	<b>558,107.00</b>	<b>491,500.00</b>	<b>491,500.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>2,725,521.12</b>	<b>2,840,946.90</b>	<b>3,084,317.00</b>	<b>3,193,323.46</b>	<b>2,350,910.00</b>	<b>2,168,349.00</b>	<b>2,168,349.00</b>
<b>Expense</b>							
<b>Total Dept 004010</b>	<b>169,197.86</b>	<b>(51,019.89)</b>	<b>923,052.00</b>	<b>938,243.95</b>	<b>1,064,656.00</b>	<b>882,095.00</b>	<b>882,095.00</b>
<b>PUBLIC HEALTH</b>							

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<b>Fund 001</b>						
<b>Dept 004046</b>						
<b>Type R</b>						
<b>Group</b>						
Item 1606						
PH PHC PROGRAM	0.00	(300.00)	(300.00)			
Item 3446						
HANDICAPPED CHILDREN	0.00	(1,500.00)	(1,500.00)			
<b>Total Group</b>	<b>0.00</b>	<b>(1,800.00)</b>	<b>(1,800.00)</b>			
<b>Total Type R</b>						
<b>Revenue</b>	<b>0.00</b>	<b>(1,800.00)</b>	<b>(1,800.00)</b>			
<b>Type E</b>						
<b>Group 4</b>						
Item 0465						
MISC. EDUCATION	0.00	3,000.00	3,000.00			
<b>Total Group 4</b>	<b>0.00</b>	<b>3,000.00</b>	<b>3,000.00</b>			
<b>CONTRACTUAL EXPENSE</b>	<b>0.00</b>	<b>3,000.00</b>	<b>3,000.00</b>			
<b>Total Type E</b>						
<b>Expense</b>	<b>0.00</b>	<b>3,000.00</b>	<b>3,000.00</b>			
<b>Total Dept 004046</b>	<b>0.00</b>	<b>1,200.00</b>	<b>1,200.00</b>			
<b>PHYSICALLY HANDICAPPED CHILDREN</b>	<b>0.00</b>	<b>1,200.00</b>	<b>1,200.00</b>			

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<b>GENERAL FUND</b>							
<b>EARLY INTERVENTION PROGRAM</b>							
<b>Revenue</b>							
Item 1621							
EARLY INTERVENTION SERVICES	0.00	0.00	(310,000.00)	(310,000.00)	(310,000.00)	(310,000.00)	(310,000.00)
Item 3449							
EARLY INTERVENTION	0.00	0.00	(65,000.00)	(65,000.00)	(65,000.00)	(65,000.00)	(65,000.00)
<b>Total Group</b>	<b>0.00</b>	<b>0.00</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>
<b>Expense</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0465							
MISC. EDUCATION	548,443.34	531,454.76	500,000.00	500,000.00	500,000.00	500,000.00	500,000.00
<b>Total Group 4</b>	<b>548,443.34</b>	<b>531,454.76</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>500,000.00</b>
<b>Total Type E</b>	<b>548,443.34</b>	<b>531,454.76</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>500,000.00</b>
<b>Total Dept 004059</b>	<b>548,443.34</b>	<b>531,454.76</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>
<b>EARLY INTERVENTION PROGRAM</b>							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 004310							
Type R							
Group							
Item 1620							
*MENTAL HEALTH FEES							
Item 3490	(1,598,682.24)	(1,369,401.77)	(1,933,047.00)	(1,933,047.00)	(1,888,060.00)	(1,888,060.00)	(1,888,060.00)
MENTAL HEALTH	(4,440.00)	(21,949.00)	(659,860.00)	(659,860.00)	(815,473.00)	(815,473.00)	(815,473.00)
Item 3491							
CSS	(570,193.00)	(457,948.00)	0.00	0.00			
Item 3492							
ICM	(68,338.00)	(179,584.00)	0.00	0.00			
Item 4490							
MENTAL HEALTH - FEDERAL	(103,369.00)	(84,742.00)	0.00	(68,452.00)			
<b>Total Group</b>	<b>(2,345,022.24)</b>	<b>(2,113,624.77)</b>	<b>(2,592,907.00)</b>	<b>(2,661,359.00)</b>	<b>(2,703,533.00)</b>	<b>(2,703,533.00)</b>	<b>(2,703,533.00)</b>
<b>Total Type R Revenue</b>	<b>(2,345,022.24)</b>	<b>(2,113,624.77)</b>	<b>(2,592,907.00)</b>	<b>(2,661,359.00)</b>	<b>(2,703,533.00)</b>	<b>(2,703,533.00)</b>	<b>(2,703,533.00)</b>
<b>Expense</b>							
<b>PERSONAL SERVICES</b>							
Type E							
Group 1							
Item 0100							
PERSONAL SERVICES	1,267,031.52	1,306,676.36	1,445,760.00	1,381,779.00	1,477,788.00	1,475,122.00	1,475,122.00
Item 0101							
PERSONAL SERVICES - OVERTIME	0.00	0.00	0.00	2,150.00			
Item 0103							
BEEPER PAY	9,925.28	9,381.15	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
<b>Total Group 1 PERSONAL SERVICES</b>	<b>1,276,956.80</b>	<b>1,316,057.51</b>	<b>1,455,760.00</b>	<b>1,393,929.00</b>	<b>1,487,788.00</b>	<b>1,485,122.00</b>	<b>1,485,122.00</b>
<b>Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							

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<b>Fund 001</b>							
<b>Dept 004310</b>							
<b>Type E</b>							
<b>Group 2</b>							
Item 0210							
FURNITURE & FURNISHINGS							
Item 0220		1,450.48	0.00	2,952.00			
OFFICE EQUIPMENT	977.09	233.15	0.00	3,433.00			
Item 0222							
EQUIPMENT LEASE	5,125.00	9,890.02	8,975.00	14,875.00	8,194.00	8,194.00	8,194.00
Item 0250							
OTHER EQUIPMENT	0.00	14,584.75	0.00	5,175.00			
Item 0270							
CAPITAL EQUIPMENT	0.00	0.00	0.00	20,623.80			
<b>Total Group 2</b>	<b>6,102.09</b>	<b>26,168.40</b>	<b>8,975.00</b>	<b>47,158.80</b>	<b>8,194.00</b>	<b>8,194.00</b>	<b>8,194.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0401							
CELLULAR PHONES & PAGERS	2,632.61	3,498.95	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
Item 0411							
OFFICE SUPPLIES & MATERIALS	12,464.58	9,814.33	10,000.00	10,000.00	9,000.00	9,000.00	9,000.00
Item 0412							
EQUIPMENT MAINTENANCE	735.35	881.71	800.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0413							
GAS & OIL - ALL DEPARTMENTS	3,656.95	2,025.23	2,500.00	2,800.00	3,000.00	3,000.00	3,000.00
Item 0414							
TIRES & BATTERIES - ALL DEPTS.	898.45	1,567.69	2,500.00	2,500.00	1,500.00	1,500.00	1,500.00
Item 0416							
HOSPITAL/MEDICAL SERVICES							



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Fund 001							
Dept 004310							
Type E							
Group 4							
Item 0456							
DATA PROCESSING FEES/CEN COMP	17,037.50	17,674.75	22,000.00	24,000.00	30,000.00	30,000.00	30,000.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	1,429.61	1,269.08	2,000.00	3,000.00	2,000.00	2,000.00	2,000.00
Item 0459							
LEGAL FEES & SERVICES	5,500.00	6,000.00	6,000.00	6,000.00	6,500.00	6,500.00	6,500.00
Item 0460							
TRAINING & EDUCATIONAL	3,017.95	2,600.44	4,000.00	4,000.00	2,500.00	2,500.00	2,500.00
Item 0461							
POSTAGE	3,044.52	3,076.96	2,500.00	2,900.00	2,700.00	2,700.00	2,700.00
Item 0462							
MILEAGE	16,422.42	12,065.35	13,000.00	13,000.00	10,000.00	10,000.00	10,000.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	623.70	1,239.27	600.00	800.00	800.00	800.00	800.00
Item 0466							
CONSULTANT FEES	52,452.30	48,936.50	61,750.00	61,750.00	52,660.00	52,660.00	52,660.00
Item 0469							
ICM GENERAL - MENTAL HEALTH	1,716.07	62,152.08	65,783.00	65,783.00	70,440.00	70,440.00	70,440.00
Item 0481							
PROFESSIONAL DUES	1,339.00	1,379.00	3,000.00	3,100.00	3,200.00	3,200.00	3,200.00
Item 0489							
HOSPITAL-SUPPLIES-MEDICINE ETC	31,716.39	0.00	0.00	0.00			
Item 0492							
TRANS. SERV. NON-EMPLOYEES	0.00	0.00	800.00	900.00	500.00	500.00	500.00



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<b>Fund 001</b>							
<b>Dept 004310</b>							
<b>Type E</b>							
<b>Group 4</b>							
<b>GENERAL FUND</b>							
<b>MENTAL HEALTH ADMINISTRATION</b>							
<b>Expense</b>							
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	1,051,978.34	958,564.18	934,203.00	1,014,187.92	968,470.00	961,405.00	961,405.00
<b>Group 8</b>							
<b>Item 0810</b>							
<b>STATE RETIREMENT</b>							
<b>Item 0820</b>							
<b>MEDICARE</b>	105,784.39	94,518.95	167,372.00	167,372.00	245,426.00	215,343.00	215,343.00
<b>Item 0830</b>							
<b>SOCIAL SECURITY</b>	18,145.55	18,752.82	21,108.00	21,108.00	21,566.00	21,534.00	21,534.00
<b>Item 0840</b>							
<b>WORKERS' COMP</b>	77,590.94	80,183.36	90,257.00	90,257.00	92,219.00	92,078.00	92,078.00
<b>Item 0850</b>							
<b>UNEMPLOYMENT</b>	18,163.00	30,831.00	14,297.00	14,297.00	13,031.00	13,031.00	13,031.00
<b>Item 0860</b>							
<b>HEALTH INSURANCE</b>	9,620.00	2,328.75	3,087.00	3,087.00	5,400.00	5,400.00	5,400.00
<b>Item 0880</b>							
<b>DISABILITY</b>	258,349.88	275,478.13	344,221.00	344,221.00	360,981.00	354,810.00	354,810.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	492,876.16	507,329.01	646,687.00	646,687.00	745,153.00	708,726.00	708,726.00
<b>Total Type E</b>							
<b>Expense</b>	2,827,913.39	2,808,119.10	3,045,625.00	3,101,962.72	3,209,605.00	3,163,447.00	3,163,447.00
<b>Total Dept 004310</b>							
<b>MENTAL HEALTH ADMINISTRATION</b>	482,891.15	694,484.33	452,718.00	440,603.72	506,072.00	459,914.00	459,914.00

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 004320</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3491							
CSS	0.00	0.00	(64,577.00)	(64,577.00)		(65,311.00)	(65,311.00)
<b>Total Group</b>	<b>0.00</b>	<b>0.00</b>	<b>(64,577.00)</b>	<b>(64,577.00)</b>		<b>(65,311.00)</b>	<b>(65,311.00)</b>
<b>Total Type R</b>	<b>0.00</b>	<b>0.00</b>	<b>(64,577.00)</b>	<b>(64,577.00)</b>		<b>(65,311.00)</b>	<b>(65,311.00)</b>
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0467							
PROGRAMS	64,969.00	68,271.00	64,577.00	64,577.00	65,311.00	65,311.00	65,311.00
<b>Total Group 4</b>	<b>64,969.00</b>	<b>68,271.00</b>	<b>64,577.00</b>	<b>64,577.00</b>	<b>65,311.00</b>	<b>65,311.00</b>	<b>65,311.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>64,969.00</b>	<b>68,271.00</b>	<b>64,577.00</b>	<b>64,577.00</b>	<b>65,311.00</b>	<b>65,311.00</b>	<b>65,311.00</b>
<b>Expense</b>							
<b>Total Dept 004320</b>	<b>64,969.00</b>	<b>68,271.00</b>	<b>0.00</b>	<b>0.00</b>	<b>65,311.00</b>	<b>65,311.00</b>	<b>65,311.00</b>
<b>FRIENDS OF MENTAL HEALTH</b>							

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<b>GENERAL FUND</b>							
<b>ARC PROGRAM</b>							
<b>Revenue</b>							
Item 3493							
ARC NON 620	(313,754.00)	(289,368.00)	(276,656.00)	(276,656.00)	(192,271.00)	(192,271.00)	(192,271.00)
Item 3494	(5,869.00)	(3,267.00)	0.00	0.00			
ARC 620							
<b>Total Group</b>	<b>(319,623.00)</b>	<b>(292,635.00)</b>	<b>(276,656.00)</b>	<b>(276,656.00)</b>	<b>(192,271.00)</b>	<b>(192,271.00)</b>	<b>(192,271.00)</b>
<b>Total Type R Revenue</b>	<b>(319,623.00)</b>	<b>(292,635.00)</b>	<b>(276,656.00)</b>	<b>(276,656.00)</b>	<b>(192,271.00)</b>	<b>(192,271.00)</b>	<b>(192,271.00)</b>
<b>Type E</b>							
<b>Group 4</b>							
<b>Expense</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0467							
PROGRAMS	323,916.00	302,491.00	316,487.00	316,487.00	232,102.00	232,102.00	232,102.00
<b>Total Group 4</b>	<b>323,916.00</b>	<b>302,491.00</b>	<b>316,487.00</b>	<b>316,487.00</b>	<b>232,102.00</b>	<b>232,102.00</b>	<b>232,102.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E Expense</b>	<b>323,916.00</b>	<b>302,491.00</b>	<b>316,487.00</b>	<b>316,487.00</b>	<b>232,102.00</b>	<b>232,102.00</b>	<b>232,102.00</b>
<b>Total Dept 004321</b>	<b>4,293.00</b>	<b>9,856.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>
<b>ARC PROGRAM</b>							

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 004322</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3486							
ALCOHOL	(358,143.00)	(339,676.00)	(346,160.00)	(346,160.00)	(346,160.00)	(346,160.00)	(346,160.00)
<b>Total Group</b>	<b>(358,143.00)</b>	<b>(339,676.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>
<b>Total Type R</b>	<b>(358,143.00)</b>	<b>(339,676.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0467							
PROGRAMS	430,448.00	378,367.00	384,851.00	384,851.00	384,851.00	384,851.00	384,851.00
<b>Total Group 4</b>	<b>430,448.00</b>	<b>378,367.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>384,851.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>430,448.00</b>	<b>378,367.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>384,851.00</b>
<b>Expense</b>							
<b>Total Dept 004322</b>	<b>72,305.00</b>	<b>38,691.00</b>	<b>38,691.00</b>	<b>38,691.00</b>	<b>38,691.00</b>	<b>38,691.00</b>	<b>38,691.00</b>
<b>DRUG &amp; ALCOHOL ABUSE PROGRAMS</b>							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 004323							
Type R							
Group							
Item 4490							
MENTAL HEALTH - FEDERAL	0.00	0.00	0.00	(65,132.00)	(60,850.00)	(60,850.00)	(60,850.00)
<b>Total Group</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>(65,132.00)</b>	<b>(60,850.00)</b>	<b>(60,850.00)</b>	<b>(60,850.00)</b>
<b>Total Type R</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>(65,132.00)</b>	<b>(60,850.00)</b>	<b>(60,850.00)</b>	<b>(60,850.00)</b>
Revenue							
Type E							
Group 4							
Item 0467							
PROGRAMS	0.00	0.00	0.00	65,132.00	60,850.00	60,850.00	60,850.00
<b>Total Group 4</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>65,132.00</b>	<b>60,850.00</b>	<b>60,850.00</b>	<b>60,850.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>65,132.00</b>	<b>60,850.00</b>	<b>60,850.00</b>	<b>60,850.00</b>
Expense							
<b>Total Dept 004323</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
004323							

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Fund 001							
GENERAL FUND							
Dept 004390							
MENTAL HEALTH LAW EXPENSE							
Type E							
Group 4							
Item 0447							
MISC. EQUIP. CONTRACTS	20,000.00	18,416.28	0.00	0.00	50,000.00	50,000.00	50,000.00
Item 0459							
LEGAL FEES & SERVICES	0.00	0.00	75,000.00	75,000.00			
<b>Total Group 4</b>	<b>20,000.00</b>	<b>18,416.28</b>	<b>75,000.00</b>	<b>75,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>20,000.00</b>	<b>18,416.28</b>	<b>75,000.00</b>	<b>75,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>
<b>Expense</b>							
<b>Total Dept 004390</b>	<b>20,000.00</b>	<b>18,416.28</b>	<b>75,000.00</b>	<b>75,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>
<b>MENTAL HEALTH LAW EXPENSE</b>							

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GENERAL FUND							
Fund 001							
MERCY FLIGHT							
Type E							
Group 4							
Item 0439							
AUTHORIZED AGENCIES	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	5,000.00	5,000.00
Total Group 4	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	5,000.00	5,000.00
CONTRACTUAL EXPENSE							
Total Type E	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	5,000.00	5,000.00
Expense							
Total Dept 004540	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	5,000.00	5,000.00
MERCY FLIGHT							

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<b>GENERAL FUND</b>						
<b>Fund 001</b>						
<b>Dept 005630</b>						
<b>Type R</b>						
<b>Revenue</b>						
Item 1789						
TRANSPORTATION - OTHER	(12,400.00)	(11,000.00)	(11,000.00)	(12,400.00)	(12,400.00)	(12,400.00)
<b>Total Group</b>	<b>(12,400.00)</b>	<b>(11,000.00)</b>	<b>(11,000.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>
<b>Total Type R</b>	<b>(12,400.00)</b>	<b>(11,000.00)</b>	<b>(11,000.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>
<b>Revenue</b>						
<b>Type E</b>						
<b>Group 4</b>						
Expense						
Item 0418						
CONTRACTUAL EXPENSE						
Item 0432						
MISC. CONTRACTS/AGREEMENTS	0.00	0.00	0.00	30,181.00	30,181.00	30,181.00
Item 0432						
MISC. CONTRACTS/AGREEMENTS	30,180.60	30,000.00	30,000.00			
<b>Total Group 4</b>	<b>30,180.60</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>
<b>CONTRACTUAL EXPENSE</b>						
<b>Total Type E</b>	<b>30,180.60</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>
<b>Expense</b>						
Total Dept 005630						
PUBLIC TRANSPORTATION	17,780.60	19,000.00	19,000.00	17,781.00	17,781.00	17,781.00



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<b>GENERAL FUND</b>							
<b>SOCIAL SERVICES ADMINISTRATION</b>							
<b>Revenue</b>							
Item 1811							
*CHILD SUPP--INCENT EARNINGS	(28,637.69)	(34,141.73)	(27,000.00)	(27,000.00)	(52,144.00)	(52,144.00)	(52,144.00)
Item 2070							
*CONT PRIV AGENCY FOR YOUTHS	(29,667.60)	(35,826.00)	(34,200.00)	(34,200.00)	(23,600.00)	(23,600.00)	(23,600.00)
Item 3610							
SOCIAL SERVICES ADMINISTRATION	(1,526,263.47)	(1,581,603.50)	(1,464,849.00)	(1,351,435.00)	(1,383,365.00)	(1,318,975.00)	(1,318,975.00)
Item 3611							
FOOD STAMPS	7,783.00	11,439.00	0.00	0.00			
Item 3616							
LOCAL ADMINISTRATION FUNDS	(438,460.00)	(43,846.00)	0.00	0.00			
Item 4489							
BIOTERRORISM PREPAREDNESS	0.00	0.00	(177,050.00)	(177,050.00)	(276,123.00)	(276,123.00)	(276,123.00)
Item 4610							
SOCIAL SERVICES ADMIN.	(1,796,294.43)	(1,777,465.43)	(2,205,628.00)	(2,092,214.00)	(2,085,881.00)	(2,030,817.00)	(2,030,817.00)
Item 4611							
FOOD STAMP PROGRAM ADMIN.	(435,120.00)	(360,217.00)	(401,175.00)	(401,175.00)	(417,919.00)	(401,379.00)	(401,379.00)
Item 4615							
FLEXIBLE FUND FOR FAMILY SERVICES	(908,230.00)	(1,279,021.00)	(1,460,475.00)	(1,460,475.00)	(1,438,104.00)	(1,438,104.00)	(1,438,104.00)
Item 4661							
TITLE IV-B FUNDS	(21,606.00)	(13,693.00)	(13,693.00)	(13,693.00)	(13,693.00)	(13,693.00)	(13,693.00)
<b>Total Group</b>	<b>(5,176,496.19)</b>	<b>(5,114,374.66)</b>	<b>(5,784,070.00)</b>	<b>(5,557,242.00)</b>	<b>(5,424,706.00)</b>	<b>(5,554,835.00)</b>	<b>(5,554,835.00)</b>
<b>Total Type R Revenue</b>	<b>(5,176,496.19)</b>	<b>(5,114,374.66)</b>	<b>(5,784,070.00)</b>	<b>(5,557,242.00)</b>	<b>(5,424,706.00)</b>	<b>(5,554,835.00)</b>	<b>(5,554,835.00)</b>

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<b>Fund 001</b>							
<b>Dept 006010</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES							
Item 0101	2,853,718.91	3,073,559.04	3,222,433.00	3,222,433.00	3,229,791.00	3,176,552.00	3,176,552.00
PERSONAL SERVICES - OVERTIME							
Item 0102	28,721.03	25,787.66	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00
PERS. SER., OTHER							
Item 0103	0.00	0.00	(40,000.00)	(40,000.00)	(40,000.00)	(50,000.00)	(50,000.00)
BEEPER PAY							
Item 0104	18,760.00	18,344.00	18,400.00	18,400.00	18,504.00	18,504.00	18,504.00
<b>Total Group 1</b>	<b>3,001,199.94</b>	<b>3,117,690.70</b>	<b>3,230,833.00</b>	<b>3,230,833.00</b>	<b>3,238,295.00</b>	<b>3,175,056.00</b>	<b>3,175,056.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0210							
FURNITURE & FURNISHINGS							
Item 0220	461.00	1,429.05	6,288.00	6,288.00	875.00	875.00	875.00
OFFICE EQUIPMENT							
Item 0222	14,299.98	13,521.92	13,350.00	13,350.00	14,053.00	14,053.00	14,053.00
EQUIPMENT LEASE							
Item 0270	0.00	146.00	147.00	147.00	146.00	148.00	146.00
CAPITAL EQUIPMENT							
Item 0270	250.91	259.95	1,649.00	1,649.00			
<b>Total Group 2</b>	<b>15,011.89</b>	<b>15,356.92</b>	<b>21,434.00</b>	<b>21,434.00</b>	<b>15,076.00</b>	<b>15,076.00</b>	<b>15,076.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0401							
CELLULAR PHONES & PAGERS							
Item 0402	4,602.11	4,417.69	5,000.00	5,000.00	5,000.00	4,500.00	4,500.00



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<b>Fund 001</b>							
<b>Dept 006010</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	1,430.00	760.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Item 0446							
REPAIRS TO AUTOMOTIVE EQUIP.	3,216.94	4,108.84	2,700.00	2,700.00	5,000.00	4,500.00	4,500.00
Item 0447							
MISC. EQUIP. CONTRACTS	14,330.79	14,050.66	16,866.00	11,586.00	11,992.00	11,992.00	11,992.00
Item 0455							
WITNESS FEES	534.99	801.60	3,000.00	3,000.00	3,000.00	2,000.00	2,000.00
Item 0456							
DATA PROCESSING FEES/CEN COMP	62,814.38	64,948.71	69,810.00	69,810.00	76,145.00	75,135.00	75,135.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	3,469.80	2,823.97	3,000.00	3,000.00	4,000.00	3,000.00	3,000.00
Item 0459							
LEGAL FEES & SERVICES	130,302.11	127,525.80	132,418.00	132,418.00	136,314.00	135,015.00	135,015.00
Item 0460							
TRAINING & EDUCATIONAL	393.75	450.00	450.00	450.00	2,725.00	2,725.00	2,725.00
Item 0461							
POSTAGE	17,823.68	19,877.99	21,000.00	21,000.00	21,000.00	20,000.00	20,000.00
Item 0462							
MILEAGE	70,805.32	70,712.52	72,000.00	72,000.00	72,000.00	67,000.00	67,000.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	7,019.72	5,248.79	9,975.00	9,975.00	8,400.00	8,400.00	8,400.00
Item 0466							
CONSULTANT FEES	9,000.00	6,750.00	16,750.00	15,735.00	6,750.00	6,750.00	6,750.00

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<b>Fund 001</b>							
<b>Dept 006010</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0481							
PROFESSIONAL DUES	3,410.00	3,609.00	3,700.00	3,700.00	3,810.00	3,810.00	3,810.00
Item 0491							
NYS REVENUE/ASSESSMENTS	59,014.00	76,920.00	69,500.00	69,500.00	72,200.00	72,200.00	72,200.00
Item 0492							
TRANS. SERV. NON-EMPLOYEES	(1,796.00)	(2,904.00)	1,000.00	1,000.00			
Item 0494							
SECURITY SERVICES - DSS	52,807.25	54,808.38	59,000.00	59,000.00	60,000.00	60,000.00	60,000.00
<b>Total Group 4</b>	<b>1,609,026.34</b>	<b>1,697,915.36</b>	<b>1,896,580.00</b>	<b>1,896,790.25</b>	<b>1,721,006.00</b>	<b>1,628,075.00</b>	<b>1,628,075.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	242,123.78	223,107.50	373,953.00	373,953.00	540,926.00	467,629.00	467,629.00
Item 0820							
MEDICARE	42,766.59	44,419.34	47,429.00	47,429.00	47,526.00	46,755.00	46,755.00
Item 0830							
SOCIAL SECURITY	182,864.84	189,934.39	202,794.00	202,794.00	203,261.00	199,960.00	199,960.00
Item 0840							
WORKERS' COMP	46,188.00	75,414.00	36,485.00	36,485.00	32,942.00	32,580.00	32,580.00
Item 0850							
UNEMPLOYMENT	7,666.96	9,644.76	7,854.00	7,854.00	13,650.00	13,500.00	13,500.00
Item 0860							
HEALTH INSURANCE	766,747.36	987,552.61	927,316.00	927,316.00	1,055,076.00	1,020,454.00	1,020,454.00
Item 0890							
DISABILITY							

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Fund 001							
Dept 006010							
Type E							
Group 8	14,048.80	14,286.40	16,500.00	16,500.00	16,980.00	16,790.00	16,790.00
Total Group 8							
EMPLOYEE BENEFITS	1,302,406.33	1,554,339.00	1,612,311.00	1,612,311.00	1,910,363.00	1,797,668.00	1,797,668.00
Total Type E							
Expense	5,927,644.50	6,385,301.98	6,761,158.00	6,761,368.25	6,884,740.00	6,615,875.00	6,615,875.00
Total Dept 006010							
SOCIAL SERVICES ADMINISTRATION	751,148.31	1,270,927.32	977,088.00	1,204,126.25	1,460,034.00	1,061,040.00	1,061,040.00

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<b>GENERAL FUND</b>							
Fund 001							
Dept 006055							
Type R							
Group							
Item 3655							
DAY CARE 75%	(89,935.00)	(120,659.00)	(152,520.00)	(152,520.00)	(152,520.00)	(152,520.00)	(152,520.00)
Item 4655							
DAY CARE 100%	(877,820.00)	(937,189.00)	(936,909.00)	(936,909.00)	(925,000.00)	(925,000.00)	(925,000.00)
<b>Total Group</b>	<b>(967,755.00)</b>	<b>(1,057,848.00)</b>	<b>(1,089,429.00)</b>	<b>(1,089,429.00)</b>	<b>(1,077,520.00)</b>	<b>(1,077,520.00)</b>	<b>(1,077,520.00)</b>
<b>Total Type R Revenue</b>	<b>(967,755.00)</b>	<b>(1,057,848.00)</b>	<b>(1,089,429.00)</b>	<b>(1,089,429.00)</b>	<b>(1,077,520.00)</b>	<b>(1,077,520.00)</b>	<b>(1,077,520.00)</b>
Type E							
Group 4							
Item 0467							
PROGRAMS	999,505.38	1,123,717.07	1,140,269.00	1,140,269.00	1,115,650.00	1,115,650.00	1,115,650.00
<b>Total Group 4</b>	<b>999,505.38</b>	<b>1,123,717.07</b>	<b>1,140,269.00</b>	<b>1,140,269.00</b>	<b>1,115,650.00</b>	<b>1,115,650.00</b>	<b>1,115,650.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E Expense</b>	<b>999,505.38</b>	<b>1,123,717.07</b>	<b>1,140,269.00</b>	<b>1,140,269.00</b>	<b>1,115,650.00</b>	<b>1,115,650.00</b>	<b>1,115,650.00</b>
<b>Total Dept 006055 DAYCARE - DSS</b>	<b>31,750.38</b>	<b>65,869.07</b>	<b>50,840.00</b>	<b>50,840.00</b>	<b>38,130.00</b>	<b>38,130.00</b>	<b>38,130.00</b>

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<b>Fund 001</b>							
<b>Dept 006070</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3610							
SOCIAL SERVICES ADMINISTRATION	0.00	0.00	0.00	0.00	(3,100.00)	(1,860.00)	(1,860.00)
Item 4610							
SOCIAL SERVICES ADMIN.	0.00	0.00	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)
<b>Total Group</b>	<b>0.00</b>	<b>0.00</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(8,100.00)</b>	<b>(6,860.00)</b>	<b>(6,860.00)</b>
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(8,100.00)</b>	<b>(6,860.00)</b>	<b>(6,860.00)</b>
<b>Type E</b>							
<b>Group 4</b>							
Item 0455							
WITNESS FEES	27,323.73	10,633.60	35,000.00	35,000.00	30,000.00	28,000.00	28,000.00
<b>Total Group 4</b>	<b>27,323.73</b>	<b>10,633.60</b>	<b>35,000.00</b>	<b>35,000.00</b>	<b>30,000.00</b>	<b>28,000.00</b>	<b>28,000.00</b>
<b>CONTRACTUAL EXPENSE</b>	<b>27,323.73</b>	<b>10,633.60</b>	<b>35,000.00</b>	<b>35,000.00</b>	<b>30,000.00</b>	<b>28,000.00</b>	<b>28,000.00</b>
<b>Total Type E Expense</b>	<b>27,323.73</b>	<b>10,633.60</b>	<b>35,000.00</b>	<b>35,000.00</b>	<b>30,000.00</b>	<b>28,000.00</b>	<b>28,000.00</b>
<b>Total Dept 006070</b>	<b>27,323.73</b>	<b>10,633.60</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>21,900.00</b>	<b>21,140.00</b>	<b>21,140.00</b>
<b>SERVICE FOR RECIPIENTS - DSS</b>	<b>27,323.73</b>	<b>10,633.60</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>21,900.00</b>	<b>21,140.00</b>	<b>21,140.00</b>



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<b>FUND 001</b>							
<b>Dept 006101</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1801							
*MEDICAL ASSISTANCE							
Item 3801	(324,524.97)	(296,989.18)	(230,000.00)	(230,000.00)	(375,000.00)	(375,000.00)	(375,000.00)
MEDICAL ASSISTANCE	13,572.00	5,789.00	(62,170.00)	(62,170.00)			
Item 4601	(12,297.00)	(21,937.00)	(82,830.00)	(82,830.00)			
MEDICAL ASSISTANCE							
<b>Total Group</b>	<b>(323,249.97)</b>	<b>(313,127.18)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>	<b>(323,249.97)</b>	<b>(313,127.18)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>
<b>Type E</b>							
<b>Group 4</b>							
Expense							
<b>CONTRACTUAL EXPENSE</b>							
Item 0485							
HEALTH DEPT MISC SERVICES	320,304.95	329,447.20	375,000.00	375,000.00	375,000.00	375,000.00	375,000.00
<b>Total Group 4</b>	<b>320,304.95</b>	<b>329,447.20</b>	<b>375,000.00</b>	<b>375,000.00</b>	<b>375,000.00</b>	<b>375,000.00</b>	<b>375,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>							
<b>Expense</b>	<b>320,304.95</b>	<b>329,447.20</b>	<b>375,000.00</b>	<b>375,000.00</b>	<b>375,000.00</b>	<b>375,000.00</b>	<b>375,000.00</b>
<b>Total Dept 006101</b>	<b>(2,945.02)</b>	<b>16,320.02</b>	<b>0.00</b>	<b>0.00</b>			
<b>MEDICAL ASSISTANCE - DSS</b>							

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Fund 001							
GENERAL FUND							
Dept 006102							
MEDICAL MIS - DSS							
Expense							
Group 4							
Item 0485							
HEALTH DEPT MISC SERVICES	8,249,810.50	8,761,948.89	8,453,552.00	8,453,552.00	8,837,877.00	8,837,877.00	8,837,877.00
Total Group 4							
CONTRACTUAL EXPENSE	8,249,810.50	8,761,948.89	8,453,552.00	8,453,552.00	8,837,877.00	8,837,877.00	8,837,877.00
Total Type E							
Expense	8,249,810.50	8,761,948.89	8,453,552.00	8,453,552.00	8,837,877.00	8,837,877.00	8,837,877.00
Total Dept 006102							
MEDICAL MIS - DSS	8,249,810.50	8,761,948.89	8,453,552.00	8,453,552.00	8,837,877.00	8,837,877.00	8,837,877.00

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 006109</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1809							
*AID TO DEPENDENT CHILDREN	(24,740.08)	(33,028.77)	(20,000.00)	(246,828.00)	(220,000.00)	(220,000.00)	(220,000.00)
Item 1842							
*RECOVERY-EMERG. AID-ADULTS	(26,515.76)	(32,314.29)	(30,000.00)	(30,000.00)	(30,000.00)	(30,000.00)	(30,000.00)
Item 3609							
AID TO DEPENDENT CHILDREN	(372,081.00)	(472,624.00)	(451,157.00)	(451,157.00)	(469,613.00)	(469,613.00)	(469,613.00)
Item 4609							
AID TO DEPENDENT CHILDREN	(765,202.00)	(1,094,202.00)	(855,444.00)	(855,444.00)	(970,839.00)	(970,839.00)	(970,839.00)
<b>Total Group</b>	<b>(1,188,538.84)</b>	<b>(1,632,169.06)</b>	<b>(1,356,601.00)</b>	<b>(1,583,429.00)</b>	<b>(1,690,452.00)</b>	<b>(1,690,452.00)</b>	<b>(1,690,452.00)</b>
<b>Total Type R Revenue</b>	<b>(1,188,538.84)</b>	<b>(1,632,169.06)</b>	<b>(1,356,601.00)</b>	<b>(1,583,429.00)</b>	<b>(1,690,452.00)</b>	<b>(1,690,452.00)</b>	<b>(1,690,452.00)</b>
<b>Type E</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0467							
PROGRAMS	1,767,428.67	2,224,976.92	2,000,000.00	2,000,000.00	2,222,452.00	2,222,452.00	2,222,452.00
<b>Total Group 4</b>	<b>1,767,428.67</b>	<b>2,224,976.92</b>	<b>2,000,000.00</b>	<b>2,000,000.00</b>	<b>2,222,452.00</b>	<b>2,222,452.00</b>	<b>2,222,452.00</b>
<b>Total Type E</b>	<b>1,767,428.67</b>	<b>2,224,976.92</b>	<b>2,000,000.00</b>	<b>2,000,000.00</b>	<b>2,222,452.00</b>	<b>2,222,452.00</b>	<b>2,222,452.00</b>
<b>Expense</b>							
<b>Total Dept 006109</b>	<b>578,889.83</b>	<b>582,807.86</b>	<b>643,399.00</b>	<b>416,571.00</b>	<b>532,000.00</b>	<b>532,000.00</b>	<b>532,000.00</b>
<b>FAMILY ASSISTANCE - DSS</b>							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 006119							
Type R							
Group							
Item 1819							
*CHILD CARE	(42,594.19)	(31,945.97)	(52,000.00)	(52,000.00)	(13,000.00)	(13,000.00)	(13,000.00)
Item 3519							
CHILD CARE	(339,599.00)	(467,154.00)	(412,764.00)	(412,764.00)	(271,807.00)	(285,159.00)	(285,159.00)
Item 4519							
AID TO DEP. CHIL.- FOSTER CARE	(157,712.00)	(225,248.00)	(305,783.00)	(305,783.00)	(203,700.00)	(203,700.00)	(203,700.00)
<b>Total Group</b>	<b>(539,905.19)</b>	<b>(724,347.97)</b>	<b>(770,547.00)</b>	<b>(770,547.00)</b>	<b>(488,507.00)</b>	<b>(501,859.00)</b>	<b>(501,859.00)</b>
<b>Total Type R</b>							
Revenue	(539,905.19)	(724,347.97)	(770,547.00)	(770,547.00)	(488,507.00)	(501,859.00)	(501,859.00)
Type E							
Group 4							
Item 0467							
PROGRAMS	528,776.10	637,334.09	927,145.00	927,145.00	680,450.00	680,450.00	680,450.00
<b>Total Group 4</b>	<b>528,776.10</b>	<b>637,334.09</b>	<b>927,145.00</b>	<b>927,145.00</b>	<b>680,450.00</b>	<b>680,450.00</b>	<b>680,450.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>							
Expense	528,776.10	637,334.09	927,145.00	927,145.00	680,450.00	680,450.00	680,450.00
<b>Total Dept 006119</b>	<b>(11,129.09)</b>	<b>(87,013.88)</b>	<b>156,598.00</b>	<b>156,598.00</b>	<b>191,943.00</b>	<b>178,591.00</b>	<b>178,591.00</b>
<b>CHILD CARE - DSS</b>							

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<b>GENERAL FUND</b>							
<b>JUVENILE DELINQUENTS - DSS</b>							
<b>Revenue</b>							
Item 1823							
*JUVENILE DELINQUENT	(762.50)	(912.65)	(750.00)	(750.00)	(750.00)	(750.00)	(750.00)
Item 3623							
JUVENILE DELIQUENT	(10,856.99)	(17,086.00)	(25,725.00)	(25,725.00)	(24,800.00)	(24,800.00)	(24,800.00)
<b>Total Group</b>	<b>(11,621.49)</b>	<b>(17,998.65)</b>	<b>(26,475.00)</b>	<b>(26,475.00)</b>	<b>(25,550.00)</b>	<b>(25,550.00)</b>	<b>(25,550.00)</b>
<b>Total Type R Revenue</b>							
Type E	(11,621.49)	(17,998.65)	(26,475.00)	(26,475.00)	(25,550.00)	(25,550.00)	(25,550.00)
<b>Group 4</b>							
<b>Expense</b>							
Item 0467							
PROGRAMS	20,052.60	50,382.89	90,000.00	90,000.00	220,000.00	220,000.00	220,000.00
<b>Total Group 4</b>	<b>20,052.60</b>	<b>50,382.89</b>	<b>90,000.00</b>	<b>90,000.00</b>	<b>220,000.00</b>	<b>220,000.00</b>	<b>220,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>20,052.60</b>	<b>50,382.89</b>	<b>90,000.00</b>	<b>90,000.00</b>	<b>220,000.00</b>	<b>220,000.00</b>	<b>220,000.00</b>
<b>Expense</b>							
<b>Total Dept 006123</b>	<b>8,431.11</b>	<b>32,384.24</b>	<b>63,525.00</b>	<b>63,525.00</b>	<b>194,450.00</b>	<b>194,450.00</b>	<b>194,450.00</b>
<b>JUVENILE DELINQUENTS - DSS</b>							

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GENERAL FUND							
Fund 001							
Dept 006129							
Type E							
Group 4							
Item 0467							
PROGRAMS							
Total Group 4	285,000.00	68,570.22	300,000.00	300,000.00	375,000.00	175,000.00	175,000.00
CONTRACTUAL EXPENSE	285,000.00	68,570.22	300,000.00	300,000.00	375,000.00	175,000.00	175,000.00
Total Type E	285,000.00	68,570.22	300,000.00	300,000.00	375,000.00	175,000.00	175,000.00
Expense							
Total Dept 006129	285,000.00	68,570.22	300,000.00	300,000.00	375,000.00	175,000.00	175,000.00
STATE TRAINING SCHOOL - DSS	285,000.00	68,570.22	300,000.00	300,000.00	375,000.00	175,000.00	175,000.00

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Account Description	2008 Actual	2009 Actual	Original Budget 2010	Adjusted Budget 2010	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
Fund 001							
Dept 006140							
Type R							
Group							
Item 1840							
SAFETY NET	(163,147.77)	(126,207.44)	(100,000.00)	(100,000.00)	(165,000.00)	(165,000.00)	(165,000.00)
Item 1848							
*BURIALS	(643.82)	(2,575.00)	(750.00)	(750.00)	(750.00)	(750.00)	(750.00)
Item 3640							
SAFETY NET	(535,519.00)	(639,137.00)	(760,737.00)	(760,737.00)	(897,599.00)	(897,599.00)	(897,599.00)
Item 4640							
SAFETY NET	(20,404.00)	(21,631.00)	(25,000.00)	(25,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
<b>Total Group</b>	<b>(719,714.59)</b>	<b>(789,550.44)</b>	<b>(886,487.00)</b>	<b>(886,487.00)</b>	<b>(1,085,349.00)</b>	<b>(1,085,349.00)</b>	<b>(1,085,349.00)</b>
<b>Total Type R Revenue</b>	<b>(719,714.59)</b>	<b>(789,550.44)</b>	<b>(886,487.00)</b>	<b>(886,487.00)</b>	<b>(1,085,349.00)</b>	<b>(1,085,349.00)</b>	<b>(1,085,349.00)</b>
<b>Type E Group 4</b>							
Item 0467							
PROGRAMS	1,289,028.35	1,484,487.97	1,627,112.00	1,627,112.00	1,910,974.00	1,910,974.00	1,910,974.00
<b>Total Group 4 CONTRACTUAL EXPENSE</b>	<b>1,289,028.35</b>	<b>1,484,487.97</b>	<b>1,627,112.00</b>	<b>1,627,112.00</b>	<b>1,910,974.00</b>	<b>1,910,974.00</b>	<b>1,910,974.00</b>
<b>Total Type E Expense</b>	<b>1,289,028.35</b>	<b>1,484,487.97</b>	<b>1,627,112.00</b>	<b>1,627,112.00</b>	<b>1,910,974.00</b>	<b>1,910,974.00</b>	<b>1,910,974.00</b>
<b>Total Dept 006140 SAFETY NET - DSS</b>	<b>569,313.76</b>	<b>684,937.53</b>	<b>740,625.00</b>	<b>740,625.00</b>	<b>825,625.00</b>	<b>825,625.00</b>	<b>825,625.00</b>

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<b>GENERAL FUND</b>							
Fund 001							
Dept 006141							
Type R							
Group							
Item 4641							
HEAP	4,110.00	91,040.00	(25,000.00)	(25,000.00)	(30,000.00)	(30,000.00)	(30,000.00)
<b>Total Group</b>	<b>4,110.00</b>	<b>91,040.00</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>
<b>Total Type R</b>							
Revenue	4,110.00	91,040.00	(25,000.00)	(25,000.00)	(30,000.00)	(30,000.00)	(30,000.00)
Type E							
Group 4							
Item 0467							
PROGRAMS	(4,655.40)	(77,830.11)	25,000.00	25,000.00	30,000.00	30,000.00	30,000.00
<b>Total Group 4</b>	<b>(4,655.40)</b>	<b>(77,830.11)</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
Total Type E	(4,655.40)	(77,830.11)	25,000.00	25,000.00	30,000.00	30,000.00	30,000.00
Expense	(4,655.40)	(77,830.11)	25,000.00	25,000.00	30,000.00	30,000.00	30,000.00
Total Dept 006141	(545.40)	13,209.89	0.00	0.00			
FUEL AID / HEAP - DSS							



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<b>GENERAL FUND</b>							
Dept 006142							
Type R							
Group							
Item 3642							
EMERGENCY AID - ADULTS	(15,408.00)	(6,648.00)	(20,000.00)	(20,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
<b>Total Group</b>	<b>(15,408.00)</b>	<b>(6,648.00)</b>	<b>(20,000.00)</b>	<b>(20,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>
<b>Total Type R</b>	<b>(15,408.00)</b>	<b>(6,648.00)</b>	<b>(20,000.00)</b>	<b>(20,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>
Revenue							
Type E							
Group 4							
Item 0467							
PROGRAMS	30,813.42	13,362.63	40,000.00	40,000.00	30,000.00	30,000.00	30,000.00
<b>Total Group 4</b>	<b>30,813.42</b>	<b>13,362.63</b>	<b>40,000.00</b>	<b>40,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>30,813.42</b>	<b>13,362.63</b>	<b>40,000.00</b>	<b>40,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>
Expense							
Total Dept 006142	15,405.42	6,714.63	20,000.00	20,000.00	15,000.00	15,000.00	15,000.00
EMERGENCY AID ADULTS - DSS							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 006410							
Type R							
Group							
Item 1113							
ROOM OCCUPANCY TAX		(31,610.10)	(27,500.00)	(27,500.00)	(27,500.00)	(27,500.00)	(27,500.00)
Item 2000							
CULTURE AND RECREATION	(20,700.00)	(10,000.00)	(10,000.00)	(10,000.00)			
Item 3715							
TOURISM NYS	(63,479.00)	(50,657.00)	(50,657.00)	(50,657.00)			
<b>Total Group</b>	<b>(117,071.26)</b>	<b>(82,267.10)</b>	<b>(88,157.00)</b>	<b>(88,157.00)</b>	<b>(27,500.00)</b>	<b>(27,500.00)</b>	<b>(27,500.00)</b>
<b>Total Type R Revenue</b>	<b>(117,071.26)</b>	<b>(82,267.10)</b>	<b>(88,157.00)</b>	<b>(88,157.00)</b>	<b>(27,500.00)</b>	<b>(27,500.00)</b>	<b>(27,500.00)</b>
<b>Type E Expense</b>							
Group 2							
Item 0220							
OFFICE EQUIPMENT	0.00	0.00	600.00	600.00			
Item 0222							
EQUIPMENT LEASE	0.00	0.00	1,350.00	1,350.00	1,314.00	1,314.00	1,314.00
<b>Total Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>0.00</b>	<b>0.00</b>	<b>1,950.00</b>	<b>1,950.00</b>	<b>1,314.00</b>	<b>1,314.00</b>	<b>1,314.00</b>
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	452.75	296.06	600.00	600.00	750.00	750.00	750.00
Item 0412							
EQUIPMENT MAINTENANCE	0.00	150.00	100.00	100.00	100.00	100.00	100.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	10,569.47	10,779.95	10,204.00	10,204.00	11,050.00	11,050.00	11,050.00
<b>Total Group 4 CONTRACTUAL EXPENSE</b>	<b>10,569.47</b>	<b>10,779.95</b>	<b>10,204.00</b>	<b>10,204.00</b>	<b>11,050.00</b>	<b>11,050.00</b>	<b>11,050.00</b>
<b>Total Type E Expense EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>10,569.47</b>	<b>10,779.95</b>	<b>10,204.00</b>	<b>10,204.00</b>	<b>11,050.00</b>	<b>11,050.00</b>	<b>11,050.00</b>
<b>Total Type R Revenue</b>	<b>(117,071.26)</b>	<b>(82,267.10)</b>	<b>(88,157.00)</b>	<b>(88,157.00)</b>	<b>(27,500.00)</b>	<b>(27,500.00)</b>	<b>(27,500.00)</b>
<b>Total Type E Expense EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>10,569.47</b>	<b>10,779.95</b>	<b>10,204.00</b>	<b>10,204.00</b>	<b>11,050.00</b>	<b>11,050.00</b>	<b>11,050.00</b>
<b>Total</b>	<b>(106,501.79)</b>	<b>(71,487.15)</b>	<b>(77,953.00)</b>	<b>(77,953.00)</b>	<b>(16,450.00)</b>	<b>(16,450.00)</b>	<b>(16,450.00)</b>

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 006410</b>							
<b>TOURISM</b>							
<b>Expense</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0421							
TELEPHONE / INTERNET	410.61	419.81	620.00	620.00	542.00	542.00	542.00
Item 0431							
INSURANCE	491.60	466.87	483.00	483.00	463.00	333.00	333.00
Item 0441							
PRINTING	0.00	79.00	100.00	100.00	100.00	100.00	100.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	0.00	0.00	50.00	50.00	50.00		
Item 0461							
POSTAGE	152.19	254.95	400.00	400.00	350.00	300.00	300.00
Item 0462							
MILEAGE	2,999.98	2,536.85	3,300.00	3,300.00	3,775.00	3,775.00	3,775.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	750.00	740.61	750.00	750.00	950.00	950.00	950.00
Item 0466							
CONSULTANT FEES	18,185.00	18,515.00	19,070.00	19,070.00	19,070.00	19,070.00	19,070.00
Item 0468							
I LOVE NEW YORK	127,015.74	102,042.95	104,126.00	104,990.00	41,346.00	41,346.00	41,346.00
Item 0481							
PROFESSIONAL DUES	1,000.00	560.00	1,260.00	1,260.00	1,310.00	1,310.00	1,310.00
<b>Total Group 4</b>	<b>162,027.34</b>	<b>136,844.05</b>	<b>141,063.00</b>	<b>141,327.00</b>	<b>79,876.00</b>	<b>79,626.00</b>	<b>79,626.00</b>
<b>CONTRACTUAL EXPENSE</b>	<b>162,027.34</b>	<b>136,844.05</b>	<b>143,013.00</b>	<b>143,877.00</b>	<b>81,190.00</b>	<b>80,940.00</b>	<b>80,940.00</b>
<b>Total Type E</b>							<b>145</b>
<b>Expense</b>							

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Fund 001							
Dept 006410							
Total Dept 006410	44,956.08	44,576.95	54,856.00	55,720.00	53,690.00	53,440.00	53,440.00
GENERAL FUND							
TOURISM							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 006510</b>							
<b>VETERANS SERVICES</b>							
<b>Type R</b>							
<b>Revenue</b>							
Item 3610							
SOCIAL SERVICES ADMINISTRATION	0.00	0.00	(51,583.00)	(51,593.00)	(53,445.00)	(53,445.00)	(53,445.00)
Item 3710							
VETERANS SERVICE AGENCIES	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(8,290.00)	(8,290.00)
Item 4610							
SOCIAL SERVICES ADMIN.	0.00	0.00	(17,796.00)	(17,796.00)	(20,021.00)	(20,021.00)	(20,021.00)
<b>Total Group</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(74,389.00)</b>	<b>(74,389.00)</b>	<b>(78,466.00)</b>	<b>(81,756.00)</b>	<b>(81,756.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Expense							
PERSONAL SERVICES							
Item 0100							
PERSONAL SERVICES	70,159.96	73,289.73	75,432.00	75,432.00	78,871.00	79,162.00	79,162.00
<b>Total Group 1</b>	<b>70,159.96</b>	<b>73,289.73</b>	<b>75,432.00</b>	<b>75,432.00</b>	<b>78,871.00</b>	<b>79,162.00</b>	<b>79,162.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
EQUIPMENT & CAPITAL OUTLAY							
Item 0220							
OFFICE EQUIPMENT	0.00	0.00	416.00	416.00			
Item 0222							
EQUIPMENT LEASE	269.04	648.26	0.00	0.00	2,225.00	2,225.00	2,225.00
<b>Total Group 2</b>	<b>269.04</b>	<b>648.26</b>	<b>0.00</b>	<b>0.00</b>	<b>2,225.00</b>	<b>2,225.00</b>	<b>2,225.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
CONTRACTUAL EXPENSE	269.04	648.26	416.00	416.00	2,225.00	2,225.00	2,225.00
Item 0401							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 006510</b>							
<b>VETERANS SERVICES</b>							
<b>Type E</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
CELLULAR PHONES & PAGERS	1,186.66	1,517.84	1,200.00	1,200.00	1,200.00	1,200.00	1,200.00
Item 0406							
BURIALS							
Item 0411							
OFFICE SUPPLIES & MATERIALS	9,050.00	6,575.00	10,000.00	10,000.00	10,000.00	9,000.00	9,000.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,090.38	966.79	1,200.00	1,200.00	1,200.00	1,000.00	1,000.00
Item 0419							
MAINTENANCE IN LIEU OF RENT	0.00	0.00	100.00	100.00	100.00	100.00	100.00
Item 0421							
TELEPHONE / INTERNET	6,518.00	6,257.00	6,445.00	6,445.00	6,445.00	6,445.00	6,445.00
Item 0431							
INSURANCE	446.26	369.67	500.00	500.00	600.00	500.00	500.00
Item 0432							
MISC. CONTRACTS/AGREEMENTS	438.00	417.72	468.00	468.00	468.00	468.00	468.00
Item 0441							
PRINTING	1,712.62	1,132.94	1,100.00	1,100.00	700.00	700.00	700.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	340.00	0.00	100.00	100.00	100.00	100.00	100.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	185.00	290.00	290.00	290.00	330.00	250.00	250.00
Item 0461							
POSTAGE	571.85	424.74	550.00	550.00	550.00	550.00	550.00
Item 0462							
MILEAGE	872.00	897.00	900.00	900.00	900.00	900.00	900.00
	760.23	176.04	725.00	725.00	725.00	725.00	725.00
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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 006510</b>							
<b>VETERANS SERVICES</b>							
<b>Expense</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0463							
TRAVEL-OTHER THAN MILEAGE	1,239.47	905.00	1,475.00	1,475.00	1,475.00	1,475.00	1,475.00
Item 0480							
PROPERTY ACQUISITION	0.00	0.00	50.00	50.00			
Item 0481							
PROFESSIONAL DUES	25.00	25.00	0.00	0.00	50.00	50.00	50.00
<b>Total Group 4</b>	<b>24,435.47</b>	<b>19,954.74</b>	<b>25,103.00</b>	<b>25,103.00</b>	<b>24,843.00</b>	<b>23,463.00</b>	<b>23,463.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	5,601.11	5,089.50	8,675.00	8,675.00	13,138.00	11,478.00	11,478.00
Item 0820							
MEDICARE	1,008.07	1,053.11	1,099.00	1,099.00	1,154.00	1,148.00	1,148.00
Item 0830							
SOCIAL SECURITY	4,309.88	4,503.25	4,699.00	4,699.00	4,937.00	4,908.00	4,908.00
Item 0840							
WORKERS' COMP	1,038.00	1,687.00	779.00	779.00	724.00	724.00	724.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	188.00	168.00	300.00	300.00	300.00
Item 0860							
HEALTH INSURANCE	25,838.28	27,330.44	29,384.00	29,384.00	33,889.00	33,310.00	33,310.00
Item 0880							
DISABILITY	163.20	163.20	180.00	180.00	190.00	190.00	190.00
<b>Total Group 8</b>	<b>24,843.00</b>	<b>23,463.00</b>	<b>23,463.00</b>	<b>23,463.00</b>	<b>23,463.00</b>	<b>23,463.00</b>	<b>23,463.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Group 8</b>	<b>149</b>						

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GENERAL FUND							
Fund 001							
Dept 006510							
Type E							
Group 8	37,958.54	39,816.50	44,984.00	44,984.00	54,332.00	52,058.00	52,058.00
Total Type E							
Expense	132,823.01	133,709.23	145,935.00	145,935.00	160,271.00	156,908.00	156,908.00
Total Dept 006510							
VETERANS SERVICES	127,823.01	128,709.23	71,546.00	71,546.00	81,805.00	75,152.00	75,152.00



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<b>Fund 001</b>							
<b>Dept 006610</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1962							
SEALER OF WEIGHTS & MEASURES	(4,212.00)	(4,240.00)	(6,000.00)	(6,000.00)	(4,500.00)	(4,500.00)	(4,500.00)
Item 3989							
WEIGHTS & MEASURES	(1,521.42)	(1,523.13)	(1,600.00)	(1,600.00)	(1,550.00)	(1,550.00)	(1,550.00)
<b>Total Group</b>	<b>(5,733.42)</b>	<b>(5,763.13)</b>	<b>(7,600.00)</b>	<b>(7,600.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	(5,733.42)	(5,763.13)	(7,600.00)	(7,600.00)	(6,050.00)	(6,050.00)	(6,050.00)
<b>Expense</b>							
<b>PERSONAL SERVICES</b>							
Item 0102							
PERS. SER. OTHER	31,394.26	31,876.75	32,526.00	32,526.00	33,501.00	33,176.00	33,176.00
Item 0251							
SAFETY EQUIPMENT	0.00	0.00	375.00	375.00	750.00	750.00	750.00
<b>Total Group 1</b>	<b>31,394.26</b>	<b>31,876.75</b>	<b>32,901.00</b>	<b>32,901.00</b>	<b>34,251.00</b>	<b>33,926.00</b>	<b>33,926.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0251							
SAFETY EQUIPMENT	170.75	28.26	175.00	175.00	175.00	175.00	175.00
<b>Total Group 2</b>	<b>170.75</b>	<b>28.26</b>	<b>175.00</b>	<b>175.00</b>	<b>175.00</b>	<b>175.00</b>	<b>175.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0401							
CELLULAR PHONES & PAGERS	237.34	330.18	408.00	408.00	375.00	375.00	375.00
Item 0411							
CONTRACTUAL EXPENSE							
<b>Total Group 4</b>	<b>237.34</b>	<b>330.18</b>	<b>408.00</b>	<b>408.00</b>	<b>375.00</b>	<b>375.00</b>	<b>375.00</b>

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 006610</b>							
<b>WEIGHTS &amp; MEASURES</b>							
<b>Type E</b>							
<b>Expense</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	0.00	0.00	100.00	100.00	100.00	100.00	100.00
OFFICE SUPPLIES & MATERIALS							
Item 0413							
GAS & OIL - ALL DEPARTMENTS	2,448.76	1,268.69	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	205.00	150.00	500.00	500.00	750.00	750.00	750.00
Item 0421							
TELEPHONE / INTERNET	386.76	357.00	250.00	250.00	250.00	250.00	250.00
Item 0431							
INSURANCE	881.65	890.51	943.00	943.00	943.00	1,005.00	1,005.00
Item 0441							
PRINTING	378.25	0.00	0.00	0.00			
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	80.00	80.00	80.00	80.00	80.00	80.00	80.00
Item 0446							
REPAIRS TO AUTOMOTIVE EQUIP.	235.37	909.90	300.00	300.00	750.00	750.00	750.00
Item 0448							
PETROLEUM QUALITY	106.05	71.03	150.00	150.00	150.00	150.00	150.00
Item 0461							
POSTAGE	18.80	19.80	100.00	100.00	100.00	100.00	100.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	572.55	579.70	650.00	650.00	650.00	650.00	650.00
Item 0481							
PROFESSIONAL DUES	97.00	97.00	97.00	97.00	100.00	100.00	100.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							152

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>WEIGHTS &amp; MEASURES</b>							
<b>Dept 006610</b>							
<b>Type E</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	5,647.53	4,753.81	5,078.00	5,078.00	5,748.00	5,810.00	5,810.00
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
<b>STATE RETIREMENT</b>	3,780.82	2,652.75	5,311.00	5,311.00	7,910.00	6,775.00	6,775.00
Item 0820							
<b>MEDICARE</b>	464.56	474.26	477.00	477.00	497.00	492.00	492.00
Item 0830							
<b>SOCIAL SECURITY</b>	1,986.85	2,212.41	2,039.00	2,039.00	2,124.00	2,103.00	2,103.00
Item 0840							
<b>WORKERS' COMP</b>	519.00	833.00	389.00	389.00	362.00	362.00	362.00
Item 0850							
<b>UNEMPLOYMENT</b>	0.00	0.00	84.00	84.00	150.00	150.00	150.00
Item 0860							
<b>HEALTH INSURANCE</b>	12,786.48	13,577.49	14,603.00	14,603.00	16,877.00	16,877.00	16,877.00
<b>Total Group 8</b>	<b>19,537.71</b>	<b>19,749.91</b>	<b>22,903.00</b>	<b>22,903.00</b>	<b>27,920.00</b>	<b>26,759.00</b>	<b>26,759.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>56,750.25</b>	<b>56,408.73</b>	<b>61,057.00</b>	<b>61,057.00</b>	<b>68,094.00</b>	<b>66,670.00</b>	<b>66,670.00</b>
<b>Expense</b>							
<b>Total Dept 006610</b>	<b>51,016.83</b>	<b>50,645.60</b>	<b>53,457.00</b>	<b>53,457.00</b>	<b>62,044.00</b>	<b>60,620.00</b>	<b>60,620.00</b>
<b>WEIGHTS &amp; MEASURES</b>							

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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 006772</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1972							
*PROGRAMS FOR AGING							
Item 1973	(121,173.65)	(257,125.60)	(241,897.00)	(251,897.00)	(243,153.00)	(243,153.00)	(243,153.00)
LIFE LINE							
Item 3772	(111,048.38)	(102,481.69)	(121,246.00)	(127,746.00)	(127,209.00)	(122,549.00)	(122,549.00)
PROGRAMS FOR THE AGING							
Item 4772	(424,331.68)	(490,399.47)	(456,923.00)	(462,923.00)	(492,776.00)	(492,776.00)	(492,776.00)
PROGRAMS FOR THE AGING							
Item 4772	(276,505.00)	(242,042.55)	(344,073.00)	(344,073.00)	(386,324.00)	(386,324.00)	(386,324.00)
<b>Total Group</b>	<b>(933,058.71)</b>	<b>(1,092,049.31)</b>	<b>(1,164,139.00)</b>	<b>(1,186,639.00)</b>	<b>(1,249,462.00)</b>	<b>(1,244,802.00)</b>	<b>(1,244,802.00)</b>
<b>Total Type R Revenue</b>	<b>(933,058.71)</b>	<b>(1,092,049.31)</b>	<b>(1,164,139.00)</b>	<b>(1,186,639.00)</b>	<b>(1,249,462.00)</b>	<b>(1,244,802.00)</b>	<b>(1,244,802.00)</b>
<b>Type E Expense</b>							
<b>Group 1 PERSONAL SERVICES</b>							
Item 0100 PERSONAL SERVICES							
Item 0101 PERSONAL SERVICES - OVERTIME	385,231.70	417,924.66	469,157.00	469,157.00	472,969.00	472,969.00	472,969.00
Item 0101 PERSONAL SERVICES - OVERTIME	76.25	85.74	0.00	0.00			
<b>Total Group 1 PERSONAL SERVICES</b>	<b>385,307.95</b>	<b>418,010.40</b>	<b>469,157.00</b>	<b>469,157.00</b>	<b>472,969.00</b>	<b>472,969.00</b>	<b>472,969.00</b>
<b>Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0220 OFFICE EQUIPMENT	0.00	2,586.19	0.00	0.00			
Item 0222 EQUIPMENT LEASE	1,076.16	1,455.38	3,791.00	3,791.00	2,420.00	2,420.00	2,420.00
<b>Total Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>1,076.16</b>	<b>1,455.38</b>	<b>3,791.00</b>	<b>3,791.00</b>	<b>2,420.00</b>	<b>2,420.00</b>	<b>2,420.00</b>
<b>Total Type E Expense</b>	<b>386,384.11</b>	<b>419,465.78</b>	<b>472,948.00</b>	<b>472,948.00</b>	<b>475,389.00</b>	<b>475,389.00</b>	<b>475,389.00</b>
<b>Total Type R Revenue</b>	<b>(933,058.71)</b>	<b>(1,092,049.31)</b>	<b>(1,164,139.00)</b>	<b>(1,186,639.00)</b>	<b>(1,249,462.00)</b>	<b>(1,244,802.00)</b>	<b>(1,244,802.00)</b>
<b>Total Type E Expense</b>	<b>386,384.11</b>	<b>419,465.78</b>	<b>472,948.00</b>	<b>472,948.00</b>	<b>475,389.00</b>	<b>475,389.00</b>	<b>475,389.00</b>
<b>Net Total</b>	<b>(546,674.60)</b>	<b>(672,583.53)</b>	<b>(691,191.00)</b>	<b>(613,691.00)</b>	<b>(774,073.00)</b>	<b>(769,191.00)</b>	<b>(769,191.00)</b>

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<b>Fund 001</b>							
<b>Dept 006772</b>							
<b>Type E</b>							
<b>Group 2</b>							
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>1,076.16</b>	<b>4,041.57</b>	<b>3,791.00</b>	<b>3,791.00</b>	<b>2,420.00</b>	<b>2,420.00</b>	<b>2,420.00</b>
<b>Group 4</b>							
<b>Item 0405</b>							
<b>BUILDINGS PROJECTS</b>							
Item 0411	1,616.57	2,149.17	3,000.00	17,734.28	2,000.00	2,000.00	2,000.00
<b>OFFICE SUPPLIES &amp; MATERIALS</b>							
Item 0418	7,371.86	13,644.86	13,340.00	19,910.00	11,688.00	11,688.00	11,688.00
<b>OTHER CONTRACTUAL EXPENSES</b>							
Item 0419	7,140.00	3,011.40	0.00	0.00			
<b>MAINTENANCE IN LIEU OF RENT</b>							
Item 0420	48,854.00	40,644.00	53,738.00	36,518.00	35,756.00	35,756.00	35,756.00
<b>RENT AND/OR LEASES</b>							
Item 0421	0.00	0.00	0.00	17,220.00	17,651.00	17,651.00	17,651.00
<b>TELEPHONE / INTERNET</b>							
Item 0422	3,206.14	3,217.26	4,088.00	4,088.00	4,286.00	3,786.00	3,786.00
<b>ELECTRIC COSTS</b>							
Item 0431	0.00	11,502.62	13,000.00	13,000.00	16,437.00	16,437.00	16,437.00
<b>INSURANCE</b>							
Item 0433	3,327.84	3,174.00	3,605.00	3,605.00	3,605.00	3,605.00	3,605.00
<b>LEGAL NOTICES</b>							
Item 0441	1,828.14	2,088.83	2,000.00	2,000.00	500.00	500.00	500.00
<b>PRINTING</b>							
Item 0443	1,370.00	2,126.00	2,450.00	2,450.00	1,500.00	1,500.00	1,500.00
<b>REPAIRS TO OFFICE EQUIPMENT</b>							



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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 006772</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0486							
SPECIAL GRANTS	16,004.67	12,579.00	0.00	10,000.00			
Item 0492							
TRANS. SERV. NON-EMPLOYEES	28,503.80	25,534.13	33,000.00	33,000.00	31,500.00	31,500.00	31,500.00
<b>Total Group 4</b>	<b>481,311.85</b>	<b>583,846.34</b>	<b>588,797.00</b>	<b>621,101.28</b>	<b>638,135.00</b>	<b>633,475.00</b>	<b>633,475.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	26,014.75	24,895.00	53,824.00	53,824.00	76,208.00	76,208.00	76,208.00
Item 0820							
MEDICARE	5,520.79	6,034.39	6,803.00	6,803.00	6,858.00	6,858.00	6,858.00
Item 0830							
SOCIAL SECURITY	23,607.93	25,802.33	29,088.00	29,088.00	29,324.00	29,324.00	29,324.00
Item 0840							
WORKERS' COMP	7,265.00	12,916.00	5,645.00	5,645.00	5,068.00	5,068.00	5,068.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	1,260.00	1,260.00	2,100.00	2,100.00	2,100.00
Item 0860							
HEALTH INSURANCE	51,121.89	57,530.10	70,232.00	70,232.00	91,029.00	91,029.00	91,029.00
Item 0880							
DISABILITY	1,428.00	1,455.20	2,160.00	2,160.00	2,250.00	2,250.00	2,250.00
<b>Total Group 8</b>	<b>114,958.36</b>	<b>128,633.02</b>	<b>169,012.00</b>	<b>169,012.00</b>	<b>212,837.00</b>	<b>212,837.00</b>	<b>212,837.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>							
Expense							

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GENERAL FUND							
OFFICE FOR THE AGING							
Type E	982,654.32	1,144,531.33	1,231,757.00	1,263,061.28	1,326,361.00	1,321,701.00	1,321,701.00
Total Dept 006772							
OFFICE FOR THE AGING	49,595.61	52,482.02	67,618.00	76,422.28	76,899.00	76,899.00	76,899.00



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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 007180</b>							
<b>Type R</b>							
<b>Group</b>							
Item 2025							
RECREATIONAL FACILITY CHARGE	(31,085.00)	(33,911.00)	(30,000.00)	(30,000.00)	(30,000.00)	(33,000.00)	(33,000.00)
<b>Total Group</b>	<b>(31,085.00)</b>	<b>(33,911.00)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(33,000.00)</b>	<b>(33,000.00)</b>
<b>Total Type R</b>	<b>(31,085.00)</b>	<b>(33,911.00)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(33,000.00)</b>	<b>(33,000.00)</b>
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	6,750.58	6,906.49	7,077.00	7,077.00	7,269.00	7,218.00	7,218.00
<b>Total Group 1</b>	<b>6,750.58</b>	<b>6,906.49</b>	<b>7,077.00</b>	<b>7,077.00</b>	<b>7,269.00</b>	<b>7,218.00</b>	<b>7,218.00</b>
<b>PERSONAL SERVICES</b>	<b>6,750.58</b>	<b>6,906.49</b>	<b>7,077.00</b>	<b>7,077.00</b>	<b>7,269.00</b>	<b>7,218.00</b>	<b>7,218.00</b>
<b>Group 2</b>							
Item 0220							
OFFICE EQUIPMENT	287.04	0.00	0.00	0.00			
<b>Total Group 2</b>	<b>287.04</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b></b>	<b></b>	<b></b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>287.04</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b></b>	<b></b>	<b></b>
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	35.49	35.72	100.00	100.00	150.00	150.00	150.00
Item 0414							
TIRES & BATTERIES - ALL DEPTS.	165.43	100.00	100.00	100.00	100.00	100.00	100.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	2,105.33	2,529.35	2,800.00	2,800.00	2,950.00	2,950.00	2,950.00
Item 0421							



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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 007180</b>							
<b>MARINE PARK</b>							
<b>Expense</b>							
<b>Group 4</b>							
Item 0486							
SPECIAL GRANTS	3,848.24	0.00	0.00	0.00			
<b>Total Group 4</b>	<b>39,838.48</b>	<b>38,651.07</b>	<b>105,049.00</b>	<b>136,887.25</b>	<b>114,211.00</b>	<b>51,309.00</b>	<b>51,309.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	655.02	570.50	814.00	814.00	1,203.00	1,047.00	1,047.00
Item 0820							
MEDICARE	97.97	100.22	103.00	103.00	106.00	105.00	105.00
Item 0830							
SOCIAL SECURITY	418.60	428.32	439.00	439.00	452.00	448.00	448.00
<b>Total Group 8</b>	<b>1,171.59</b>	<b>1,099.04</b>	<b>1,356.00</b>	<b>1,356.00</b>	<b>1,761.00</b>	<b>1,600.00</b>	<b>1,600.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>48,047.69</b>	<b>46,656.60</b>	<b>113,482.00</b>	<b>145,320.25</b>	<b>123,261.00</b>	<b>60,127.00</b>	<b>60,127.00</b>
<b>Expense</b>							
<b>Total Dept 007180</b>	<b>16,962.69</b>	<b>12,745.60</b>	<b>83,482.00</b>	<b>115,320.25</b>	<b>93,261.00</b>	<b>27,127.00</b>	<b>27,127.00</b>
<b>MARINE PARK</b>							

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<b>GENERAL FUND</b>							
<b>YOUTH PROGRAMS</b>							
Type R							
Group							
Item 3820							
YOUTH PROGRAMS							
Item 3830	(61,161.43)	(62,290.06)	(38,000.00)	(38,000.00)		(28,000.00)	(28,000.00)
YOUTH BOARD	(22,570.15)	(15,694.36)	0.00	0.00			
Item 3832							
SPECIAL STATE AID	(1,850.00)	(880.00)	0.00	0.00			
<b>Total Group</b>	<b>(85,581.58)</b>	<b>(78,864.44)</b>	<b>(38,000.00)</b>	<b>(38,000.00)</b>		<b>(28,000.00)</b>	<b>(28,000.00)</b>
<b>Total Type R</b>							
Revenue	(85,581.58)	(78,864.44)	(38,000.00)	(38,000.00)		(28,000.00)	(28,000.00)
Type E							
Group 4							
Expense							
Item 0418							
CONTRACTUAL EXPENSE							
OTHER CONTRACTUAL EXPENSES	46,556.59	36,572.37	38,000.00	39,000.00	28,000.00	28,000.00	28,000.00
<b>Total Group 4</b>	<b>46,556.59</b>	<b>36,572.37</b>	<b>38,000.00</b>	<b>39,000.00</b>	<b>28,000.00</b>	<b>28,000.00</b>	<b>28,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>46,556.59</b>	<b>36,572.37</b>	<b>38,000.00</b>	<b>39,000.00</b>	<b>28,000.00</b>	<b>28,000.00</b>	<b>28,000.00</b>
<b>Total Dept 007310</b>	<b>(39,024.99)</b>	<b>(42,292.07)</b>	<b>0.00</b>	<b>1,000.00</b>			
<b>YOUTH PROGRAMS</b>							

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<b>GENERAL FUND</b>							
Fund 001							
Dept 007312							
Type R							
Group							
Item 3820							
YOUTH PROGRAMS	0.00	0.00	(11,971.00)	(11,971.00)		(11,960.00)	(11,960.00)
<b>Total Group</b>	<b>0.00</b>	<b>0.00</b>	<b>(11,971.00)</b>	<b>(11,971.00)</b>		<b>(11,960.00)</b>	<b>(11,960.00)</b>
<b>Total Type R</b>	<b>0.00</b>	<b>0.00</b>	<b>(11,971.00)</b>	<b>(11,971.00)</b>		<b>(11,960.00)</b>	<b>(11,960.00)</b>
Revenue							
Type E							
Group 1							
Item 0100							
PERSONAL SERVICES	15,528.54	0.00	0.00	0.00			
<b>Total Group 1</b>	<b>15,528.54</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>			
<b>PERSONAL SERVICES</b>	<b>15,528.54</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>			
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	0.00	68.92	100.00	100.00	100.00	100.00	100.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,222.15	1,060.04	1,350.00	3,100.00	1,350.00	1,350.00	1,350.00
Item 0420							
RENT AND/OR LEASES	682.50	0.00	0.00	0.00			
Item 0421							
TELEPHONE / INTERNET	8.06	0.00	0.00	0.00			
Item 0431							
INSURANCE	255.88	244.00	221.00	221.00	221.00	221.00	221.00
Item 0432							
MISC. CONTRACTS/AGREEMENTS	0.00	20,400.00	21,600.00	21,600.00	21,600.00	21,600.00	21,600.00
<b>Total</b>	<b>17,438.53</b>	<b>20,468.92</b>	<b>23,071.00</b>	<b>24,721.00</b>	<b>23,071.00</b>	<b>23,071.00</b>	<b>23,071.00</b>

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 007312</b>							
<b>YOUTH BUREAU</b>							
<b>Expense</b>							
<b>Group 4</b>							
Item 0441							
PRINTING	308.75	89.40	150.00	150.00	150.00	150.00	150.00
Item 0452							
PERSONAL SERV. CONTRACTS	0.00	0.00	0.00	0.00	200.00	200.00	200.00
Item 0461							
POSTAGE	321.93	87.23	200.00	200.00			
Item 0462							
MILEAGE	54.63	0.00	0.00	0.00			
Item 0463							
TRAVEL-OTHER THAN MILEAGE	0.00	385.00	100.00	100.00	100.00	100.00	100.00
Item 0481							
PROFESSIONAL DUES	220.00	200.00	220.00	220.00	200.00	200.00	200.00
<b>Total Group 4</b>	<b>3,073.90</b>	<b>22,554.59</b>	<b>23,941.00</b>	<b>25,691.00</b>	<b>23,921.00</b>	<b>23,921.00</b>	<b>23,921.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	1,543.11	1,016.50	0.00	0.00			
Item 0820							
MEDICARE	220.82	0.00	0.00	0.00			
Item 0830							
SOCIAL SECURITY	943.90	0.00	0.00	0.00			
Item 0840							
WORKERS' COMP	259.00	417.00	0.00	0.00			
Item 0860							
HEALTH INSURANCE							

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GENERAL FUND							
YOUTH BUREAU							
Type E							
Group 8	1,364.04	0.00	0.00	0.00			
EMPLOYEE BENEFITS							
Total Group 8	4,330.87	1,433.50	0.00	0.00			
EMPLOYEE BENEFITS							
Total Type E	22,933.31	23,988.09	23,941.00	25,691.00	23,921.00	23,921.00	23,921.00
Expense							
Total Dept 007312	22,933.31	23,988.09	11,970.00	13,720.00	23,921.00	11,961.00	11,961.00
YOUTH BUREAU							

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
Fund 001							
GENERAL FUND							
LIBRARIES							
Type E							
Group 4							
Item 0439							
AUTHORIZED AGENCIES	12,617.00	12,617.00	13,617.00	13,617.00	44,171.00	10,000.00	10,000.00
Total Group 4	12,617.00	12,617.00	13,617.00	13,617.00	44,171.00	10,000.00	10,000.00
CONTRACTUAL EXPENSE							
Total Type E	12,617.00	12,617.00	13,617.00	13,617.00	44,171.00	10,000.00	10,000.00
Expense							
Total Dept 007415	12,617.00	12,617.00	13,617.00	13,617.00	44,171.00	10,000.00	10,000.00
LIBRARIES							



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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 007510</b>							
<b>HISTORIAN Expense</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	7,382.98	7,553.27	7,741.00	7,741.00	7,973.00	7,896.00	7,896.00
<b>Total Group 1</b>	<b>7,382.98</b>	<b>7,553.27</b>	<b>7,741.00</b>	<b>7,741.00</b>	<b>7,973.00</b>	<b>7,896.00</b>	<b>7,896.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	0.00	0.00	80.00	80.00	80.00	80.00	80.00
Item 0421							
TELEPHONE / INTERNET	84.71	56.27	95.00	95.00	75.00	75.00	75.00
Item 0431							
INSURANCE	30.88	29.47	38.00	38.00	38.00	38.00	38.00
Item 0441							
PRINTING	444.05	0.00	570.00	570.00	570.00	570.00	570.00
Item 0461							
POSTAGE	0.00	0.00	60.00	60.00	60.00	60.00	60.00
<b>Total Group 4</b>	<b>559.64</b>	<b>85.74</b>	<b>843.00</b>	<b>843.00</b>	<b>823.00</b>	<b>823.00</b>	<b>823.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0820							
MEDICARE	107.13	109.63	112.00	112.00	116.00	114.00	114.00
Item 0830							
SOCIAL SECURITY	457.64	468.26	480.00	480.00	494.00	490.00	490.00
Item 0840							
WORKERS' COMP	258.00	417.00	195.00	195.00	181.00	181.00	181.00
<b>Total Group 8</b>	<b>823.00</b>	<b>1096.89</b>	<b>843.00</b>	<b>843.00</b>	<b>823.00</b>	<b>823.00</b>	<b>823.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Group 8</b>							
Item 0820							
MEDICARE	107.13	109.63	112.00	112.00	116.00	114.00	114.00
Item 0830							
SOCIAL SECURITY	457.64	468.26	480.00	480.00	494.00	490.00	490.00
Item 0840							
WORKERS' COMP	258.00	417.00	195.00	195.00	181.00	181.00	181.00
<b>Total Group 8</b>	<b>823.00</b>	<b>1096.89</b>	<b>843.00</b>	<b>843.00</b>	<b>823.00</b>	<b>823.00</b>	<b>823.00</b>

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Fund 001							
GENERAL FUND							
Dept 007510							
Type E							
Group 8							
EMPLOYEE BENEFITS	823.77	984.89	787.00	787.00	791.00	785.00	785.00
Total Type E							
Expense	8,766.39	8,633.90	9,371.00	9,371.00	9,587.00	9,504.00	9,504.00
Total Dept 007510							
HISTORIAN	8,766.39	8,633.90	9,371.00	9,371.00	9,587.00	9,504.00	9,504.00

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<b>GENERAL FUND</b>							
Fund 001							
Dept 008020							
Type R							
Group							
Item 2902							
GIS MAPPING	0.00	(4,110.32)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)
<b>Total Group</b>	<b>0.00</b>	<b>(4,110.32)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>
<b>Total Type R</b>	<b>0.00</b>	<b>(4,110.32)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>
Revenue							
Type E							
Group 1							
Item 0100							
PERSONAL SERVICES	144,591.81	146,374.26	152,722.00	147,722.00	145,745.00	145,745.00	145,745.00
Item 0101							
PERSONAL SERVICES - OVERTIME	908.04	2,921.60	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Total Group 1</b>	<b>145,499.85</b>	<b>149,295.86</b>	<b>157,722.00</b>	<b>152,722.00</b>	<b>150,745.00</b>	<b>150,745.00</b>	<b>150,745.00</b>
<b>PERSONAL SERVICES</b>							
Group 2							
Item 0220							
OFFICE EQUIPMENT	9,523.00	0.00	0.00	0.00			
Item 0222							
EQUIPMENT LEASE	1,213.99	1,549.92	1,793.00	1,793.00	1,221.00	1,221.00	1,221.00
<b>Total Group 2</b>	<b>10,736.99</b>	<b>1,549.92</b>	<b>1,793.00</b>	<b>1,793.00</b>	<b>1,221.00</b>	<b>1,221.00</b>	<b>1,221.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	2,362.20	3,420.26	4,300.00	4,300.00	4,800.00	4,800.00	4,800.00
Item 0412							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 008020</b>							
<b>PLANNING Expense</b>							
<b>Group E</b>							
<b>CONTRACTUAL EXPENSE</b>	0.00	48.31	300.00	300.00	300.00	300.00	300.00
EQUIPMENT MAINTENANCE							
Item 0418							
OTHER CONTRACTUAL EXPENSES	2,686.55	2,184.78	2,436.00	3,436.00	2,800.00	2,800.00	2,800.00
Item 0421							
TELEPHONE / INTERNET	745.89	697.66	1,047.00	1,047.00	1,050.00	850.00	850.00
Item 0431							
INSURANCE	700.72	668.31	662.00	662.00	662.00	462.00	462.00
Item 0433							
LEGAL NOTICES	22.22	0.00	25.00	25.00	25.00	25.00	25.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	425.00	385.00	700.00	700.00	700.00	700.00	700.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	750.00	599.56	750.00	750.00	750.00	750.00	750.00
Item 0461							
POSTAGE	1,386.76	1,127.66	1,500.00	1,500.00	1,500.00	1,300.00	1,300.00
Item 0462							
MILEAGE	995.84	962.97	1,000.00	1,000.00	1,150.00	1,000.00	1,000.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	492.29	432.35	500.00	500.00	500.00	500.00	500.00
Item 0481							
PROFESSIONAL DUES	529.00	599.00	600.00	600.00	625.00	625.00	625.00
Item 0486							
SPECIAL GRANTS	336.17	0.00	0.00	0.00			
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							170

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<b>Fund 001</b>							
<b>Dept 008020</b>							
<b>Type E</b>							
<b>Group 4</b>	11,436.64	11,145.86	13,820.00	14,820.00	14,862.00	14,112.00	14,112.00
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT							
Item 0820	10,632.89	10,533.00	18,138.00	18,138.00	24,873.00	24,873.00	24,873.00
MEDICARE							
Item 0830	2,106.22	2,134.49	2,287.00	2,287.00	2,187.00	2,187.00	2,187.00
SOCIAL SECURITY							
Item 0840	9,006.38	9,126.24	9,779.00	9,779.00	9,346.00	9,346.00	9,346.00
WORKERS' COMP							
Item 0850	1,816.00	2,916.00	2,728.00	2,728.00	1,086.00	1,086.00	1,086.00
UNEMPLOYMENT							
Item 0860	0.00	720.00	294.00	294.00	450.00	450.00	450.00
HEALTH INSURANCE							
Item 0880	10,055.78	9,780.78	10,514.00	10,514.00	12,098.00	12,098.00	12,098.00
DISABILITY							
Total Group 8	340.00	326.40	420.00	420.00	380.00	380.00	380.00
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>34,157.25</b>	<b>35,536.91</b>	<b>44,160.00</b>	<b>44,160.00</b>	<b>50,420.00</b>	<b>50,420.00</b>	<b>50,420.00</b>
<b>Expense</b>							
<b>Total Dept 008020</b>	<b>201,830.73</b>	<b>187,528.55</b>	<b>217,495.00</b>	<b>213,495.00</b>	<b>217,248.00</b>	<b>216,498.00</b>	<b>216,498.00</b>
<b>PLANNING</b>							
<b>Total</b>	<b>201,830.73</b>	<b>183,418.23</b>	<b>212,495.00</b>	<b>208,495.00</b>	<b>212,248.00</b>	<b>211,498.00</b>	<b>211,498.00</b>

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Fund 001							
Dept 008021							
Type E							
Group 4							
Item 0418							
OTHER CONTRACTUAL EXPENSES	0.00	0.00	0.00	0.00	150,000.00	150,000.00	150,000.00
Item 0439							
AUTHORIZED AGENCIES	100,000.00	100,000.00	120,000.00	120,000.00			
<b>Total Group 4</b>	<b>100,000.00</b>	<b>100,000.00</b>	<b>120,000.00</b>	<b>120,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>100,000.00</b>	<b>100,000.00</b>	<b>120,000.00</b>	<b>120,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>
<b>Expense</b>							
<b>Total Dept 008021</b>	<b>100,000.00</b>	<b>100,000.00</b>	<b>120,000.00</b>	<b>120,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>
<b>ECONOMIC DEVELOPMENT - OEDA</b>							

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Fund 001							
GENERAL FUND							
JOINT PLANNING BOARD							
Dept 008025							
Type E							
Expense							
Group 4							
Item 0432							
MISC. CONTRACTS/AGREEMENTS	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00
<b>Total Type E</b>							
<b>Expense</b>	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00
<b>Total Dept 008025</b>							
<b>JOINT PLANNING BOARD</b>	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00

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GENERAL FUND						
Fund 001						
Dept 008720						
Type E						
Group 4						
Item 0439						
AUTHORIZED AGENCIES	1,000.00	1,000.00	1,000.00	1,000.00	500.00	500.00
Total Group 4						
CONTRACTUAL EXPENSE	1,000.00	1,000.00	1,000.00	1,000.00	500.00	500.00
Total Type E						
Expense	1,000.00	1,000.00	1,000.00	1,000.00	500.00	500.00
Total Dept 008720						
SPORTSMAN'S FEDERATION	1,000.00	1,000.00	1,000.00	1,000.00	500.00	500.00



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<b>GENERAL FUND</b>							
<b>Fund 001</b>							
<b>Dept 008740</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1002							
WATERSHED PROT. DISTRICT	(30,650.00)	(30,054.00)	(30,847.00)	(30,847.00)	(30,847.00)	(30,847.00)	(30,847.00)
<b>Total Group</b>	<b>(30,650.00)</b>	<b>(30,054.00)</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0439							
AUTHORIZED AGENCIES	30,650.00	30,054.00	30,847.00	30,847.00	30,847.00	30,847.00	30,847.00
<b>Total Group 4</b>	<b>30,650.00</b>	<b>30,054.00</b>	<b>30,847.00</b>	<b>30,847.00</b>	<b>30,847.00</b>	<b>30,847.00</b>	<b>30,847.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>							
<b>Expense</b>							
<b>Total Dept 008740</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>OAK ORCHARD SMALL WATERSHED</b>							

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GENERAL FUND							
Fund 001							
Dept 008745							
Type E							
Group 4							
Item 0439							
AUTHORIZED AGENCIES	55,000.00	55,000.00	57,750.00	57,750.00	57,750.00	57,750.00	57,750.00
<b>Total Group 4</b>	<b>55,000.00</b>	<b>55,000.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Total Type E</b>	<b>55,000.00</b>	<b>55,000.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>
<b>Expense</b>							
<b>Total Dept 008745</b>	<b>55,000.00</b>	<b>55,000.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>
<b>SOIL AND WATER</b>							
	55,000.00	55,000.00	57,750.00	57,750.00	57,750.00	57,750.00	57,750.00

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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>							
Fund 001							
Dept 008750							
Type E							
Group 4							
Item 0439							
AUTHORIZED AGENCIES	232,778.00	232,778.00	243,500.00	243,500.00	253,500.00	219,150.00	219,150.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	232,778.00	232,778.00	243,500.00	243,500.00	253,500.00	219,150.00	219,150.00
<b>Total Type E</b>							
<b>Expense</b>	232,778.00	232,778.00	243,500.00	243,500.00	253,500.00	219,150.00	219,150.00
<b>Total Dept 008750</b>							
<b>COOPERATIVE EXTENSION</b>	232,778.00	232,778.00	243,500.00	243,500.00	253,500.00	219,150.00	219,150.00

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GENERAL FUND							
Fund 001							
Dept 008751							
Type E							
Group 4							
Item 0439							
AUTHORIZED AGENCIES	1,500.00	1,500.00	2,000.00	2,000.00	6,000.00	1,000.00	1,000.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>1,500.00</b>	<b>1,500.00</b>	<b>2,000.00</b>	<b>2,000.00</b>	<b>6,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>Total Type E</b>							
<b>Expense</b>	<b>1,500.00</b>	<b>1,500.00</b>	<b>2,000.00</b>	<b>2,000.00</b>	<b>6,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>Total Dept 008751</b>							
<b>COUNCIL OF THE ARTS</b>	<b>1,500.00</b>	<b>1,500.00</b>	<b>2,000.00</b>	<b>2,000.00</b>	<b>6,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>

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<b>GENERAL FUND</b>							
Fund 001							
Dept 008989							
Type R							
Group							
Item 4089							
*SECT 8 RENT SUBSIDY	(154,750.00)	(174,830.00)	(183,470.00)	(183,470.00)	(185,334.00)	(185,334.00)	(185,334.00)
<b>Total Group</b>	<b>(154,750.00)</b>	<b>(174,830.00)</b>	<b>(183,470.00)</b>	<b>(183,470.00)</b>	<b>(185,334.00)</b>	<b>(185,334.00)</b>	<b>(185,334.00)</b>
<b>Total Type R</b>	<b>(154,750.00)</b>	<b>(174,830.00)</b>	<b>(183,470.00)</b>	<b>(183,470.00)</b>	<b>(185,334.00)</b>	<b>(185,334.00)</b>	<b>(185,334.00)</b>
<b>Revenue</b>							
Type E							
Group 1							
Item 0100							
PERSONAL SERVICES	86,560.14	89,029.94	101,862.00	101,862.00	98,372.00	98,372.00	98,372.00
Item 0101							
PERSONAL SERVICES - OVERTIME	312.95	3,103.38	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
<b>Total Group 1</b>	<b>86,873.09</b>	<b>92,133.32</b>	<b>105,862.00</b>	<b>105,862.00</b>	<b>102,372.00</b>	<b>102,372.00</b>	<b>102,372.00</b>
<b>PERSONAL SERVICES</b>							
Group 2							
Item 0220							
OFFICE EQUIPMENT	0.00	250.00	1,000.00	1,000.00			
Item 0222							
EQUIPMENT LEASE	269.04	646.26	514.00	514.00	281.00	281.00	281.00
<b>Total Group 2</b>	<b>269.04</b>	<b>896.26</b>	<b>1,514.00</b>	<b>1,514.00</b>	<b>281.00</b>	<b>281.00</b>	<b>281.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Group 4							
Item 0401							
CELLULAR PHONES & PAGERS	237.12	330.18	500.00	500.00	500.00	500.00	500.00
Item 0411							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 008989</b>							
<b>HOUSING</b>							
<b>Expense</b>							
<b>Group E</b>							
<b>CONTRACTUAL EXPENSE</b>							
OFFICE SUPPLIES & MATERIALS	1,312.95	1,525.49	1,011.00	1,075.23	1,500.00	1,500.00	1,500.00
Item 0412							
EQUIPMENT MAINTENANCE							
Item 0418	0.00	0.00	50.00	50.00	50.00	50.00	50.00
OTHER CONTRACTUAL EXPENSES							
Item 0419	0.00	600.00	600.00	600.00	600.00	600.00	600.00
MAINTENANCE IN LIEU OF RENT							
Item 0421	20,893.00	13,923.00	13,923.00	13,923.00	12,798.00	12,798.00	12,798.00
TELEPHONE / INTERNET							
Item 0431	305.78	268.55	519.00	519.00	519.00	519.00	519.00
INSURANCE							
Item 0441	489.96	467.29	525.00	525.00	905.00	905.00	905.00
PRINTING							
Item 0443	144.00	185.00	300.00	300.00	300.00	300.00	300.00
REPAIRS TO OFFICE EQUIPMENT							
Item 0456	305.00	305.00	305.00	305.00	305.00	305.00	305.00
DATA PROCESSING FEES/CEN COMP							
Item 0458	182.00	195.00	200.00	200.00	200.00	200.00	200.00
BOOKS & PERIODICALS & MANUALS							
Item 0461	0.00	0.00	50.00	50.00	50.00	50.00	50.00
POSTAGE							
Item 0462	1,904.28	2,018.62	2,300.00	2,300.00	2,100.00	2,100.00	2,100.00
MILEAGE							
Item 0463	1,932.35	1,810.62	1,800.00	1,800.00	1,830.00	1,830.00	1,830.00
TRAVEL-OTHER THAN MILEAGE							
	359.50	279.25	740.00	740.00	740.00	740.00	740.00
							180

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<b>GENERAL FUND</b>							
Fund 001							
Dept 008989							
Type E							
Group 4							
Total Group 4							
<b>CONTRACTUAL EXPENSE</b>	28,065.94	21,908.00	22,823.00	22,887.23	22,397.00	22,397.00	22,397.00
<b>EMPLOYEE BENEFITS</b>							
Group 8							
Item 0810							
STATE RETIREMENT							
Item 0820	7,141.44	6,548.25	12,045.00	12,045.00	17,078.00	17,078.00	17,078.00
MEDICARE							
Item 0830	1,243.64	1,330.08	1,537.00	1,537.00	1,500.00	1,500.00	1,500.00
SOCIAL SECURITY							
Item 0840	5,317.78	5,687.62	6,625.00	6,625.00	6,417.00	6,417.00	6,417.00
WORKERS' COMP							
Item 0850	1,038.00	1,667.00	974.00	974.00	905.00	905.00	905.00
UNEMPLOYMENT							
Item 0860	0.00	0.00	210.00	210.00	375.00	375.00	375.00
HEALTH INSURANCE							
Item 0880	25,572.96	27,154.98	31,640.00	31,640.00	33,754.00	33,754.00	33,754.00
DISABILITY							
Item 0890	163.20	163.20	240.00	240.00	255.00	255.00	255.00
<b>Total Group 8</b>	<b>40,477.02</b>	<b>42,551.13</b>	<b>53,271.00</b>	<b>53,271.00</b>	<b>60,284.00</b>	<b>60,284.00</b>	<b>60,284.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>155,685.09</b>	<b>157,480.71</b>	<b>183,470.00</b>	<b>183,534.23</b>	<b>185,334.00</b>	<b>185,334.00</b>	<b>185,334.00</b>
<b>Expense</b>							
<b>Total Dept 008989</b>	<b>935.09</b>	<b>(17,338.29)</b>	<b>0.00</b>	<b>64.23</b>			
<b>HOUSING</b>							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 999998</b>							
<b>Type R</b>							
<b>Revenue</b>							
<b>Group</b>							
Item 2410							
*RENTAL OF REAL PROPERTY	0.00	0.00	0.00	0.00	(6,000.00)		
<b>Total Group</b>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>(6,000.00)</u>		
<b>Total Type R</b>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>(6,000.00)</u>		
<b>Revenue</b>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>(6,000.00)</u>		
<b>Total Dept 999998</b>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>(6,000.00)</u>		
<b>999998</b>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>(6,000.00)</u>		



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<b>GENERAL FUND</b>							
<b>UNASSIGNED Revenue</b>							
Item 1001 REAL PROPERTY TAXES	(10,294,829.54)	(10,097,719.31)	0.00	(10,876,563.00)			
Item 1051 *GAIN SALE OF ACQUIRED TAX PRO	(69,462.31)	(50,483.59)	(50,000.00)	(50,000.00)	(50,000.00)	(50,000.00)	(50,000.00)
Item 1081 *OTHER PYT IN LIEU OF TAXES	(153,539.50)	(379,875.21)	(456,850.00)	(456,850.00)	(424,714.00)	(424,714.00)	(424,714.00)
Item 1110 *SALES & USE TAX	(13,974,710.22)	(13,504,635.21)	(12,660,000.00)	(12,660,000.00)	(12,660,000.00)	(12,660,000.00)	(12,660,000.00)
Item 2401 *INTEREST ON EARNINGS	(159,962.42)	(34,985.89)	(30,000.00)	(30,000.00)	(20,000.00)	(20,000.00)	(20,000.00)
Item 2402 INTEREST - RESERVE	(101.64)	(11.07)	(100.00)	(100.00)	(100.00)	(100.00)	(100.00)
Item 2610 *FINES & FORFEITED BAIL	(3,442.60)	(3,750.00)	(1,000.00)	(1,000.00)	(1,000.00)	(1,000.00)	(1,000.00)
Item 2655 *MINOR SALES	(264.95)	(58,245.00)	(299,937.00)	(299,937.00)	(150,500.00)	(150,500.00)	(150,500.00)
Item 2665 *SALES OF EQUIPMENT	(175.00)	(786.00)	(500.00)	(500.00)	(500.00)	(500.00)	(500.00)
Item 2680 *INSURANCE RECOVERIES	(31,267.38)	(20,696.42)	0.00	(33,692.68)			
Item 2685 COST ALLOCATION RECOVERY	(132,408.00)	(133,484.00)	(133,484.00)	(133,484.00)	(180,000.00)	(180,000.00)	(180,000.00)
Item 2687 TOBACCO SETTLEMENT	(616,913.25)	(680,305.64)	(680,305.00)	(680,305.00)	(566,151.00)	(566,151.00)	(566,151.00)

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<b>GENERAL FUND</b>							
<b>UNASSIGNED Revenue</b>							
Item 2701							
*REFUND PRIOR YR EXPENSES		(511,973.75)	(168,000.00)	(168,000.00)	(168,000.00)	(168,000.00)	(168,000.00)
Item 2705							
*GIFTS & DONATIONS	(2,615.00)	(625.00)	0.00	(3,857.00)			
Item 2720							
*O. T. B. DIST OF EARNINGS	(49,332.00)	(55,411.00)	(36,405.00)	(36,405.00)	(36,405.00)	(36,405.00)	(36,405.00)
Item 2770							
OTHER MISC.	(4,342.40)	(1,246.62)	(3,950.00)	(3,950.00)	(3,950.00)	(3,950.00)	(3,950.00)
Item 5031							
TRANSFER OF SOLID WASTE	(9,950.00)	(10,000.00)	(10,000.00)	(10,000.00)	(10,000.00)	(10,000.00)	(10,000.00)
<b>Total Group</b>	<b>(26,180,666.60)</b>	<b>(25,544,233.71)</b>	<b>(14,530,531.00)</b>	<b>(25,444,643.68)</b>	<b>(14,168,720.00)</b>	<b>(14,271,320.00)</b>	<b>(14,271,320.00)</b>
<b>Total Type R Revenue</b>	<b>(26,180,666.60)</b>	<b>(25,544,233.71)</b>	<b>(14,530,531.00)</b>	<b>(25,444,643.68)</b>	<b>(14,168,720.00)</b>	<b>(14,271,320.00)</b>	<b>(14,271,320.00)</b>
<b>Total Dept 999999 UNASSIGNED</b>	<b>(26,180,666.60)</b>	<b>(25,544,233.71)</b>	<b>(14,530,531.00)</b>	<b>(25,444,643.68)</b>	<b>(14,168,720.00)</b>	<b>(14,271,320.00)</b>	<b>(14,271,320.00)</b>

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<b>GENERAL FUND</b>							
<b>Expense</b>							
Dept							
Type E							
Group							
Item 0840							
WORKERS' COMP	0.00	0.00	0.00	0.00	181.00		
Total Group	0.00	0.00	0.00	0.00	181.00		
Total Type E	0.00	0.00	0.00	0.00	181.00		
Expense	0.00	0.00	0.00	0.00	181.00		
Total Dept	0.00	0.00	0.00	0.00	181.00		
Total Fund 001							
GENERAL FUND	(2,133,659.88)	(504,288.97)	11,949,563.00	1,339,485.89	14,443,239.00	13,009,815.00	13,009,815.00
Fund 002							
SOLID WASTE							

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<b>Fund 002</b>							
<b>Dept 008160</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1090							
*INT & PENALTIES ON TAXES	(13,055.18)	(15,406.13)	0.00	0.00			
Item 1289							
ADMINISTRATIVE FEE	(28,017.00)	(14,382.68)	0.00	0.00			
Item 2130							
SOLID WASTE/RECYCLING FEES	(2,029,231.46)	(2,315,667.16)	(2,385,057.00)	(2,365,057.00)	(2,562,759.00)	(2,562,759.00)	(2,562,759.00)
Item 2401							
*INTEREST ON EARNINGS	(49,296.43)	(7,288.92)	0.00	0.00			
Item 2651							
SALE OF REFUSE FOR RECYCLING	(1,002.00)	(1,499.00)	0.00	0.00			
<b>Total Group</b>	<b>(2,120,602.07)</b>	<b>(2,354,243.89)</b>	<b>(2,385,057.00)</b>	<b>(2,365,057.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>
<b>Total Type R Revenue</b>	<b>(2,120,602.07)</b>	<b>(2,354,243.89)</b>	<b>(2,385,057.00)</b>	<b>(2,365,057.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>
<b>Type E</b>							
<b>Group 2</b>							
Expense							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0220							
OFFICE EQUIPMENT	2,203.68	2,217.16	2,600.00	2,600.00	2,600.00	2,600.00	2,600.00
Item 0222							
EQUIPMENT LEASE	134.52	291.46	911.00	911.00	911.00	911.00	911.00
<b>Total Group 2</b>	<b>2,338.20</b>	<b>2,508.62</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
CONTRACTUAL EXPENSE							
Item 0401							
CELLULAR PHONES & PAGERS	72.00	72.00	600.00	600.00	600.00	600.00	600.00
<b>Total Group 4</b>	<b>72.00</b>	<b>72.00</b>	<b>600.00</b>	<b>600.00</b>	<b>600.00</b>	<b>600.00</b>	<b>600.00</b>
<b>Total Type E Expense</b>	<b>2,410.20</b>	<b>2,580.62</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>
<b>Total Type R Revenue</b>	<b>(2,120,602.07)</b>	<b>(2,354,243.89)</b>	<b>(2,385,057.00)</b>	<b>(2,365,057.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>
<b>Total Type E Expense</b>	<b>2,410.20</b>	<b>2,580.62</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>	<b>3,511.00</b>
<b>Total</b>	<b>(1,709,401.87)</b>	<b>(1,773,663.27)</b>	<b>(1,874,057.00)</b>	<b>(1,852,057.00)</b>	<b>(2,051,759.00)</b>	<b>(2,051,759.00)</b>	<b>(2,051,759.00)</b>

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Fund 002							
Dept 008160							
Type E							
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	284.57	0.00	300.00	300.00	300.00	300.00	300.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	3,990.86	150,485.00	16,550.00	16,550.00	16,550.00	16,550.00	16,550.00
Item 0421							
TELEPHONE / INTERNET	0.00	0.00	0.00	0.00	66.00	66.00	66.00
Item 0432							
MISC. CONTRACTS/AGREEMENTS	13,552.50	18,059.68	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00
Item 0433							
LEGAL NOTICES	0.00	1,275.17	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
Item 0441							
PRINTING	0.00	0.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	80.00	80.00	80.00	80.00	80.00	80.00	80.00
Item 0456							
DATA PROCESSING FEES/CEN COMP	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
Item 0461							
POSTAGE	0.00	0.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
Item 0462							
MILEAGE	0.00	0.00	600.00	600.00	600.00	600.00	600.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	0.00	337.50	600.00	600.00	600.00	600.00	600.00
Item 0484							
C.I.D. CONTRACT	2,125,791.48	2,259,225.78	2,261,766.00	2,261,766.00	2,459,402.00	2,459,402.00	2,459,402.00

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Fund 002							
Dept 008160							
Type E							
Group 4							
SOLID WASTE							
SOLID WASTE Expense							
CONTRACTUAL EXPENSE							
Total Group 4	2,146,771.41	2,432,545.13	2,312,496.00	2,312,496.00	2,510,198.00	2,510,198.00	2,510,198.00
CONTRACTUAL EXPENSE							
Total Type E Expense	2,149,109.61	2,435,053.75	2,316,007.00	2,316,007.00	2,513,709.00	2,513,709.00	2,513,709.00
Total Dept 008160 SOLID WASTE	28,507.54	80,809.86	(49,050.00)	(49,050.00)	(49,050.00)	(49,050.00)	(49,050.00)

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Fund 002							
SOLID WASTE							
Dept 009901							
Type E							
Expense							
Group 5							
Item 0555							
TRANSFER TO GENERAL FUND	48,000.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Group 5	48,000.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Type E	48,000.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Expense	48,000.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Dept 009901	48,000.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
INTERFUND TRANSFER							
Total Fund 002	48,000.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
SOLID WASTE							
Fund 003	76,507.54	129,859.86	0.00	0.00			
ROAD FUND							

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<b>Fund 003</b>							
<b>Dept 003310</b>							
<b>Type R</b>							
<b>Group</b>							
Item 4489							
BIOTERRORISM PREPAREDNESS	0.00	0.00	(14,450.00)	(14,450.00)			
<b>Total Group</b>	<b>0.00</b>	<b>0.00</b>	<b>(14,450.00)</b>	<b>(14,450.00)</b>			
<b>Total Type R</b>							
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	19,460.07	27,440.75	17,000.00	17,000.00	17,000.00	17,000.00	17,000.00
Item 0101							
PERSONAL SERVICES - OVERTIME	627.31	1,146.31	1,000.00	1,000.00	500.00	500.00	500.00
<b>Total Group 1</b>	<b>20,087.38</b>	<b>28,587.06</b>	<b>18,000.00</b>	<b>18,000.00</b>	<b>17,500.00</b>	<b>17,500.00</b>	<b>17,500.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0251							
SAFETY EQUIPMENT	459.91	1,089.33	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
<b>Total Group 2</b>	<b>459.91</b>	<b>1,089.33</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0418							
CONTRACTUAL EXPENSE	89.63	459.75	200.00	200.00	200.00	200.00	200.00
<b>OTHER CONTRACTUAL EXPENSES</b>							
Item 0436							
ROAD MATERIALS - HIGHWAY DEPT	2,326.84	6,787.33	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
Item 0442							



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<b>Fund 003</b>							
<b>ROAD FUND</b>							
<b>Dept 003310</b>							
<b>Type E</b>							
<b>Group 4</b>	8,158.15	9,078.92	6,000.00	6,000.00	7,000.00	7,000.00	7,000.00
RENT OF EQUIPMENT							
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
	10,574.62	16,326.00	10,200.00	10,200.00	11,200.00	11,200.00	11,200.00
<b>Group 8</b>							
Item 0620							
MEDICARE							
Item 0830	289.38	411.16	281.00	261.00	253.00	253.00	253.00
SOCIAL SECURITY							
	1,237.52	1,758.23	1,116.00	1,116.00	1,085.00	1,085.00	1,085.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
	1,526.90	2,169.39	1,377.00	1,377.00	1,338.00	1,338.00	1,338.00
<b>Total Type E</b>							
<b>Expense</b>	32,648.81	48,181.78	30,577.00	30,577.00	31,038.00	31,038.00	31,038.00
<b>Total Dept 003310</b>							
<b>TRAFFIC SAFETY - ROAD FUND</b>	32,648.81	48,181.78	16,127.00	16,127.00	31,038.00	31,038.00	31,038.00

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<b>Fund 003</b>							
<b>Dept 005010</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	149,351.59	167,151.70	172,800.00	172,800.00	179,517.00	159,236.00	159,236.00
<b>Total Group 1</b>	<b>149,351.59</b>	<b>167,151.70</b>	<b>172,800.00</b>	<b>172,800.00</b>	<b>179,517.00</b>	<b>159,236.00</b>	<b>159,236.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 2</b>							
Item 0220							
OFFICE EQUIPMENT	0.00	184.84	200.00	4,500.00	200.00	200.00	200.00
Item 0222							
EQUIPMENT LEASE	0.00	0.00	1,467.00	1,467.00	535.00	535.00	535.00
<b>Total Group 2</b>	<b>0.00</b>	<b>184.84</b>	<b>1,667.00</b>	<b>5,967.00</b>	<b>735.00</b>	<b>735.00</b>	<b>735.00</b>
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	674.85	1,101.47	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	0.00	0.00	50.00	50.00	50.00	50.00	50.00
Item 0433							
LEGAL NOTICES	45.55	55.14	75.00	75.00	100.00	100.00	100.00
Item 0441							
PRINTING	76.00	0.00	50.00	50.00	50.00	50.00	50.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	162.90	145.00	145.00	145.00	145.00	145.00	145.00
Item 0447							
MISC. EQUIP. CONTRACTS	940.00	940.00	950.00	950.00	925.00	925.00	925.00
Item 0458							

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<b>Fund 003</b>							
<b>Dept 005010</b>							
<b>Type E</b>							
<b>Group 4</b>							
BOOKS & PERIODICALS & MANUALS	161.24	110.24	175.00	175.00	175.00	175.00	175.00
Item 0461							
POSTAGE							
Item 0462	395.00	482.95	450.00	450.00	450.00	450.00	450.00
MILEAGE							
Item 0481	25.29	10.26	30.00	30.00	30.00	30.00	30.00
PROFESSIONAL DUES							
<b>Total Group 4</b>	550.00	550.00	550.00	550.00	550.00	550.00	550.00
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>	<b>3,030.83</b>	<b>3,395.06</b>	<b>3,475.00</b>	<b>3,475.00</b>	<b>3,475.00</b>	<b>3,475.00</b>	<b>3,475.00</b>
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	0.00	0.00	19,550.00	19,550.00	29,621.00	23,089.00	23,089.00
Item 0820							
MEDICARE	2,276.37	2,406.98	2,505.00	2,505.00	2,603.00	2,309.00	2,309.00
Item 0830							
SOCIAL SECURITY	9,733.53	10,290.38	10,715.00	10,715.00	11,130.00	9,873.00	9,873.00
Item 0840							
WORKERS' COMP	0.00	0.00	778.00	778.00	1,086.00	1,086.00	1,086.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	252.00	252.00	450.00	450.00	450.00
Item 0860							
HEALTH INSURANCE	0.00	0.00	34,293.00	34,293.00	39,466.00	38,793.00	38,793.00
Item 0880							
DISABILITY	0.00	0.00	380.00	360.00	380.00	380.00	380.00
<b>Total Group 8</b>							

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Fund 003							
Dept 005010							
Type E							
Group 8							
EMPLOYEE BENEFITS	12,009.90	12,697.36	68,453.00	68,453.00	84,736.00	75,980.00	75,980.00
Total Type E Expense	164,392.32	183,428.96	246,395.00	250,695.00	268,465.00	239,426.00	239,426.00
Total Dept 005010 HIGHWAY ADMINISTRATION	164,392.32	183,428.96	246,395.00	250,695.00	268,465.00	239,426.00	239,426.00

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<b>Fund 003</b>							
<b>Dept 005110</b>							
<b>Type R</b>							
<b>Group</b>							
Item 2401							
*INTEREST ON EARNINGS							
Item 2650							
*SALES-SCRAP & EXCESS MATERIALS	(1,287.23)	(601.20)	(400.00)	(400.00)	(450.00)	(450.00)	(450.00)
Item 2655							
*MINOR SALES	(356.25)	(767.90)	(500.00)	(4,800.00)	(500.00)	(500.00)	(500.00)
<b>Total Group</b>	(5,140.00)	(6,967.05)	(6,000.00)	(6,000.00)	(1,000.00)	(1,000.00)	(1,000.00)
<b>Total Type R</b>	<b>(6,783.48)</b>	<b>(8,336.15)</b>	<b>(6,900.00)</b>	<b>(11,200.00)</b>	<b>(1,950.00)</b>	<b>(1,950.00)</b>	<b>(1,950.00)</b>
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	(6,783.48)	(8,336.15)	(6,900.00)	(11,200.00)	(1,950.00)	(1,950.00)	(1,950.00)
Item 0101							
PERSONAL SERVICES - OVERTIME	388,653.42	406,291.07	512,978.00	512,978.00	532,307.00	441,965.00	441,965.00
<b>Total Group 1</b>	1,655.93	2,662.60	1,000.00	1,000.00	2,500.00	2,500.00	2,500.00
<b>PERSONAL SERVICES</b>	<b>390,309.35</b>	<b>409,173.87</b>	<b>513,978.00</b>	<b>513,978.00</b>	<b>534,807.00</b>	<b>444,465.00</b>	<b>444,465.00</b>
<b>Group 4</b>							
Item 0418							
OTHER CONTRACTUAL EXPENSES	1,485.27	307.44	1,000.00	830.00	1,000.00	1,000.00	1,000.00
Item 0431							
INSURANCE	36,792.21	36,907.68	44,404.00	44,404.00	44,404.00	42,404.00	42,404.00
Item 0432							
MISC. CONTRACTS/AGREEMENTS	125,227.37	122,678.91	127,881.00	127,881.00	127,520.00	127,520.00	127,520.00
<b>Total Group 4</b>	<b>153,499.85</b>	<b>159,894.03</b>	<b>173,285.00</b>	<b>173,115.00</b>	<b>172,924.00</b>	<b>170,924.00</b>	<b>170,924.00</b>
<b>CONTRACTUAL EXPENSE</b>	<b>153,499.85</b>	<b>159,894.03</b>	<b>173,285.00</b>	<b>173,115.00</b>	<b>172,924.00</b>	<b>170,924.00</b>	<b>170,924.00</b>
<b>Group 5</b>							
Item 0501							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 5</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 5</b>							
<b>Group 6</b>							
Item 0601							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 6</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 6</b>							
<b>Group 7</b>							
Item 0701							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 7</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 7</b>							
<b>Group 8</b>							
Item 0801							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 8</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 8</b>							
<b>Group 9</b>							
Item 0901							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 9</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 9</b>							
<b>Group 10</b>							
Item 1001							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 10</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 10</b>							
<b>Group 11</b>							
Item 1101							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 11</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 11</b>							
<b>Group 12</b>							
Item 1201							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 12</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 12</b>							
<b>Group 13</b>							
Item 1301							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 13</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 13</b>							
<b>Group 14</b>							
Item 1401							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 14</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 14</b>							
<b>Group 15</b>							
Item 1501							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 15</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 15</b>							
<b>Group 16</b>							
Item 1601							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 16</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 16</b>							
<b>Group 17</b>							
Item 1701							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 17</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 17</b>							
<b>Group 18</b>							
Item 1801							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 18</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 18</b>							
<b>Group 19</b>							
Item 1901							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 19</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 19</b>							
<b>Group 20</b>							
Item 2001							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 20</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 20</b>							
<b>Group 21</b>							
Item 2101							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 21</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 21</b>							
<b>Group 22</b>							
Item 2201							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 22</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 22</b>							
<b>Group 23</b>							
Item 2301							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 23</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 23</b>							
<b>Group 24</b>							
Item 2401							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 24</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 24</b>							
<b>Group 25</b>							
Item 2501							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 25</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 25</b>							
<b>Group 26</b>							
Item 2601							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 26</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 26</b>							
<b>Group 27</b>							
Item 2701							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 27</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 27</b>							
<b>Group 28</b>							
Item 2801							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 28</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 28</b>							
<b>Group 29</b>							
Item 2901							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 29</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 29</b>							
<b>Group 30</b>							
Item 3001							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 30</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 30</b>							
<b>Group 31</b>							
Item 3101							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 31</b>							
<b>CONTRACTS/AGREEMENTS</b>							
<b>Total Group 31</b>							
<b>Group 32</b>							
Item 3201							
MISC. CONTRACTS/AGREEMENTS							
<b>Total Group 32</b>							

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<b>Fund 003</b>							
<b>ROAD FUND</b>							
<b>Dept 005110</b>							
<b>ROAD MAINTENANCE</b>							
<b>Expense</b>							
<b>Type E</b>							
<b>Group 4</b>							
Item 0436							
ROAD MATERIALS - HIGHWAY DEPT	3,790.03	13,879.41	17,900.00	17,900.00	17,900.00	17,900.00	17,900.00
Item 0442							
RENT OF EQUIPMENT	192,385.43	180,864.48	185,250.00	185,250.00	185,250.00	185,250.00	185,250.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0810							
EMPLOYEE BENEFITS	359,680.31	354,637.92	376,435.00	376,265.00	376,074.00	374,074.00	374,074.00
STATE RETIREMENT							
Item 0820							
MEDICARE	0.00	0.00	73,780.00	73,780.00	111,277.00	84,689.00	84,689.00
Item 0830							
SOCIAL SECURITY	5,808.05	5,978.87	7,451.00	7,451.00	7,754.00	6,445.00	6,445.00
Item 0840							
WORKERS' COMP	24,836.07	25,565.21	31,866.00	31,866.00	33,156.00	27,402.00	27,402.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	6,224.00	6,224.00	5,792.00	5,068.00	5,068.00
Item 0860							
HEALTH INSURANCE	0.00	0.00	1,344.00	1,344.00	2,400.00	2,100.00	2,100.00
Item 0880							
DISABILITY	0.00	0.00	193,438.00	193,438.00	255,039.00	217,370.00	217,370.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>							
Expense	30,644.12	31,544.08	316,983.00	316,983.00	418,460.00	345,734.00	345,734.00

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Fund 003							
ROAD FUND							
Dept 005110							
Type E							
	780,633.78	795,355.87	1,207,396.00	1,207,226.00	1,329,341.00	1,164,273.00	1,164,273.00
Total Dept 005110							
ROAD MAINTENANCE	773,850.30	787,019.72	1,200,496.00	1,196,026.00	1,327,391.00	1,162,323.00	1,162,323.00

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<b>Fund 003</b>							
<b>Dept 005112</b>							
<b>Type R</b>							
<b>Group</b>							
Item 3501							
CONSOL HIGHWAY AID	0.00	0.00	(749,000.00)	(749,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)
<b>Total Group</b>	<b>0.00</b>	<b>0.00</b>	<b>(749,000.00)</b>	<b>(749,000.00)</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>
<b>Total Type R</b>	<b>0.00</b>	<b>0.00</b>	<b>(749,000.00)</b>	<b>(749,000.00)</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>
<b>Revenue</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	75,066.01	82,529.99	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00
Item 0101							
PERSONAL SERVICES - OVERTIME	5,746.03	1,277.11	500.00	500.00	1,000.00	1,000.00	1,000.00
<b>Total Group 1</b>	<b>80,812.04</b>	<b>83,807.10</b>	<b>65,500.00</b>	<b>65,500.00</b>	<b>65,000.00</b>	<b>66,000.00</b>	<b>66,000.00</b>
<b>PERSONAL SERVICES</b>							
<b>Group 4</b>							
Item 0418							
OTHER CONTRACTUAL EXPENSES	7.98	31.96	0.00	0.00			
Item 0436							
ROAD MATERIALS - HIGHWAY DEPT	1,085,472.13	813,048.01	613,500.00	613,500.00	934,000.00	928,951.00	928,951.00
Item 0442							
RENT OF EQUIPMENT	81,792.13	126,980.71	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00
<b>Total Group 4</b>	<b>1,167,272.24</b>	<b>940,060.68</b>	<b>683,500.00</b>	<b>683,500.00</b>	<b>1,004,000.00</b>	<b>998,951.00</b>	<b>998,951.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
Item 0820							
EMPLOYEE BENEFITS							



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Fund 003							
ROAD FUND							
Dept 005112							
Type E							
Group 8							
EMPLOYEE BENEFITS	1,162.54	1,195.28	950.00	950.00	957.00	957.00	957.00
MEDICARE							
Item 0830							
SOCIAL SECURITY	4,971.04	5,111.09	4,061.00	4,061.00	4,092.00	4,092.00	4,092.00
Total Group 8	6,133.58	6,306.37	5,011.00	5,011.00	5,049.00	5,049.00	5,049.00
EMPLOYEE BENEFITS	1,254,217.86	1,030,174.15	754,011.00	754,011.00	1,075,049.00	1,070,000.00	1,070,000.00
Total Type E	1,254,217.86	1,030,174.15	5,011.00	5,011.00	5,049.00	5,049.00	5,049.00
Expense							
Total Dept 005112							
ROAD CONSTRUCTION							

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<b>ROAD FUND</b>							
<b>BRIDGES - ROAD FUND</b>							
Type R Revenue							
Item 3503 HIGHWAY BRIDGES	(153,294.28)	(147,793.74)	(274,550.00)	(2,700,419.00)			
<b>Total Group</b>	<b>(153,294.28)</b>	<b>(147,793.74)</b>	<b>(274,550.00)</b>	<b>(2,700,419.00)</b>			
<b>Total Type R Revenue</b>	<b>(153,294.28)</b>	<b>(147,793.74)</b>	<b>(274,550.00)</b>	<b>(2,700,419.00)</b>			
Type E Expense							
Group 1 PERSONAL SERVICES							
Item 0100 PERSONAL SERVICES	19,724.43	3,798.80	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00
Item 0101 PERSONAL SERVICES - OVERTIME	0.00	0.00	0.00	0.00			
<b>Total Group 1 PERSONAL SERVICES</b>	<b>19,724.43</b>	<b>3,798.80</b>	<b>8,000.00</b>	<b>8,000.00</b>	<b>8,000.00</b>	<b>8,000.00</b>	<b>8,000.00</b>
Group 2 EQUIPMENT & CAPITAL OUTLAY							
Item 0270 CAPITAL EQUIPMENT	9,095.12	0.00	0.00	0.00			
<b>Total Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>9,095.12</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
Group 4 CONTRACTUAL EXPENSE							
Item 0418 OTHER CONTRACTUAL EXPENSES	346.45	0.00	0.00	0.00			
Item 0432 MISC. CONTRACTS/AGREEMENTS	5,800.00	0.00	0.00	0.00			
Item 0436							

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<b>Fund 003</b>							
<b>ROAD FUND</b>							
<b>Dept 005120</b>							
<b>BRIDGES - ROAD FUND</b>							
<b>Type E</b>							
<b>Expense</b>							
<b>Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>							
ROAD MATERIALS - HIGHWAY DEPT	6,109.66	492.23	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Item 0442							
RENT OF EQUIPMENT	6,929.22	3,252.46	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00
Item 0470							
CAP. PLAN	152,267.28	156,372.49	289,000.00	2,714,869.00			
<b>Total Group 4</b>	<b>171,452.61</b>	<b>160,117.18</b>	<b>296,000.00</b>	<b>2,721,869.00</b>	<b>7,000.00</b>	<b>7,000.00</b>	<b>7,000.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0820							
MEDICARE	284.83	53.76	116.00	116.00	116.00	116.00	116.00
Item 0830							
SOCIAL SECURITY	1,217.63	229.96	496.00	496.00	496.00	496.00	496.00
<b>Total Group 8</b>	<b>1,502.46</b>	<b>283.72</b>	<b>612.00</b>	<b>612.00</b>	<b>612.00</b>	<b>612.00</b>	<b>612.00</b>
<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E</b>	<b>201,774.62</b>	<b>164,199.70</b>	<b>304,612.00</b>	<b>2,730,481.00</b>	<b>15,612.00</b>	<b>15,612.00</b>	<b>15,612.00</b>
<b>Expense</b>							
<b>Total Dept 005120</b>	<b>48,480.34</b>	<b>16,405.96</b>	<b>30,062.00</b>	<b>30,062.00</b>	<b>15,612.00</b>	<b>15,612.00</b>	<b>15,612.00</b>
<b>BRIDGES - ROAD FUND</b>							

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<b>Fund 003</b>							
<b>ROAD FUND</b>							
<b>Dept 005142</b>							
<b>Expense</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	45,031.80	44,044.81	46,000.00	46,000.00	46,000.00	46,000.00	46,000.00
Item 0101							
PERSONAL SERVICES - OVERTIME	2,548.67	546.18	2,000.00	2,000.00	1,000.00	1,000.00	1,000.00
<b>Total Group 1</b>							
<b>PERSONAL SERVICES</b>	<u>47,580.47</u>	<u>44,590.99</u>	<u>48,000.00</u>	<u>48,000.00</u>	<u>47,000.00</u>	<u>47,000.00</u>	<u>47,000.00</u>
<b>Group 4</b>							
Item 0432							
MISC. CONTRACTS/AGREEMENTS	1,004,343.00	1,061,590.55	1,041,421.00	1,041,421.00	1,058,084.00	1,058,084.00	1,058,084.00
Item 0436							
ROAD MATERIALS - HIGHWAY DEPT	10,674.63	9,204.22	9,400.00	9,400.00	9,400.00	9,400.00	9,400.00
Item 0442							
RENT OF EQUIPMENT	25,112.62	17,820.63	21,000.00	21,000.00	23,000.00	23,000.00	23,000.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<u>1,040,130.25</u>	<u>1,088,615.40</u>	<u>1,071,821.00</u>	<u>1,071,821.00</u>	<u>1,090,484.00</u>	<u>1,090,484.00</u>	<u>1,090,484.00</u>
<b>Group 8</b>							
Item 0820							
MEDICARE	684.31	639.92	696.00	696.00	681.00	681.00	681.00
Item 0830							
SOCIAL SECURITY	2,926.08	2,736.18	2,976.00	2,976.00	2,914.00	2,914.00	2,914.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	<u>3,610.39</u>	<u>3,376.10</u>	<u>3,672.00</u>	<u>3,672.00</u>	<u>3,595.00</u>	<u>3,595.00</u>	<u>3,595.00</u>
<b>Total Type E</b>							
<b>Expense</b>	<u>1,091,321.11</u>	<u>1,136,562.49</u>	<u>1,123,493.00</u>	<u>1,123,493.00</u>	<u>1,141,079.00</u>	<u>1,141,079.00</u>	<u>1,141,079.00</u>

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Fund 003							
Dept 005142							
Total Dept 005142							
SNOW REMOVAL	1,091,321.11	1,136,582.49	1,123,483.00	1,123,483.00	1,141,079.00	1,141,079.00	1,141,079.00
ROAD FUND							
SNOW REMOVAL							

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Fund 003							
ROAD FUND							
999998							
Dept 999998							
Type R							
Revenue							
Group							
Item 3501							
CONSOL HIGHWAY AID	(1,267,264.78)	(1,028,726.79)	0.00	0.00			
<b>Total Group</b>	<b>(1,267,264.78)</b>	<b>(1,028,726.79)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Type R</b>	<b>(1,267,264.78)</b>	<b>(1,028,726.79)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Revenue</b>	<b>(1,267,264.78)</b>	<b>(1,028,726.79)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Dept 999998</b>	<b>(1,267,264.78)</b>	<b>(1,028,726.79)</b>	<b>0.00</b>	<b>0.00</b>			
<b>999998</b>	<b>(1,267,264.78)</b>	<b>(1,028,726.79)</b>	<b>0.00</b>	<b>0.00</b>			

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<b>Fund 003</b>							
<b>ROAD FUND</b>							
<b>Revenue</b>							
Item 4385							
DISASTER REVENUE	(13,017.92)	0.00	0.00	0.00			
<b>Total Group</b>	(13,017.92)	0.00	0.00	0.00			
<b>Total Type R</b>							
Revenue	(13,017.92)	0.00	0.00	0.00			
<b>Total Dept</b>	(13,017.92)	0.00	0.00	0.00			
<b>Total Fund 003</b>							
<b>ROAD FUND</b>	2,084,625.04	2,173,086.27	2,621,584.00	2,621,414.00	2,785,634.00	2,589,478.00	2,589,478.00
<b>Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							





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<b>Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							
<b>Dept 005130</b>							
<b>MACHINE MAINTENANCE</b>							
<b>Expense</b>							
<b>Group 2</b>							
Item 0251							
SAFETY EQUIPMENT	5,709.15	1,361.10	6,000.00	6,000.00	2,000.00	2,000.00	2,000.00
Item 0270							
CAPITAL EQUIPMENT	0.00	117,655.00	315,000.00	315,000.00	50,000.00	50,000.00	50,000.00
<b>Total Group 2</b>							
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>8,288.15</b>	<b>119,471.09</b>	<b>321,800.00</b>	<b>321,800.00</b>	<b>54,800.00</b>	<b>54,800.00</b>	<b>54,800.00</b>
<b>Group 4</b>							
Item 0404							
COMMUNICATIONS MAINTENANCE	722.04	30.00	0.00	0.00			
Item 0413							
GAS & OIL - ALL DEPARTMENTS	17,172.23	11,109.97	10,000.00	10,000.00	15,000.00	15,000.00	15,000.00
Item 0414							
TIRES & BATTERIES - ALL DEPTS.	75,460.41	73,926.92	90,000.00	90,000.00	85,000.00	85,000.00	85,000.00
Item 0415							
UNIFORM & CLEANING ALLOWANCE	7,696.28	7,705.37	7,500.00	7,500.00	8,000.00	8,000.00	8,000.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	8,943.44	11,649.90	12,600.00	12,600.00	12,600.00	12,600.00	12,600.00
Item 0420							
RENT AND/OR LEASES	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00
Item 0421							
TELEPHONE / INTERNET	1,854.57	1,817.11	1,800.00	1,800.00	1,800.00	1,800.00	1,800.00
Item 0422							
ELECTRIC COSTS	17,239.33	15,775.40	18,000.00	18,000.00	18,000.00	18,000.00	18,000.00
Item 0423							
WATER & SEWER							

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Fund 004							
ROAD MACHINERY FUND							
Dept 005130							
Type E							
Group 4							
Item 0427	1,163.48	1,035.04	1,250.00	1,250.00	1,250.00	1,250.00	1,250.00
NATURAL GAS							
Item 0429	12,875.40	13,772.71	18,000.00	18,000.00	15,000.00	15,000.00	15,000.00
CLEANING SUPPLIES							
Item 0431	1,558.09	1,823.15	2,000.00	2,000.00	1,800.00	1,800.00	1,800.00
INSURANCE							
Item 0432	10,786.96	10,881.38	9,133.00	9,133.00	9,133.00	10,600.00	10,600.00
MISC. CONTRACTS/AGREEMENTS							
Item 0433	1,080.11	535.91	1,300.00	1,300.00	1,000.00	1,000.00	1,000.00
LEGAL NOTICES							
Item 0444	0.00	44.78	50.00	50.00	50.00	50.00	50.00
REPAIRS TO EQUIP. & PROPERTY							
Item 0445	18,876.18	20,756.43	22,500.00	22,500.00	25,000.00	25,000.00	25,000.00
REPAIRS TO BUILDINGS & GROUNDS							
Item 0446	412.30	2,185.12	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
REPAIRS TO AUTOMOTIVE EQUIP.							
Item 0449	15,829.76	16,159.12	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00
FUEL OIL							
Item 0458	52,576.60	32,329.74	46,000.00	46,000.00	42,000.00	40,000.00	40,000.00
BOOKS & PERIODICALS & MANUALS							
Item 0462	149.00	98.75	100.00	100.00	100.00	100.00	100.00
MILEAGE							
Item 0463	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TRAVEL-OTHER THAN MILEAGE							
Item 0463	12.20	19.05	25.00	25.00	20.00	20.00	20.00
TRAVEL-OTHER THAN MILEAGE							
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Fund 004							
Dept 005130							
Type E							
Group 4							
Item 0489							
HOSPITAL-SUPPLIES-MEDICINE ETC	66.25	38.55	75.00	75.00	100.00	100.00	100.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>250,475.33</b>	<b>227,694.40</b>	<b>264,333.00</b>	<b>264,333.00</b>	<b>259,853.00</b>	<b>259,320.00</b>	<b>259,320.00</b>
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	0.00	0.00	14,638.00	14,638.00	21,468.00	18,720.00	18,720.00
Item 0820							
MEDICARE	1,846.59	1,749.00	1,939.00	1,939.00	1,886.00	1,886.00	1,886.00
Item 0830							
SOCIAL SECURITY	7,896.20	7,486.01	8,297.00	8,297.00	8,067.00	8,067.00	8,067.00
Item 0840							
WORKERS' COMP	0.00	0.00	1,167.00	1,167.00	1,086.00	1,086.00	1,086.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	252.00	252.00	450.00	450.00	450.00
Item 0860							
HEALTH INSURANCE	0.00	0.00	28,753.00	28,753.00	16,877.00	16,588.00	16,588.00
Item 0880							
DISABILITY	0.00	0.00	540.00	540.00	570.00	570.00	570.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	<b>9,742.79</b>	<b>9,235.01</b>	<b>55,586.00</b>	<b>55,586.00</b>	<b>50,405.00</b>	<b>47,367.00</b>	<b>47,367.00</b>
<b>Total Type E</b>	<b>395,853.85</b>	<b>477,663.49</b>	<b>775,536.00</b>	<b>775,536.00</b>	<b>495,164.00</b>	<b>491,593.00</b>	<b>491,593.00</b>
<b>Total Dept 005130</b>							

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Fund 004							
Dept 0051 30							
MACHINE MAINTENANCE	(13,668.37)	(96,084.98)	114,236.00	114,236.00	74,714.00	71,143.00	71,143.00
ROAD MACHINERY FUND							
MACHINE MAINTENANCE							

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<b>Fund 004 ROAD MACHINERY FUND</b>							
<b>Dept 005140 FUEL FARM - MACHINE FUND</b>							
<b>Type R Revenue</b>							
Item 1270							
*SHARED SERV.(BLDGS&GROUNDS)							
Item 2333							
	(60,221.89)	(59,802.11)	(59,243.00)	(59,243.00)	(59,156.00)	(59,156.00)	(59,156.00)
<b>FUEL FARM-OTHER GOVTS</b>							
	(896,538.05)	(534,034.00)	(707,750.00)	(707,750.00)	(739,446.00)	(739,446.00)	(739,446.00)
<b>Total Group</b>	<b>(956,759.94)</b>	<b>(593,836.11)</b>	<b>(766,993.00)</b>	<b>(766,993.00)</b>	<b>(798,602.00)</b>	<b>(798,602.00)</b>	<b>(798,602.00)</b>
<b>Total Type R Revenue</b>	<b>(956,759.94)</b>	<b>(593,836.11)</b>	<b>(766,993.00)</b>	<b>(766,993.00)</b>	<b>(798,602.00)</b>	<b>(798,602.00)</b>	<b>(798,602.00)</b>
<b>Type E Expense</b>							
<b>Group 1 PERSONAL SERVICES</b>							
Item 0100							
PERSONAL SERVICES							
Item 0101							
PERSONAL SERVICES - OVERTIME	16,260.27	17,903.59	18,118.00	18,118.00	18,991.00	18,991.00	18,991.00
<b>Total Group 1 PERSONAL SERVICES</b>	<b>16,260.27</b>	<b>17,903.59</b>	<b>18,118.00</b>	<b>18,118.00</b>	<b>18,991.00</b>	<b>18,991.00</b>	<b>18,991.00</b>
<b>Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Item 0210							
FURNITURE & FURNISHINGS	163.32	0.00	200.00	200.00	200.00	200.00	200.00
Item 0250							
OTHER EQUIPMENT	0.00	3,918.04	4,000.00	5,030.00	4,000.00	4,000.00	4,000.00
Item 0251							
SAFETY EQUIPMENT	0.00	0.00	600.00	16,708.00	600.00	600.00	600.00
<b>Total Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>163.32</b>	<b>3,918.04</b>	<b>4,800.00</b>	<b>21,738.00</b>	<b>4,800.00</b>	<b>4,800.00</b>	<b>4,800.00</b>

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Fund 004							
ROAD MACHINERY FUND							
Dept 005140							
FUEL FARM - MACHINE FUND							
Type E							
Expense							
Group 2		3,918.04	4,800.00	21,938.00	4,800.00	4,800.00	4,800.00
EQUIPMENT & CAPITAL OUTLAY	163.32						
CONTRACTUAL EXPENSE							
Group 4							
Item 0411							
OFFICE SUPPLIES & MATERIALS	243.54	1,324.91	400.00	400.00	400.00	400.00	400.00
Item 0413							
GAS & OIL - ALL DEPARTMENTS	333,846.44	236,700.55	310,740.00	310,740.00	325,000.00	325,000.00	325,000.00
Item 0418							
OTHER CONTRACTUAL EXPENSES	0.00	0.00	200.00	200.00	200.00	200.00	200.00
Item 0421							
TELEPHONE / INTERNET	0.00	0.00	61.00	61.00	61.00	61.00	61.00
Item 0422							
ELECTRIC COSTS	1,945.06	1,929.92	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
Item 0429							
CLEANING SUPPLIES	0.00	0.00	200.00	200.00	200.00	200.00	200.00
Item 0431							
INSURANCE	4,386.49	4,223.91	4,922.00	4,922.00	4,922.00	4,922.00	4,922.00
Item 0443							
REPAIRS TO OFFICE EQUIPMENT	80.00	80.00	100.00	100.00	100.00	100.00	100.00
Item 0444							
REPAIRS TO EQUIP. & PROPERTY	3,273.03	10,435.06	4,000.00	53,134.00	6,000.00	6,000.00	6,000.00
Item 0447							
MISC. EQUIP. CONTRACTS	880.00	400.00	5,000.00	4,470.00	4,000.00	4,000.00	4,000.00
Item 0449							
FUEL OIL	544,484.86	309,162.52	410,750.00	410,750.00	425,000.00	425,000.00	425,000.00
Item 0456							

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<b>Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							
Dept 005140							
Type E							
<b>Group 4</b>							
DATA PROCESSING FEES/ICEN COMP	1,000.00	1,000.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Item 0461							
POSTAGE	141.00	103.00	200.00	200.00	200.00	200.00	200.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>890,282.42</b>	<b>565,359.87</b>	<b>740,073.00</b>	<b>788,677.00</b>	<b>769,583.00</b>	<b>769,583.00</b>	<b>769,583.00</b>
<b>Group 5</b>							
Item 0556							
TRANS DEBT SERVICE	26,250.00	0.00	0.00	0.00			
<b>Total Group 5</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	<b>26,250.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>			
Item 0810							
STATE RETIREMENT	0.00	0.00	2,083.00	2,083.00	3,133.00	3,133.00	3,133.00
Item 0820							
MEDICARE	264.72	259.64	262.00	262.00	276.00	276.00	276.00
Item 0830							
SOCIAL SECURITY	1,131.20	1,102.26	1,123.00	1,123.00	1,177.00	1,177.00	1,177.00
Item 0840							
WORKERS' COMP	0.00	0.00	390.00	390.00	362.00	362.00	362.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	84.00	84.00	150.00	150.00	150.00
Item 0880							
DISABILITY	0.00	0.00	60.00	60.00	130.00	130.00	130.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	<b>1,395.92</b>	<b>1,361.90</b>	<b>4,002.00</b>	<b>4,002.00</b>	<b>5,228.00</b>	<b>5,228.00</b>	<b>5,228.00</b>

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Fund 004							
ROAD MACHINERY FUND							
Dept 005140							
FUEL FARM - MACHINERY FUND							
Type E							
Expense							
Total Type E	936,351.93	588,543.40	766,993.00	832,735.00	798,602.00	798,602.00	798,602.00
Total Dept 005140							
FUEL FARM - MACHINERY FUND	(20,408.01)	(5,292.71)	0.00	65,742.00			
Total Fund 004							
ROAD MACHINERY FUND	(40,076.38)	(101,377.69)	114,236.00	179,978.00	74,714.00	71,143.00	71,143.00
Fund 005							
ENTERPRISE FUND							



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<b>ENTERPRISE FUND</b>							
<b>Fund 005</b>							
<b>Dept 006030</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1650							
NURSING HOME IGT REV	(1,541,997.00)	(3,103,655.00)	(1,546,508.00)	(1,546,508.00)	(1,500,000.00)	(1,500,000.00)	(1,500,000.00)
Item 1801							
*MEDICAL ASSISTANCE	(5,933,961.48)	(5,591,227.26)	(5,284,734.00)	(5,284,734.00)	(5,754,967.00)	(5,754,967.00)	(5,754,967.00)
Item 1830							
PRIVATE PAY	(783,934.42)	(925,460.81)	(1,171,650.00)	(1,171,650.00)	(878,738.00)	(878,738.00)	(878,738.00)
Item 1831							
PRIVATE PAY RESPITE	(19,141.00)	(26,775.00)	0.00	0.00			
Item 1870							
MEDICARE	(999,302.09)	(1,555,574.97)	(2,855,377.00)	(2,855,377.00)	(2,030,750.00)	(2,030,750.00)	(2,030,750.00)
Item 1880							
MEAL TICKETS MISC	(5,536.52)	(5,821.24)	(4,000.00)	(4,000.00)	(4,200.00)	(5,200.00)	(5,200.00)
Item 2401							
*INTEREST ON EARNINGS	(4,771.57)	(3,366.70)	(1,500.00)	(1,500.00)	(1,000.00)	(1,000.00)	(1,000.00)
Item 2402							
INTEREST - RESERVE	(551.83)	(139.73)	(500.00)	(500.00)	(500.00)	(500.00)	(500.00)
Item 2410							
*RENTAL OF REAL PROPERTY	(141,801.50)	(134,704.00)	(130,950.00)	(130,950.00)	(131,589.00)	(131,589.00)	(131,589.00)
Item 2701							
*REFUND PRIOR YR EXPENSES	(135,536.07)	(150,133.46)	(10,000.00)	(10,000.00)	(164,000.00)	(164,000.00)	(164,000.00)
Item 2770							
OTHER MISC.	(222,872.47)	(179,182.58)	(97,600.00)	(97,600.00)	(10,000.00)	(10,000.00)	(10,000.00)
<b>Total Group</b>	<b>(9,789,405.95)</b>	<b>(11,676,042.75)</b>	<b>(11,102,819.00)</b>	<b>(11,102,819.00)</b>	<b>(10,475,744.00)</b>	<b>(10,476,744.00)</b>	<b>(10,476,744.00)</b>



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Fund 005							
ENTERPRISE FUND							
Dept 006030							
Expense							
Type E							
Group 4							
Item 0415							
UNIFORM & CLEANING ALLOWANCE	19,269.48	18,831.77	24,000.00	24,000.00	21,000.00	21,000.00	21,000.00
Item 0416							
HOSPITAL/MEDICAL SERVICES	11,431.71	11,801.67	12,000.00	12,000.00			
Item 0418							
OTHER CONTRACTUAL EXPENSES	37,284.29	22,899.58	17,000.00	17,000.00	15,590.00	15,590.00	15,590.00
Item 0421							
TELEPHONE / INTERNET	4,501.59	3,862.46	4,360.00	4,360.00	4,420.00	4,420.00	4,420.00
Item 0422							
ELECTRIC COSTS	180,227.48	123,703.77	139,740.00	139,740.00	139,740.00	139,740.00	139,740.00
Item 0423							
WATER & SEWER	22,383.10	46,416.60	35,000.00	35,000.00	48,000.00	48,000.00	48,000.00
Item 0424							
FOOD SUPPLIES	236,744.56	246,473.62	246,755.00	246,755.00	251,791.00	251,791.00	251,791.00
Item 0427							
NATURAL GAS	155,401.67	121,011.32	154,000.00	154,000.00	124,000.00	124,000.00	124,000.00
Item 0429							
CLEANING SUPPLIES	0.00	0.00	0.00	0.00	58,200.00	58,200.00	58,200.00
Item 0431							
INSURANCE	30,206.16	30,409.44	37,063.00	37,063.00	51,728.00	51,728.00	51,728.00
Item 0432							
MISC. CONTRACTS/AGREEMENTS	398,885.17	410,386.71	365,820.00	365,820.00	336,599.00	336,599.00	336,599.00
Item 0433							
LEGAL NOTICES	1,745.66	4,318.46	3,840.00	3,840.00	3,840.00	3,840.00	3,840.00

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ENTERPRISE FUND							
Fund 005							
Dept 006030							
Type E							
Group 4							
Item 0440							
AUDITORS	42,100.00	15,500.00	146,234.00	146,234.00	193,750.00	193,750.00	193,750.00
Item 0442							
RENT OF EQUIPMENT	17,858.76	32,287.32	41,351.00	41,351.00	35,151.00	35,151.00	35,151.00
Item 0445							
REPAIRS TO BUILDINGS & GROUNDS	31,873.93	33,046.85	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00
Item 0452							
PERSONAL SERV. CONTRACTS	215,564.44	265,876.64	245,149.00	255,949.00	223,500.00	223,500.00	223,500.00
Item 0455							
WITNESS FEES	132,908.00	133,984.00	0.00	0.00			
Item 0456							
DATA PROCESSING FEES/CEN COMP	36,001.45	39,172.45	39,833.00	39,833.00	42,372.00	42,372.00	42,372.00
Item 0458							
BOOKS & PERIODICALS & MANUALS	416.72	410.80	360.00	360.00	240.00	240.00	240.00
Item 0459							
LEGAL FEES & SERVICES	13,000.00	13,000.00	14,000.00	14,000.00	14,000.00	14,000.00	14,000.00
Item 0461							
POSTAGE	2,213.81	3,319.97	3,220.00	3,220.00	3,220.00	3,220.00	3,220.00
Item 0462							
MILEAGE	1,626.80	1,367.69	900.00	900.00	1,530.00	1,530.00	1,530.00
Item 0463							
TRAVEL-OTHER THAN MILEAGE	2,467.10	3,545.76	3,250.00	3,250.00	4,000.00	4,000.00	4,000.00
Item 0466							
CONSULTANT FEES	28,641.00	13,792.00	49,400.00	49,400.00	41,850.00	173,850.00	173,850.00

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<b>Fund 005</b>							
<b>ENTERPRISE FUND</b>							
<b>Dept 006030</b>							
<b>VILLAGES OF ORLEANS</b>							
<b>Type E</b>							
<b>Expense</b>							
<b>Group 4</b>							
Item 0481							
PROFESSIONAL DUES	11,256.30	7,824.84	11,310.00	11,310.00	11,670.00	11,670.00	11,670.00
Item 0484							
C.I.D. CONTRACT	2,815.94	3,443.94	3,600.00	3,600.00	4,800.00	4,800.00	4,800.00
Item 0489							
HOSPITAL-SUPPLIES-MEDICINE ETC	351,658.07	385,988.02	396,285.00	404,526.56	399,981.00	399,981.00	399,981.00
Item 0491							
NYS REVENUE/ASSESSMENTS	364,388.00	352,491.00	333,884.00	333,884.00	353,468.00	353,468.00	353,468.00
Item 0492							
TRANS. SERV. NON-EMPLOYEES	18,355.45	23,759.14	24,000.00	24,000.00	26,640.00	26,640.00	26,640.00
<b>Total Group 4</b>	<b>2,607,606.05</b>	<b>2,813,993.70</b>	<b>2,996,186.00</b>	<b>3,016,505.66</b>	<b>2,970,975.00</b>	<b>3,102,975.00</b>	<b>3,102,975.00</b>
<b>CONTRACTUAL EXPENSE</b>							
<b>Group 8</b>							
<b>EMPLOYEE BENEFITS</b>							
Item 0810							
STATE RETIREMENT	280,003.52	250,324.00	486,847.00	486,847.00	728,253.00	664,117.00	664,117.00
Item 0820							
MEDICARE	340.96	233.91	81,085.00	81,085.00	102,317.00	66,412.00	66,412.00
Item 0830							
SOCIAL SECURITY	1,457.53	969.92	268,123.00	268,123.00	313,610.00	283,967.00	283,967.00
Item 0840							
WORKERS' COMP	478,877.00	422,777.00	696,353.00	696,353.00	897,997.00	462,997.00	462,997.00
Item 0850							
UNEMPLOYMENT	10,027.29	28,083.21	11,970.00	11,970.00	21,525.00	21,525.00	21,525.00
Item 0860							
HEALTH INSURANCE							

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<b>ENTERPRISE FUND</b>							
Fund 005							
Dept 006030							
Type E							
Group 8	708,778.52	760,845.51	1,001,901.00	1,001,901.00	1,140,127.00	1,065,299.00	1,065,299.00
Item 0880							
DISABILITY							
Total Group 8	24,561.60	20,073.60	23,100.00	23,100.00	24,825.00	24,825.00	24,825.00
<b>EMPLOYEE BENEFITS</b>	<b>1,502,046.42</b>	<b>1,483,347.15</b>	<b>2,569,379.00</b>	<b>2,569,379.00</b>	<b>3,228,654.00</b>	<b>2,589,142.00</b>	<b>2,589,142.00</b>
Total Type E	4,151,368.69	4,316,893.68	10,154,394.00	10,165,057.32	11,065,196.00	10,289,332.00	10,289,332.00
Total Dept 006030	(5,638,037.26)	(7,359,149.07)	(948,425.00)	(937,761.68)	589,452.00	(187,412.00)	(187,412.00)
<b>VILLAGES OF ORLEANS</b>							

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<b>ENTERPRISE FUND</b>							
Fund 005							
Dept 009710							
Type E							
Group 6							
Item 0602							
PRINCIPAL	340,000.00	485,000.00	530,000.00	530,000.00	545,000.00	545,000.00	545,000.00
<b>Total Group 6</b>							
<b>PRINCIPLE ON INDEBTEDNESS</b>	<b>340,000.00</b>	<b>485,000.00</b>	<b>530,000.00</b>	<b>530,000.00</b>	<b>545,000.00</b>	<b>545,000.00</b>	<b>545,000.00</b>
<b>Group 7</b>							
Item 0701							
INTEREST	150,988.62	60,394.63	0.00	0.00			
Item 0702							
SERIAL BOND INTEREST	482,540.08	422,045.35	418,425.00	418,425.00	393,941.00	393,941.00	393,941.00
<b>Total Group 7</b>							
<b>INTEREST ON INDEBTEDNESS</b>	<b>633,528.70</b>	<b>482,439.98</b>	<b>418,425.00</b>	<b>418,425.00</b>	<b>393,941.00</b>	<b>393,941.00</b>	<b>393,941.00</b>
<b>Total Type E</b>							
<b>Expense</b>	<b>973,528.70</b>	<b>967,439.98</b>	<b>948,425.00</b>	<b>948,425.00</b>	<b>938,941.00</b>	<b>938,941.00</b>	<b>938,941.00</b>
<b>Total Dept 009710</b>							
<b>DEBT SERVICE</b>	<b>973,528.70</b>	<b>967,439.98</b>	<b>948,425.00</b>	<b>948,425.00</b>	<b>938,941.00</b>	<b>938,941.00</b>	<b>938,941.00</b>
<b>Total Fund 005</b>							
<b>ENTERPRISE FUND</b>	<b>(4,664,508.56)</b>	<b>(6,391,709.09)</b>	<b>0.00</b>	<b>10,663.32</b>	<b>1,528,393.00</b>	<b>751,529.00</b>	<b>751,529.00</b>
<b>Fund 006</b>							
<b>SELF INSURANCE FUND</b>							

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<b>Fund 006</b>							
<b>Dept 001710</b>							
<b>Type R</b>							
<b>Group</b>							
Item 2222							
ASSESSMENTS							
Item 2402							
INTEREST - RESERVE	(36,679.10)	(10,428.87)	(25,000.00)	(25,000.00)	(1,000.00)	(1,000.00)	(1,000.00)
Item 2701							
*REFUND PRIOR YR EXPENSES	(38,114.30)	(35,501.92)	(12,000.00)	(12,000.00)	(12,000.00)	(12,000.00)	(12,000.00)
<b>Total Group</b>	<b>(385,238.40)</b>	<b>(386,083.79)</b>	<b>(464,884.00)</b>	<b>(464,884.00)</b>	<b>(532,444.00)</b>	<b>(532,444.00)</b>	<b>(532,444.00)</b>
<b>Total Type R Revenue</b>	<b>(385,238.40)</b>	<b>(386,083.79)</b>	<b>(464,884.00)</b>	<b>(464,884.00)</b>	<b>(532,444.00)</b>	<b>(532,444.00)</b>	<b>(532,444.00)</b>
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	51,432.00	53,254.80	54,632.00	54,632.00	56,660.00	56,660.00	56,660.00
<b>Total Group 1 PERSONAL SERVICES</b>	<b>51,432.00</b>	<b>53,254.80</b>	<b>54,632.00</b>	<b>54,632.00</b>	<b>56,660.00</b>	<b>56,660.00</b>	<b>56,660.00</b>
<b>Group 2</b>							
Item 0220							
OFFICE EQUIPMENT	0.00	0.00	1,425.00	1,425.00	1,425.00	1,425.00	1,425.00
<b>Total Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>	<b>0.00</b>	<b>0.00</b>	<b>1,425.00</b>	<b>1,425.00</b>	<b>1,425.00</b>	<b>1,425.00</b>	<b>1,425.00</b>
<b>Group 4</b>							
Item 0411							
OFFICE SUPPLIES & MATERIALS	700.65	323.33	500.00	500.00	500.00	500.00	500.00
Item 0418							
CONTRACTUAL EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Total Group 4</b>	<b>700.65</b>	<b>323.33</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>





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Fund 006							
Dept 001710							
Type E							
Group 4							
Item 0491							
NYS REVENUE/ASSESSMENTS	172,783.42	168,287.81	219,560.00	219,560.00	281,000.00	281,000.00	281,000.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<b>242,473.45</b>	<b>320,828.91</b>	<b>385,622.00</b>	<b>385,622.00</b>	<b>445,643.00</b>	<b>445,643.00</b>	<b>445,643.00</b>
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	4,035.08	3,663.75	5,463.00	5,463.00	9,349.00	9,349.00	9,349.00
Item 0820							
MEDICARE	746.87	772.25	792.00	792.00	821.00	821.00	821.00
Item 0830							
SOCIAL SECURITY	3,188.72	3,301.85	3,387.00	3,387.00	3,513.00	3,513.00	3,513.00
Item 0840							
WORKERS' COMP	756.00	833.00	390.00	390.00	326.00	326.00	326.00
Item 0850							
UNEMPLOYMENT	0.00	0.00	42.00	42.00	75.00	75.00	75.00
Item 0860							
HEALTH INSURANCE	15,283.80	12,130.51	13,071.00	13,071.00	14,567.00	14,567.00	14,567.00
Item 0880							
DISABILITY	0.00	0.00	60.00	60.00	65.00	65.00	65.00
<b>Total Group 8</b>							
<b>EMPLOYEE BENEFITS</b>	<b>24,012.47</b>	<b>20,701.36</b>	<b>23,205.00</b>	<b>23,205.00</b>	<b>28,716.00</b>	<b>28,716.00</b>	<b>28,716.00</b>
<b>Total Type E</b>							
<b>Expense</b>	<b>317,917.92</b>	<b>394,785.07</b>	<b>464,884.00</b>	<b>464,884.00</b>	<b>532,444.00</b>	<b>532,444.00</b>	<b>532,444.00</b>
<b>Total Dept 001710</b>							

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Fund 006							
Dept 001710							
SELF INSURANCE FUND							
SELF INSURANCE	(67,320.48)	8,701.28	0.00	0.00			

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<b>SELF INSURANCE FUND</b>							
<b>Fund 006</b>							
<b>Dept 001720</b>							
<b>Type R</b>							
<b>Group</b>							
Item 2222							
<b>ASSESSMENTS</b>							
Item 5031		(276,741.00)	(1,061,678.00)	(1,061,678.00)	(1,232,293.00)	(1,232,293.00)	(1,232,293.00)
<b>TRANSFER OF SOLID WASTE</b>							
Item 2222	(694,971.00)	(777,700.48)	0.00	0.00			
<b>Total Group</b>	<b>(959,528.00)</b>	<b>(1,054,441.48)</b>	<b>(1,061,678.00)</b>	<b>(1,061,678.00)</b>	<b>(1,232,293.00)</b>	<b>(1,232,293.00)</b>	<b>(1,232,293.00)</b>
<b>Total Type R Revenue</b>	<b>(959,528.00)</b>	<b>(1,054,441.48)</b>	<b>(1,061,678.00)</b>	<b>(1,061,678.00)</b>	<b>(1,232,293.00)</b>	<b>(1,232,293.00)</b>	<b>(1,232,293.00)</b>
<b>Type E</b>							
<b>Group 4</b>							
<b>Expense</b>							
<b>CONTRACTUAL EXPENSE</b>							
Item 0416							
<b>HOSPITAL/MEDICAL SERVICES</b>							
Item 0428	576,244.42	563,885.14	569,878.00	569,878.00	571,065.00	571,065.00	571,065.00
<b>COMPENSATION PAYMENTS-SELF INS</b>							
Item 0428	681,705.17	640,750.50	491,800.00	491,800.00	661,228.00	661,228.00	661,228.00
<b>Total Group 4</b>	<b>1,259,949.59</b>	<b>1,204,635.64</b>	<b>1,061,678.00</b>	<b>1,061,678.00</b>	<b>1,232,293.00</b>	<b>1,232,293.00</b>	<b>1,232,293.00</b>
<b>Total Type E Expense</b>	<b>1,259,949.59</b>	<b>1,204,635.64</b>	<b>1,061,678.00</b>	<b>1,061,678.00</b>	<b>1,232,293.00</b>	<b>1,232,293.00</b>	<b>1,232,293.00</b>
<b>Total Dept 001720</b>	<b>300,421.59</b>	<b>150,194.16</b>	<b>0.00</b>	<b>0.00</b>			
<b>RECIPIENTS BENEFITS</b>							

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<b>SELF INSURANCE FUND</b>							
<b>Revenue</b>							
Fund 006							
Dept							
Group							
Item 2770	0.00	(4,986.00)	0.00	0.00			
OTHER MISC.							
<b>Total Group</b>	<b>0.00</b>	<b>(4,986.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Type R</b>	<b>0.00</b>	<b>(4,986.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Revenue</b>	<b>0.00</b>	<b>(4,986.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Dept</b>	<b>0.00</b>	<b>(4,986.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Fund 006</b>	<b>0.00</b>	<b>(4,986.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>SELF INSURANCE FUND</b>	<b>233,101.11</b>	<b>153,897.44</b>	<b>0.00</b>	<b>0.00</b>			
Fund 008							
DEBT SERVICE(LONG TERM)							

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Fund 008							
Dept 001380							
Type E							
Group 4							
Item 0418							
DEBT SERVICE(LONG TERM)	0.00	3,700.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
FISCAL AGENT FEES							
Expense							
CONTRACTUAL EXPENSE							
OTHER CONTRACTUAL EXPENSES							
Total Group 4	0.00	3,700.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
CONTRACTUAL EXPENSE							
Total Type E	0.00	3,700.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Expense							
Total Dept 001380	0.00	3,700.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
FISCAL AGENT FEES							

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Fund 008							
Dept 009710							
Type E							
Group 6							
Item 0601							
PRINCIPAL	550,000.00	370,000.00	385,000.00	385,000.00	395,000.00	395,000.00	395,000.00
<b>Total Group 6</b>							
<b>PRINCIPLE ON INDEBTEDNESS</b>	<b>550,000.00</b>	<b>370,000.00</b>	<b>385,000.00</b>	<b>385,000.00</b>	<b>395,000.00</b>	<b>395,000.00</b>	<b>395,000.00</b>
Group 7							
Item 0701							
INTEREST	212,142.50	183,727.54	166,981.00	166,981.00	149,555.00	149,555.00	149,555.00
<b>Total Group 7</b>							
<b>INTEREST ON INDEBTEDNESS</b>	<b>212,142.50</b>	<b>183,727.54</b>	<b>166,981.00</b>	<b>166,981.00</b>	<b>149,555.00</b>	<b>149,555.00</b>	<b>149,555.00</b>
Total Type E							
Expense	762,142.50	553,727.54	551,981.00	551,981.00	544,555.00	544,555.00	544,555.00
<b>Total Dept 009710</b>							
<b>DEBT SERVICE</b>	<b>762,142.50</b>	<b>553,727.54</b>	<b>551,981.00</b>	<b>551,981.00</b>	<b>544,555.00</b>	<b>544,555.00</b>	<b>544,555.00</b>

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Date Prepared: 02/02/2011 03:56 PM  
Report Date: 10/28/2008  
Account Table: IDA130

Fiscal Year: 2011

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>							
<b>Dept</b>							
<b>Type R</b>							
<b>Group</b>							
Item 1140							
REVENUE							
EMERGENCY TELEPHONE SYSTEM	(54,657.10)	(77,076.00)	(74,500.00)	(74,500.00)	(78,000.00)	(78,000.00)	(78,000.00)
Item 2401	(18,275.89)	(4,457.27)	(3,500.00)	(3,500.00)	(1,000.00)	(1,000.00)	(1,000.00)
*INTEREST ON EARNINGS							
Item 2410							
*RENTAL OF REAL PROPERTY	(15,455.00)	(15,515.00)	(17,580.00)	(17,580.00)	(17,879.00)	(17,879.00)	(17,879.00)
Item 3021							
NYS CRT HOUSE MAINT. REIMBURS.	(39,160.00)	(37,008.00)	(34,704.00)	(34,704.00)	(32,328.00)	(32,328.00)	(32,328.00)
Item 5050	(26,250.00)	0.00	0.00	0.00			
<b>Total Group</b>	<b>(153,797.99)</b>	<b>(134,056.27)</b>	<b>(130,284.00)</b>	<b>(130,284.00)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>
<b>Total Type R</b>							
<b>Revenue</b>	<b>(153,797.99)</b>	<b>(134,056.27)</b>	<b>(130,284.00)</b>	<b>(130,284.00)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>
<b>Total Dept</b>							
<b>Total Fund 008</b>	<b>(153,797.99)</b>	<b>(134,056.27)</b>	<b>(130,284.00)</b>	<b>(130,284.00)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>
<b>DEBT SERVICE(LONG TERM)</b>							
<b>Fund 014</b>	<b>608,344.51</b>	<b>423,371.27</b>	<b>424,197.00</b>	<b>424,197.00</b>	<b>417,848.00</b>	<b>417,848.00</b>	<b>417,848.00</b>
<b>SPECIAL GRANT FUND</b>							



**COUNTY OF ORLEANS**  
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Fiscal Year: 2011

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Fund 014							
Dept 006290							
Type R							
Group							
Item 2070							
*CONT PRIV AGENCY FOR YOUTHS							
Item 3790							
NYS MONIES	(10.00)	0.00	0.00	0.00			
Item 4791							
WORKFORCE INVESTMENT ACT	(461,253.62)	(496,026.90)	(738,115.00)	(738,115.00)	(500,667.00)	(500,667.00)	(500,667.00)
<b>Total Group</b>	<b>(771,167.39)</b>	<b>(877,300.90)</b>	<b>(1,069,877.00)</b>	<b>(1,069,877.00)</b>	<b>(853,110.00)</b>	<b>(804,881.00)</b>	<b>(804,881.00)</b>
<b>Total Type R Revenue</b>	<b>(771,167.39)</b>	<b>(877,300.90)</b>	<b>(1,069,877.00)</b>	<b>(1,069,877.00)</b>	<b>(853,110.00)</b>	<b>(804,881.00)</b>	<b>(804,881.00)</b>
<b>Total Dept 006290 WORKFORCE INVESTMENT ACT</b>	<b>(771,167.39)</b>	<b>(877,300.90)</b>	<b>(1,069,877.00)</b>	<b>(1,069,877.00)</b>	<b>(853,110.00)</b>	<b>(804,881.00)</b>	<b>(804,881.00)</b>

**COUNTY OF ORLEANS**  
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Fiscal Year: 2011

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 014</b>							
<b>Dept 006283</b>							
<b>Type E</b>							
<b>Group 1</b>							
Item 0100							
PERSONAL SERVICES	342,905.50	439,982.59	364,692.00	364,692.00	320,579.00	272,350.00	272,350.00
Item 0101							
PERSONAL SERVICES - OVERTIME	59.52	98.46	200.00	200.00	200.00	200.00	200.00
<b>Total Group 1</b>							
<b>PERSONAL SERVICES</b>	<u>342,965.02</u>	<u>440,081.05</u>	<u>364,892.00</u>	<u>364,892.00</u>	<u>320,779.00</u>	<u>272,550.00</u>	<u>272,550.00</u>
<b>Group 4</b>							
Item 0418							
OTHER CONTRACTUAL EXPENSES	224,840.49	281,022.11	514,975.00	514,975.00	324,855.00	324,855.00	324,855.00
<b>Total Group 4</b>							
<b>CONTRACTUAL EXPENSE</b>	<u>224,840.49</u>	<u>281,022.11</u>	<u>514,975.00</u>	<u>514,975.00</u>	<u>324,855.00</u>	<u>324,855.00</u>	<u>324,855.00</u>
<b>Group 8</b>							
Item 0810							
STATE RETIREMENT	20,464.74	18,256.25	35,626.00	35,626.00	45,359.00	45,359.00	45,359.00
Item 0820							
MEDICARE	4,888.67	6,289.99	5,289.00	5,289.00	4,682.00	4,682.00	4,682.00
Item 0830							
SOCIAL SECURITY	20,901.91	26,893.80	22,624.00	22,624.00	20,031.00	20,031.00	20,031.00
Item 0840							
WORKERS' COMP	6,960.00	14,524.48	4,086.00	4,086.00	3,439.00	3,439.00	3,439.00
Item 0850							
UNEMPLOYMENT	325.38	255.74	882.00	882.00	1,425.00	1,425.00	1,425.00
Item 0860							
HEALTH INSURANCE	116,614.54	101,327.79	119,763.00	119,763.00	130,890.00	130,890.00	130,890.00
Item 0880							

**COUNTY OF ORLEANS**  
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Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
Fund 014							
SPECIAL GRANT FUND							
JOB DEVELOPMENT							
Type E							
Group 8							
DISABILITY	1,276.40	1,373.60	1,740.00	1,740.00	1,650.00	1,650.00	1,650.00
Total Group 8							
EMPLOYEE BENEFITS	171,433.64	168,921.65	190,010.00	190,010.00	207,476.00	207,476.00	207,476.00
Total Type E							
Expense	739,239.15	890,034.81	1,069,877.00	1,069,877.00	853,110.00	804,881.00	804,881.00
Total Dept 006293							
JOB DEVELOPMENT	739,239.15	890,034.81	1,069,877.00	1,069,877.00	853,110.00	804,881.00	804,881.00

**COUNTY OF ORLEANS**  
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Account Table: IDA130

Fiscal Year: 2011

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>SPECIAL GRANT FUND</b>							
<b>Revenue</b>							
Item 2701							
*REFUND PRIOR YR EXPENSES	(340.00)	(22.44)	0.00	0.00			
<b>Total Group</b>	(340.00)	(22.44)	0.00	0.00			
<b>Total Type R</b>	(340.00)	(22.44)	0.00	0.00			
<b>Revenue</b>	(340.00)	(22.44)	0.00	0.00			
<b>Total Dept</b>	(340.00)	(22.44)	0.00	0.00			
<b>Total Fund 014</b>	(340.00)	(22.44)	0.00	0.00			
<b>SPECIAL GRANT FUND</b>							
<b>Grand Total</b>	(3,867,931.86)	(4,104,469.44)	15,109,580.00	4,575,738.01	19,252,828.00	16,839,813.00	16,839,813.00

NOTE: One or more accounts were not printed due to Account Table restrictions.

**2011 ORLEANS COUNTY BUDGET**

BY DEPARTMENT



**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Date Prepared: 01/24/2011 09:44 AM  
Report Date: 01/12/2011  
Account Table: REVENUE  
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Fiscal Year: 2011

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1001</b>							
GENERAL FUND							
REAL PROPERTY TAXES							
001.0001.1001							
REAL PROPERTY TAXES	10,294,829.54	10,097,719.31	0.00	10,876,563.00	0.00	0.00	0.00
<b>Item 1002</b>							
WATERSHED PROT. DISTRICT							
001.0001.1002							
WATERSHED PROT. DISTRICT	30,650.00	30,054.00	30,847.00	30,847.00	30,847.00	30,847.00	30,847.00
<b>Item 1051</b>							
*GAIN SALE OF ACQUIRED TAX PRO							
001.0001.1051							
*GAIN ON SALE OF ACQ TAX PROP/	69,462.31	50,483.59	50,000.00	50,000.00	0.00	50,000.00	50,000.00
<b>Item 1081</b>							
*OTHER PYT IN LIEU OF TAXES							
001.0001.1081							
*OTH PYT IN LIEU OF TAXES	153,539.50	379,875.21	456,850.00	456,850.00	424,714.00	424,714.00	424,714.00
<b>Item 1090</b>							
*INT & PENALTIES ON TAXES							
001.0001.1090							
*INTEREST & PENALTIES ON TAXES	951,491.62	888,674.46	880,000.00	880,000.00	880,000.00	880,000.00	880,000.00
<b>Item 1110</b>							
*SALES & USE TAX							
001.0001.1110							
*NON-PROPERTY TAXES (SALES&USE)	13,974,710.22	13,504,635.21	12,660,000.00	12,660,000.00	12,660,000.00	12,660,000.00	12,660,000.00
<b>Item 1113</b>							
ROOM OCCUPANCY TAX							
001.0001.1113							
ROOM OCCUPANCY TAX	32,892.26	31,610.10	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00
<b>Item 1140</b>							
EMERGENCY TELEPHONE SYSTEM							
001.0001.1140							
EMERGENCY TELEPHONE SYSTEM	76,629.09	57,055.33	51,000.00	51,000.00	47,040.00	47,040.00	47,040.00
<b>Item 1210</b>							
CITY COURT FEES							
001.0001.1210							
PROBATION FEES	4,321.21	2,984.61	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
<b>Item 1211</b>							
PROBATION SUPERVISION FEES							
001.0001.1211							
PROBATION SUPERVISION FEES	12,596.00	14,886.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00
<b>Item 1212</b>							
ELECTRONIC MONITORING							
001.0001.1212							
ELECTRONIC MONITORING	1,549.50	930.76	1,500.00	1,500.00	1,000.00	11,000.00	11,000.00
<b>Item 1214</b>							
URINE SCREEN							

**COUNTY OF ORLEANS**  
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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Item 1214</b>							
001.0001.1214	1,134.00	1,212.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
URINE SCREEN							
<b>Item 1230</b>							
*TREASURER							
001.0001.1230	90,958.48	69,797.25	67,500.00	67,500.00	67,500.00	67,500.00	67,500.00
*TREASURER							
<b>Item 1235</b>							
*CHARES FOR TAX ADV. & EXP.							
001.0001.1235	10,663.82	7,052.02	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
*CHARGES FOR TAX ADV & EXPENSE							
<b>Item 1250</b>							
*ASSESSOR'S FEES							
001.0001.1250	96,934.49	132,328.36	124,964.00	124,964.00	125,043.00	125,843.00	125,843.00
TAX MAP FEES							
<b>Item 1255</b>							
*CLERKS FEES							
001.0001.1255	634,328.26	800,459.20	801,500.00	801,500.00	801,300.00	801,500.00	801,500.00
*COUNTY CLERK FEES							
<b>Item 1260</b>							
CIVIL SERVICE EXAM FEES							
001.0001.1260	2,200.00	2,200.00	2,100.00	2,100.00	800.00	800.00	800.00
CIVIL SERVICE EXAM FEES							
<b>Item 1262</b>							
AUCTION REVENUE							
001.0001.1262	24,848.88	25,372.61	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
AUCTION REVENUE							
<b>Item 1265</b>							
COUNTY ATTORNEY FEES							
001.0001.1265	158,960.00	161,298.00	164,918.00	164,918.00	168,814.00	167,515.00	167,515.00
COUNTY ATTORNEY FEES							
<b>Item 1270</b>							
*SHARED SERV.(BLDG&GROUNDS)							
001.0001.1270	525,391.00	556,530.00	567,916.00	567,916.00	583,121.00	510,257.00	510,257.00
*SHARED SERV. (BLDG&GROUNDS)							
<b>Item 1271</b>							
CENTRAL TYPEWRITER REPAIR							
001.0001.1271	34,550.00	33,240.00	50.00	32,440.00	50.00	50.00	50.00
CENTRAL TYPEWRITER REPAIR							
<b>Item 1275</b>							
DATA PROCESSING SERVICES							
001.0001.1275	119,238.01	119,048.71	134,771.00	134,771.00	135,146.00	135,636.00	135,636.00
DATA PROCESSING SERVICES							
<b>Item 1510</b>							
*SHERIFF'S FEES							

**COUNTY OF ORLEANS**  
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<b>GENERAL FUND</b>									
<b>*SHERIFF'S FEES</b>									
001.0001.1510									
*SHERIFF'S FEES			87,892.34	73,392.04	70,000.00	70,000.00	60,000.00	66,000.00	66,000.00
Item 1511									
<b>DOG BOARDING FEES</b>									
001.0001.1511									
LIFELINE PUBLIC SAFETY COMM			10,000.00	15,025.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00
Item 1515									
<b>BAIL REFUND(1%)</b>									
001.0001.1515									
BAIL REFUND(1%)			2,183.00	1,586.95	1,000.00	1,000.00	1,500.00	1,500.00	1,500.00
Item 1550									
<b>*DOG CONTROL FEES</b>									
001.0001.1550									
*DOG CONTROL FEES			7,668.51	7,678.90	7,620.00	7,620.00	5,388.00	7,620.00	7,620.00
Item 1601									
<b>*PUBLIC HEALTH FEES</b>									
001.0001.1601									
*PUBLIC HEALTH FEES			8,423.46	9,796.73	12,000.00	12,000.00	11,000.00	11,000.00	11,000.00
Item 1602									
<b>PUBLIC HEALTH MEDICARE</b>									
001.0001.1602									
PUBLIC HEALTH MEDICARE			403,214.53	497,012.09	375,000.00	375,000.00	18,000.00	18,000.00	18,000.00
Item 1603									
<b>VITAL STATISTICS FEES</b>									
001.0001.1603									
PUBLIC HEALTH - MEDICAID			174,257.36	67,067.83	75,000.00	75,000.00	7,500.00	7,500.00	7,500.00
Item 1604									
<b>PH SELF PAY</b>									
001.0001.1604									
PH SELF PAY			10,705.13	17,886.53	12,000.00	12,000.00	5,000.00	5,000.00	5,000.00
Item 1605									
<b>PH OTHER INSURANCE</b>									
001.0001.1605									
PH OTHER INSURANCE			414,313.42	500,835.27	375,000.00	375,000.00	17,000.00	17,000.00	17,000.00
Item 1606									
<b>PH PHC PROGRAM</b>									
001.0001.1606									
PH PHC PROGRAM			38,943.08	41,446.51	0.00	0.00	0.00	0.00	0.00
Item 1606.4010									
PH PHC PROGRAM:PUBLIC HEALTH			0.00	0.00	43,000.00	43,000.00	40,000.00	40,000.00	40,000.00
Item 1606.4046									
PH PHC PROGRAM PHYSICALLY HANDICAPPED CHILD			0.00	0.00	300.00	300.00	0.00	0.00	0.00





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<b>GENERAL FUND</b>									
<b>*RECOVERY-EMERG. AID ADULTS</b>									
001.0001.1842									
*RECOVERY-EMERG AID ADULTS			26,515.76	32,314.29	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00
<b>*BURIALS</b>									
001.0001.1848									
*BURIALS			643.82	2,575.00	750.00	750.00	750.00	750.00	750.00
<b>SEALER OF WEIGHTS &amp; MEASURES</b>									
001.0001.1962									
SEALER OF WEIGHTS & MEASURES			4,212.00	4,240.00	6,000.00	6,000.00	4,500.00	4,500.00	4,500.00
<b>*PROGRAMS FOR AGING</b>									
001.0001.1972									
*OFFICE FOR AGING FEES			121,173.65	257,125.60	241,897.00	251,897.00	243,153.00	243,153.00	243,153.00
<b>LIFE LINE</b>									
001.0001.1973									
LIFE LINE			111,048.38	102,481.69	121,246.00	127,746.00	127,209.00	122,549.00	122,549.00
<b>CULTURE AND RECREATION</b>									
001.0001.2000									
TOURISM			20,700.00	10,000.00	10,000.00	10,000.00	0.00	0.00	0.00
<b>RECREATIONAL FACILITY CHARGE</b>									
001.0001.2025									
RECREATIONAL FACILITY CHARGE			31,085.00	33,911.00	30,000.00	30,000.00	30,000.00	33,000.00	33,000.00
<b>*CONT PRIV AGENCY FOR YOUTHS</b>									
001.0001.2070									
*CONTRB PRIV AGCY FOR YOUTH			29,667.60	35,826.00	34,200.00	34,200.00	23,600.00	23,600.00	23,600.00
<b>TRAFFIC DIVERSION - COUNTY SHARE</b>									
001.0001.2210									
TRAFFIC DIVERSION - COUNTY SHARE			37,479.33	12,621.08	0.00	10,000.00	0.00	30,000.00	30,000.00
<b>*ELECTION SERVICES</b>									
001.0001.2215									
*ELECTION SERVICES			37,602.32	23,184.52	30,000.00	30,000.00	15,000.00	15,000.00	15,000.00
<b>*POLICE SERVICES</b>									
001.0001.2260									
*POLICE SERVICES			55,023.64	59,468.71	79,480.00	79,480.00	47,000.00	10,000.00	10,000.00
<b>*JAIL FACILITIES</b>									

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Account Description	Fund 001	2008 Actual	2009 Actual	Original Budget 2010	Adjusted Budget 2010	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>*JAIL FACILITIES</b>								
001.0001.2264			35,060.80	100,000.00	100,000.00	102,036.00	102,036.00	102,036.00
*JAIL FACILITIES		91,101.07						
Item 2265								
<b>SSI BOUNTY PAYMENT</b>								
001.0001.2265			0.00	1,000.00	1,000.00	500.00	500.00	500.00
SSI BOUNTY PAYMENT		0.00						
Item 2268								
<b>*DOG CONTROL SERVICES</b>								
001.0001.2268			30,120.66	36,000.00	36,000.00	30,876.00	30,876.00	30,876.00
*DOG CONTROL SERVICES		29,705.54						
Item 2401								
<b>*INTEREST ON EARNINGS</b>								
001.0001.2401			34,985.89	30,000.00	30,000.00	0.00	20,000.00	20,000.00
*INTEREST ON EARNINGS		159,962.42						
Item 2402								
<b>INTEREST - RESERVE</b>								
001.0001.2402			11.07	100.00	100.00	0.00	100.00	100.00
INTEREST - RESERVE		101.64						
Item 2410								
<b>*RENTAL OF REAL PROPERTY</b>								
001.0001.2410			0.00	0.00	0.00	6,000.00	0.00	0.00
*RENTAL OF REAL PROPERTY		0.00						
Item 2411								
<b>*RENTAL OF REAL PROPERTY, COUNTY CLERK</b>								
001.0001.2410.1410			6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00
*RENTAL OF REAL PROPERTY, COUNTY CLERK		6,000.00						
Item 2411								
<b>*RENTAL OF REAL PROPERTY, PUBLIC SAFETY COMMUNICATION</b>								
001.0001.2410.3020			19,969.71	19,899.00	19,899.00	20,181.00	20,181.00	20,181.00
*RENTAL OF REAL PROPERTY, PUBLIC SAFETY COMMUNICATION		19,690.05						
Item 2411								
<b>MOTOR VEHICLE FEES</b>								
001.0001.2411			250,605.12	264,000.00	264,000.00	264,000.00	264,000.00	264,000.00
MOTOR VEHICLE FEES		237,223.44						
Item 2450								
<b>*COMMISSIONS</b>								
001.0001.2450			20,344.30	18,000.00	18,000.00	20,520.00	20,520.00	20,520.00
*COMMISSIONS		21,252.80						
Item 2590								
<b>*PERMITS</b>								
001.0001.2590			1,435.00	625.00	625.00	1,300.00	1,300.00	1,300.00
*PERMITS - PISTOL		825.00						
Item 2610								
<b>*FINES &amp; FORFEITED BAIL</b>								
001.0001.2610			3,750.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
*FINES & FORFEITED BAIL		3,442.60						
Item 2610								



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<b>GENERAL FUND</b>									
<b>OTHER MISC.</b>									
001.0001.2770									
*MISC-OTHER			4,342.40	1,246.62	3,950.00	3,950.00	3,950.00	3,950.00	3,950.00
Item 2902									
001.0001.2902			0.00	4,110.32	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
GIS MAPPING									
Item 3021									
001.0001.3021			124,017.50	122,460.00	130,453.00	130,453.00	172,806.00	172,806.00	172,806.00
NYS CRT HOUSE MAINT. REIMBURS.									
Item 3035									
001.0001.3035			9,930.72	9,171.36	8,740.00	8,740.00	9,540.00	9,540.00	9,540.00
MEDICAL EXAMINER									
Item 3040									
001.0001.3040			2,975.75	1,415.18	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
REAL PROP. ADM TRAINING									
Item 3041									
001.0001.3041			18,555.93	10,375.00	0.00	25,000.00	0.00	0.00	0.00
REAL PROPERTY GRANT									
Item 3088									
001.0001.3088			54,966.23	81,304.99	7,500.00	7,500.00	0.00	0.00	0.00
NYS ASSIGNED COUNSEL-PUB.DEF.									
001.0001.3088.1141			67,654.08	65,505.60	58,006.00	58,006.00	0.00	46,932.00	46,932.00
NYS ASSIGNED COUNSEL-PUB.DEFEN.PUBLIC DEFENDER COURT									
001.0001.3088.1170			70,992.75	70,964.40	60,829.00	60,829.00	51,932.00	51,932.00	51,932.00
NYS ASSIGNED COUNSEL-PUB.DEFEN.PUBLIC DEFENDER									
Item 3089									
001.0001.3089			10,430.63	2,898.20	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
ASSIGNED COUNSEL - D.A.									
Item 3264									
001.0001.3264			793.00	380.00	200.00	200.00	100.00	200.00	200.00
NYS LUNCH PROGRAM									
Item 3277									

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Account Description	2009 Actual	2010 Original Budget	2010 Adjusted Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 001</b>						
<b>GENERAL FUND</b>						
<b>EDUCATION-HANDI. CHILDREN</b>						
001.0001.3277						
EDUCATION-HANDI. CHILDREN	1,007,009.93	1,249,500.00	1,249,500.00	1,249,500.00	1,249,500.00	1,249,500.00
Item 3301						
EXPEDITED DEPLOYMENT PHASE II						
001.0001.3301						
EXPEDITED DEPLOYMENT PHASE II	281,936.60	0.00	0.00	0.00	0.00	0.00
Item 3305						
EMERGENCY MANAGEMENT						
001.0001.3305						
EMERGENCY MANAGEMENT	(2,000.00)	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
Item 3309						
PSAP STATE SURCHARGE COUNTY SH						
001.0001.3309						
PSAP STATE SURCHARGE COUNTY SH	25,198.45	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
Item 3310						
PROBATION SERVICES						
001.0001.3310						
PROBATION SERVICES	130,119.99	110,504.00	110,504.00	118,180.00	118,180.00	118,180.00
Item 3311						
ALTERNATIVE TO INCARCERATION						
001.0001.3311						
ALTERNATIVE TO INCARCERATION	11,941.63	13,348.00	13,348.00	12,013.00	12,013.00	12,013.00
Item 3313						
OPERATION 360 STATE DIVERSION						
001.0001.3313						
OPERATION 360 STATE DIVERSION	43,400.00	40,796.00	40,796.00	36,716.00	36,716.00	36,716.00
Item 3315						
NAVIGATION LAW ENFORCEMENT						
001.0001.3315						
NAVIGATION LAW ENFORCEMENT	52,389.77	48,750.00	48,750.00	50,000.00	50,000.00	50,000.00
Item 3316						
HOUSING PAROLE VIOLATORS						
001.0001.3316						
HOUSING PAROLE VIOLATORS	77,309.60	0.00	0.00	0.00	0.00	0.00
Item 3325						
DIV OF CRIM JUSTICE MRD PRO						
001.0001.3325						
DCJS DA SALARY SUBSIDY	96,697.00	78,404.00	78,404.00	75,667.00	75,667.00	75,667.00
Item 3326						
CRIME VICTIMS PROGRAM						
001.0001.3326						
CRIME VICTIM PROGRAM	86,092.03	95,468.00	95,468.00	100,810.00	100,810.00	100,810.00
Item 3330						
SECURITY COSTS-COURT REFORM						



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<b>GENERAL FUND</b>								
<b>Fund 001</b>								
<b>Item 3493</b>								
001.0001.3493	ARC NON 620	313,754.00	289,368.00	276,656.00	276,656.00	192,271.00	192,271.00	192,271.00
<b>Item 3494</b>								
001.0001.3494	ARC 620	5,865.00	3,267.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3601</b>								
001.0001.3601	MEDICAL ASSISTANCE	(13,572.00)	(5,799.00)	62,170.00	62,170.00	0.00	0.00	0.00
<b>Item 3609</b>								
001.0001.3609	AID TO DEPENDENT CHILDREN	372,081.00	472,624.00	451,157.00	451,157.00	469,613.00	469,613.00	469,613.00
<b>Item 3610</b>								
001.0001.3610	SOCIAL SERVICES ADMINISTRATION	1,526,263.47	1,581,603.50	0.00	(113,414.00)	0.00	0.00	0.00
<b>Item 3611</b>								
001.0001.3611	SOCIAL SERVICES ADMINISTRATION	0.00	0.00	1,464,849.00	1,464,849.00	1,393,365.00	1,318,975.00	1,318,975.00
<b>Item 3616</b>								
001.0001.3616	SOCIAL SERVICES ADMINISTRATION	0.00	0.00	0.00	0.00	3,100.00	1,860.00	1,860.00
<b>Item 3617</b>								
001.0001.3617	SOCIAL SERVICES ADMINISTRATION	0.00	0.00	51,593.00	51,593.00	53,445.00	53,445.00	53,445.00
<b>Item 3618</b>								
001.0001.3618	LOCAL ADMINISTRATION FUNDS	(7,783.00)	(11,439.00)	0.00	0.00	0.00	0.00	0.00
<b>Item 3619</b>								
001.0001.3619	CHILD CARE	438,460.00	43,846.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3623</b>								
001.0001.3623	JUVENILE DELINQUENT	339,598.00	467,154.00	412,764.00	412,764.00	271,807.00	285,159.00	285,159.00



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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>JUVENILE DELINQUENT</b>							
001.0001.3623							
JUVENILE DELINQUENT	10,858.99	17,086.00	25,725.00	25,725.00	24,800.00	24,800.00	24,800.00
<b>Item 3640</b>							
<b>SAFETY NET</b>							
001.0001.3640							
SAFETY NET	535,519.00	639,137.00	760,737.00	760,737.00	897,599.00	897,599.00	897,599.00
<b>Item 3642</b>							
<b>EMERGENCY AID - ADULTS</b>							
001.0001.3642							
EMERGENCY AID - ADULTS	15,408.00	6,648.00	20,000.00	20,000.00	15,000.00	15,000.00	15,000.00
<b>Item 3655</b>							
<b>DAY CARE 75%</b>							
001.0001.3655							
DAY CARE 75%	89,935.00	120,659.00	152,520.00	152,520.00	152,520.00	152,520.00	152,520.00
<b>Item 3710</b>							
<b>VETERANS SERVICE AGENCIES</b>							
001.0001.3710							
VETERANS AID	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	8,290.00
<b>Item 3715</b>							
<b>TOURISM NYS</b>							
001.0001.3715							
TOURISM - I LOVE NY	63,479.00	50,657.00	50,657.00	50,657.00	0.00	0.00	0.00
<b>Item 3772</b>							
<b>PROGRAMS FOR THE AGING</b>							
001.0001.3772							
PROGRAMS FOR THE AGING	424,331.68	490,399.47	456,923.00	462,923.00	492,776.00	492,776.00	492,776.00
<b>Item 3820</b>							
<b>YOUTH PROGRAMS</b>							
001.0001.3820							
YOUTH PROGRAMS YDDP	61,161.43	62,290.06	0.00	0.00	0.00	0.00	0.00
001.0001.3820.3110							
YOUTH PROGRAMS.SHERIFF	0.00	0.00	9,000.00	9,000.00	0.00	9,000.00	9,000.00
001.0001.3820.3140							
YOUTH PROGRAMS.PROBATION	0.00	0.00	20,840.00	20,840.00	20,840.00	20,840.00	20,840.00
001.0001.3820.7310							
YOUTH PROGRAMS.YOUTH PROGRAMS	0.00	0.00	38,000.00	38,000.00	0.00	28,000.00	28,000.00
001.0001.3820.7312							
YOUTH PROGRAMS.YOUTH BUREAU	0.00	0.00	11,971.00	11,971.00	0.00	11,960.00	11,960.00
<b>Item 3830</b>							
<b>YOUTH BOARD</b>							
001.0001.3830							
YOUTH BOARD SDDP	22,570.15	15,694.38	0.00	0.00	0.00	0.00	247

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GENERAL FUND								
SPECIAL STATE AID								
Item 3832								
001.0001.3832		1,850.00	880.00	0.00	0.00	0.00	0.00	0.00
SPECIAL STATE AID								
Item 3989								
001.0001.3989		1,521.42	1,523.13	1,600.00	1,600.00	1,550.00	1,550.00	1,550.00
WEIGHTS & MEASURES GRANT								
Item 4089								
001.0001.4089		154,750.00	174,830.00	183,470.00	183,470.00	185,334.00	185,334.00	185,334.00
*SECT 8 RENT SUBSIDY								
Item 4264								
001.0001.4264		9,003.00	11,655.00	9,500.00	9,500.00	8,652.00	8,652.00	8,652.00
FEDERAL LUNCH PROGRAM								
Item 4305								
001.0001.4305		2,309.00	18,503.00	13,500.00	13,500.00	13,500.00	13,500.00	13,500.00
EMERGENCY MANAGEMENT								
Item 4308								
001.0001.4308		0.00	38,222.24	0.00	154,033.00	33,750.00	33,750.00	33,750.00
HOMELAND SECURITY - SHERIFF								
Item 4309								
001.0001.4309		43,066.29	27,165.98	128,233.00	147,233.00	7,660.00	7,660.00	7,660.00
ST HOMELAND SECURITY PROG E.M.								
Item 4330								
001.0001.4330		0.00	14,728.84	28,860.00	28,860.00	21,718.00	21,718.00	21,718.00
SEAT BELT GRANT								
Item 4401								
001.0001.4401		16,625.62	12,566.14	17,672.00	17,672.00	17,673.00	17,673.00	17,673.00
IHAP PUBLIC HEALTH								
Item 4451								
001.0001.4451		55,792.03	45,748.95	48,847.00	78,520.00	48,847.00	48,847.00	48,847.00
EARLY INT. ADMIN.								
Item 4472								
001.0001.4472		125,168.58	144,424.53	170,600.00	170,600.00	137,517.00	137,517.00	137,517.00
SPECIAL HEALTH PROGRAM-FEDERAL								
Item 4489								
001.0001.4489								

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<b>Fund 001</b>							
<b>Item 4489</b>							
<b>GENERAL FUND</b>							
<b>BIOTERRORISM PREPAREDNESS</b>							
001.0001.4489	59,797.16	103,530.33	0.00	64,141.51	50,000.00	50,000.00	50,000.00
001.0001.4489.4010							
BIOTERRORISM PREPAREDNESS.PUBLIC HEALTH	0.00	0.00	70,000.00	70,000.00	0.00	0.00	0.00
001.0001.4489.6010							
FMAP.SOCIAL SERVICES ADMINISTRATION	0.00	0.00	177,050.00	177,050.00	0.00	276,123.00	276,123.00
<b>Item 4490</b>							
<b>MENTAL HEALTH - FEDERAL</b>							
001.0001.4490	103,369.00	84,742.00	0.00	68,452.00	0.00	0.00	0.00
MENTAL HEALTH - FEDERAL							
001.0001.4490.4323							
MENTAL HEALTH - FEDERAL.PATHSTONE MEDICAL ASSISTANCE	0.00	0.00	0.00	65,132.00	60,850.00	60,850.00	60,850.00
<b>Item 4601</b>							
001.0001.4601	12,297.00	21,937.00	82,830.00	82,830.00	0.00	0.00	0.00
MEDICAL ASSISTANCE							
<b>Item 4609</b>							
<b>AID TO DEPENDENT CHILDREN</b>							
001.0001.4609	765,202.00	1,094,202.00	855,444.00	855,444.00	970,839.00	970,839.00	970,839.00
AID TO DEPENDENT CHILDREN							
<b>Item 4610</b>							
<b>SOCIAL SERVICES ADMIN.</b>							
001.0001.4610	1,796,294.43	1,777,465.43	0.00	(113,414.00)	0.00	0.00	0.00
SOCIAL SERVICES ADMIN.							
001.0001.4610.6010							
SOCIAL SERVICES ADMIN..SOCIAL SERVICES ADMINISTRATION	0.00	0.00	2,205,628.00	2,205,628.00	2,085,881.00	2,030,817.00	2,030,817.00
001.0001.4610.6070							
SOCIAL SERVICES ADMIN..SERVICE FOR RECIPIENTS	0.00	0.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
001.0001.4610.6510							
SOCIAL SERVICES ADMIN..VETERANS SERVICE AGENCY	0.00	0.00	17,796.00	17,796.00	20,021.00	20,021.00	20,021.00
<b>Item 4611</b>							
<b>FOOD STAMP PROGRAM ADMIN.</b>							
001.0001.4611	435,120.00	360,217.00	401,175.00	401,175.00	417,919.00	401,379.00	401,379.00
FOOD STAMP PROGRAM ADMIN.							
<b>Item 4615</b>							
<b>FLEXIBLE FUND FOR FAMILY SERVICES</b>							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Item 4615</b>							
FLEXIBLE FUND FOR FAMILY SERVICES	908,230.00	1,279,021.00	1,460,475.00	1,460,475.00	1,438,104.00	1,438,104.00	1,438,104.00
<b>Item 4619</b>							
AID TO DEP. CHIL.- FOSTER CARE							
<b>Item 4619</b>							
CHILD CARE	157,712.00	225,248.00	305,783.00	305,783.00	203,700.00	203,700.00	203,700.00
<b>Item 4640</b>							
SAFETY NET							
<b>Item 4640</b>							
HEAP	20,404.00	21,631.00	25,000.00	25,000.00	22,000.00	22,000.00	22,000.00
<b>Item 4641</b>							
HEAP	(4,110.00)	(91,040.00)	25,000.00	25,000.00	30,000.00	30,000.00	30,000.00
<b>Item 4655</b>							
DAY CARE 100%							
<b>Item 4655</b>							
DAY CARE 100%	877,820.00	937,189.00	936,909.00	936,909.00	925,000.00	925,000.00	925,000.00
<b>Item 4661</b>							
TITLE IV-B FUNDS							
<b>Item 4661</b>							
TITLE IV-B FUNDS	21,606.00	13,693.00	13,693.00	13,693.00	13,693.00	13,693.00	13,693.00
<b>Item 4772</b>							
PROGRAMS FOR THE AGING	276,505.00	242,042.55	344,073.00	344,073.00	386,324.00	386,324.00	386,324.00
<b>Item 5031</b>							
TRANSFER OF SOLID WASTE							
<b>Item 5031</b>							
TRANSFER FROM SOLID WASTE	8,950.00	10,000.00	10,000.00	10,000.00	0.00	10,000.00	10,000.00
<b>Item 5031.1020</b>							
TRANSFER FROM SOLID WASTE CHIEF ADMINISTRATIVE OFFICER	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00
<b>Item 5031.1040</b>							
TRANSFER FROM SOLID WASTE CLERK OF THE LEGISLATIVE BOARD	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00
<b>Total Fund 001</b>							
<b>GENERAL FUND</b>	(48,010,237.15)	(47,996,030.52)	(38,295,334.00)	(49,699,768.19)	(36,852,791.00)	(37,202,124.00)	(37,202,124.00)
<b>Fund 002</b>							
<b>Item 1090</b>							
SOLID WASTE							
"INT & PENALTIES ON TAXES							
<b>Item 1090</b>							
250							

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<b>Fund 002</b>							
<b>Item 1090</b>							
SOLID WASTE							
*INT & PENALTIES ON TAXES							
002.0002.1090							
*INT & PENALTIES ON TAXES	13,055.18	15,406.13	0.00	0.00	0.00	0.00	0.00
<b>Item 1289</b>							
ADMINISTRATIVE FEE							
002.0002.1289							
ADMINISTRATIVE FEE	28,017.00	14,382.68	0.00	0.00	0.00	0.00	0.00
<b>Item 2130</b>							
SOLID WASTE/RECYCLING FEES							
002.0002.2130							
SOLID WASTE/RECYCLING FEES	2,029,231.46	2,315,667.16	2,365,057.00	2,365,057.00	2,562,759.00	2,562,759.00	2,562,759.00
<b>Item 2401</b>							
*INTEREST ON EARNINGS							
002.0002.2401							
INTEREST EARNED	49,296.43	7,288.92	0.00	0.00	0.00	0.00	0.00
<b>Item 2651</b>							
SALE OF REFUSE FOR RECYCLING							
002.0002.2651							
SALE OF REFUSE FOR RECYCLING	1,002.00	1,499.00	0.00	0.00	0.00	0.00	0.00
<b>Total Fund 002</b>							
<b>SOLID WASTE</b>	(2,120,602.07)	(2,354,243.89)	(2,365,057.00)	(2,365,057.00)	(2,562,759.00)	(2,562,759.00)	(2,562,759.00)
<b>Fund 003</b>							
<b>Item 2401</b>							
ROAD FUND							
*INTEREST ON EARNINGS							
003.0003.2401							
INTEREST EARNED	1,287.23	601.20	400.00	400.00	450.00	450.00	450.00
<b>Item 2650</b>							
*SALES-SCRAP & EXCESS MATERIALS							
003.0003.2650							
SALES-SCRAP & EXCESS MATERIALS	356.25	767.90	500.00	4,800.00	500.00	500.00	500.00
<b>Item 2655</b>							
*MINOR SALES							
003.0003.2655							
MINOR SALES	5,140.00	6,967.05	6,000.00	6,000.00	1,000.00	1,000.00	1,000.00
<b>Item 3501</b>							
CONSOLIDATED HWY AID							
003.0003.3501							
CONSOLIDATED HWY AID	1,267,264.78	1,028,726.79	0.00	0.00	0.00	0.00	0.00
003.0003.3501.5112							
CONSOL HIGHWAY AID ROAD FUND	0.00	0.00	749,000.00	749,000.00	1,070,000.00	1,070,000.00	1,070,000.00
<b>Item 3503</b>							
ROAD CONSTRUCTION							
HIGHWAY BRIDGES							



**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Date Prepared: 01/24/2011 09:44 AM  
Report Date: 01/12/2011  
Account Table: REVENUE  
Alt. Sort Table:

Fiscal Year: 2011

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							
<b>Total Fund 004</b>	(1,372,282.16)	(1,167,584.56)	(1,428,293.00)	(1,428,293.00)	(1,219,052.00)	(1,219,052.00)	(1,219,052.00)
<b>ROAD MACHINERY FUND</b>							
<b>Fund 005</b>							
<b>Item 1650</b>							
ENTERPRISE FUND							
NURSING HOME IGT REV							
005.0005.1650	1,541,997.00	3,103,655.00	1,546,508.00	1,546,508.00	1,500,000.00	1,500,000.00	1,500,000.00
<b>Item 1801</b>							
*MEDICAL ASSISTANCE							
005.0005.1801	5,933,961.48	5,591,227.26	5,284,734.00	5,284,734.00	5,754,967.00	5,754,967.00	5,754,967.00
MEDICAL ASSISTANCE							
005.0005.1830							
PRIVATE PAY							
005.0005.1830	783,934.42	925,460.81	1,171,650.00	1,171,650.00	878,738.00	878,738.00	878,738.00
<b>Item 1831</b>							
PRIVATE PAY RESPITE							
005.0005.1831	19,141.00	26,775.00	0.00	0.00	0.00	0.00	0.00
PRIVATE PAY RESPITE							
005.0005.1870							
MEDICARE							
005.0005.1870	999,302.09	1,555,574.97	2,855,377.00	2,855,377.00	2,030,750.00	2,030,750.00	2,030,750.00
MEDICARE							
005.0005.1880							
MEAL TICKETS, MISC							
005.0005.1880	5,536.52	5,821.24	4,000.00	4,000.00	4,200.00	5,200.00	5,200.00
<b>Item 2401</b>							
*INTEREST ON EARNINGS							
005.0005.2401	4,771.57	3,368.70	1,500.00	1,500.00	1,000.00	1,000.00	1,000.00
*INTEREST ON EARNINGS							
005.0005.2402							
INTEREST - RESERVE							
005.0005.2402	551.83	139.73	500.00	500.00	500.00	500.00	500.00
<b>Item 2410</b>							
*RENTAL OF REAL PROPERTY							
005.0005.2410	141,801.50	134,704.00	130,950.00	130,950.00	131,589.00	131,589.00	131,589.00
MLR							
005.0005.2410							
*REFUND PRIOR YR EXPENSES							
005.0005.2701	135,536.07	150,133.46	10,000.00	10,000.00	164,000.00	164,000.00	164,000.00
REFUND OF PRIOR YEARS EXPENSES							
005.0005.2701							
OTHER MISC.							
005.0005.2770							





**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Date Prepared: 01/24/2011 09:44 AM  
Report Date: 01/12/2011  
Account Table: REVENUE  
Alt. Sort Table:

Fiscal Year: 2011

Account Description	2008 Actual	2009 Actual	Original 2010 Budget	Adjusted 2010 Budget	2011 REQUESTED Stage	2011 RECOMMEND Stage	2011 ADOPTED Stage
<b>Fund 008</b>							
<b>Item 2410</b>							
<b>DEBT SERVICE(LONG TERM)</b>							
*RENTAL OF REAL PROPERTY	15,455.00	15,515.00	17,580.00	17,580.00	17,879.00	17,879.00	17,879.00
Item 3021							
NYS CRT HOUSE MAINT. REIMBURS.							
008.0008.3021	39,160.00	37,008.00	34,704.00	34,704.00	32,328.00	32,328.00	32,328.00
Item 5050							
008.0008.5050	26,250.00	0.00	0.00	0.00	0.00	0.00	0.00
TRANS MACH FUND - FUEL FARM							
<b>Total Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>	(153,797.99)	(134,056.27)	(130,284.00)	(130,284.00)	(129,207.00)	(129,207.00)	(129,207.00)
<b>Fund 014</b>							
<b>Item 2070</b>							
<b>SPECIAL GRANT FUND</b>							
*CONT PRIV AGENCY FOR YOUTHS							
014.0014.2070	309,903.77	381,274.00	331,762.00	331,762.00	352,443.00	304,214.00	304,214.00
*REFUND PRIOR YR EXPENSES							
014.0014.2701	340.00	22.44	0.00	0.00	0.00	0.00	0.00
Item 3790							
NYS MONIES							
014.0014.3790	10.00	0.00	0.00	0.00	0.00	0.00	0.00
Item 4791							
WORKFORCE INVESTMENT ACT							
014.0014.4791	461,253.62	496,026.90	738,115.00	738,115.00	500,667.00	500,667.00	500,667.00
<b>Total Fund 014</b>							
<b>SPECIAL GRANT FUND</b>	(771,507.39)	(877,323.34)	(1,069,877.00)	(1,069,877.00)	(853,110.00)	(804,881.00)	(804,881.00)
<b>Grand Total</b>	(65,002,959.57)	(66,835,661.30)	(56,963,126.00)	(70,797,729.19)	(54,929,350.00)	(55,231,454.00)	(55,231,454.00)

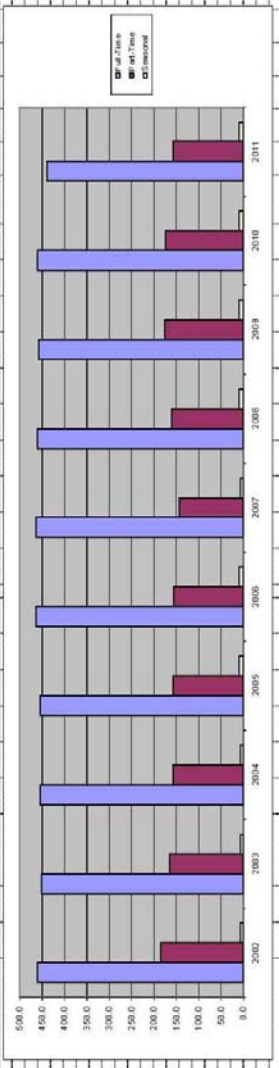
NOTE: One or more accounts were not printed due to Account Table restrictions.

2011 Orleans County Capital Plan						
Account	Description	Cost	Revenue	County Cost	Finance Committee Recommendation	Notes
A1620	Buildings and Grounds					
.470	Used Man Lift	\$ 10,000.00		\$ 10,000.00	\$ 10,000.00	
	DEPT. TOTAL	\$ 10,000.00	\$ -	\$ 10,000.00	\$ 10,000.00	
A3110	Sheriff - Road Patrol					
.270	Law Enforcement Fleet	\$ 80,000.00	\$ -	\$ 80,000.00	\$ 80,000.00	
	DEPT. TOTAL	\$ 80,000.00	\$ -	\$ 80,000.00	\$ 80,000.00	
A3640	Emergency Management					
.270	Director - Vehicle Lease	\$ 6,339.00	\$ 6,339.00	\$ -	\$ -	
	DEPT. TOTAL	\$ 6,339.00	\$ 6,339.00	\$ -	\$ -	
HWY	Highway Department					
.270	Flowboy Trailer	\$ 50,000.00	\$ 50,000.00	\$ -	\$ -	CHIPS
.470	Road Reconstruction	\$ 1,070,000.00	\$ 1,070,000.00	\$ -	\$ -	CHIPS
	DEPT. TOTAL	\$ 1,120,000.00	\$ 1,120,000.00	\$ -	\$ -	
	TOTAL ALL DEPARTMENTS	\$ 1,216,339.00	\$ 1,126,339.00	\$ 90,000.00	\$ 90,000.00	

Prepared by CHN

Budget 2011

DEPARTMENT	PARLTIME												SEASONAL											
	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011				
Legislative Board	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
Chief Administrative Office	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
Clerk of Legislative Board	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
District Attorney	3	3	3	3	3	3	3	3	3	3	0	0	0	0	0	0	0	0	0	0				
Recorder	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Chancery	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
County Treasurer	5	5	5	5	5	5	5	5	5	5	0	0	0	0	0	0	0	0	0	0				
Budget Office	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Real Property Tax Services	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
County Auditor	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
County Attorney	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
County Administrator	3	3	3	3	3	3	3	3	3	3	0	0	0	0	0	0	0	0	0	0				
Personnel & Self-insurance	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Board of Elections	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
Public Safety	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
Contractor Services	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Public Safety Comm. Sp/Adv	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Sherriff	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Probation	17	14	14	14	14	14	14	14	14	14	0	0	0	0	0	0	0	0	0	0				
Center of Dogs	3	3	3	3	3	3	3	3	3	3	0	0	0	0	0	0	0	0	0	0				
Emergency Management	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
Public Health	36	35	35	36	36	35	35	2	2	2	0	0	0	0	0	0	0	0	0	0				
Mental Health Services	38	34	36	35	35	35	35	2	2	2	0	0	0	0	0	0	0	0	0	0				
Highway Administration	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
Fire Farm	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Soil Services	84	81	83	87	87	87	85	85	85	85	0	0	0	0	0	0	0	0	0	0				
County Nursing Home	94	99	103	102	102	102	102	102	102	102	0	0	0	0	0	0	0	0	0	0				
Development Agency	2	2	2	2	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0				
Weights & Measures	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Office for the Aging	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Marine Park	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Historic Bureau	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Planning & Development	4	4	3	3	3	3	3	3	3	3	0	0	0	0	0	0	0	0	0	0				
Chief Ordinance Waterford	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Crime Statistics	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Housing Assistance	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
Micro Management	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0				
<b>Totals</b>	<b>460</b>	<b>451</b>	<b>455</b>	<b>435</b>	<b>464</b>	<b>464</b>	<b>458</b>	<b>450</b>	<b>437</b>	<b>465</b>	<b>165</b>	<b>165</b>	<b>157</b>	<b>156</b>	<b>143</b>	<b>150</b>	<b>175</b>	<b>158</b>	<b>6</b>	<b>5</b>				

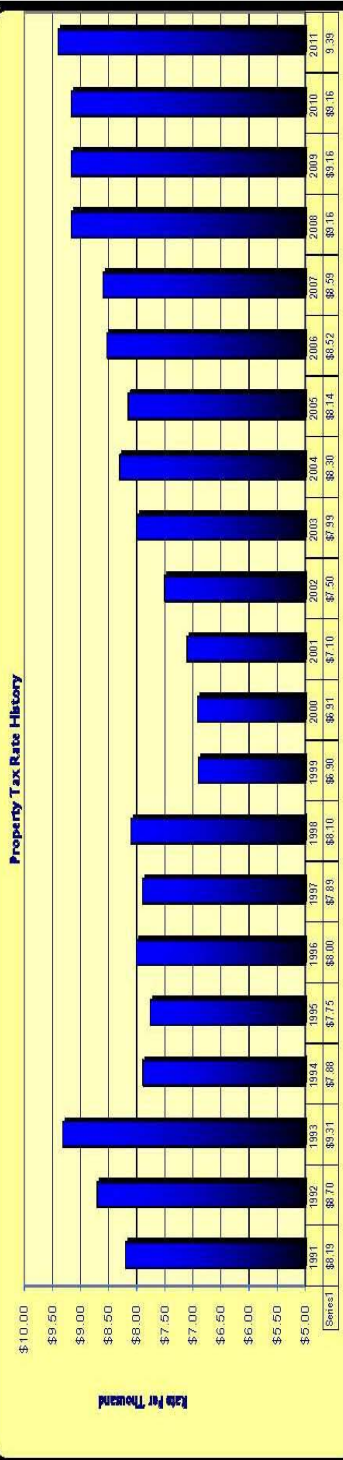


Year	Full-Time	Part-Time	Seasonal
2002	460.0	0.0	0.0
2003	451.0	0.0	0.0
2004	455.0	0.0	0.0
2005	435.0	0.0	0.0
2006	464.0	0.0	0.0
2007	464.0	0.0	0.0
2008	458.0	0.0	0.0
2009	450.0	0.0	0.0
2010	437.0	0.0	0.0
2011	465.0	0.0	0.0

1/5/11 10:59 AM

### 2011 BUDGET SUMMARY

	2007	2008	2009	2010	2011	Change	Percent
Total Appropriations (with Intertfund)	\$ 64,392,921	\$ 67,393,867	\$ 70,665,343	\$ 72,072,706	\$ 72,071,267	\$ (1,439)	-0.002%
Total Revenue (with Intertfund)	\$ 51,508,253	\$ 52,823,826	\$ 55,730,711	\$ 56,963,126	\$ 55,231,454	\$ (1,731,672)	-3.040%
County Cert	\$ 12,884,668	\$ 14,570,041	\$ 14,934,832	\$ 15,109,580	\$ 16,839,813	\$ 1,730,233	11.45%
Less Cash Surplus (from General Fund)	\$ (935,000)	\$ (750,000)	\$ (1,073,000)	\$ (1,073,000)	\$ (1,400,000)	\$ (327,000)	30.48%
Less Cash Surplus (from Road Fund)	\$ (150,000)	\$ (150,000)	\$ (150,000)	\$ (150,000)	\$ (200,000)	\$ (50,000)	47.14%
Less Cash Surplus (from Solid Waste)	\$ (150,000)	\$ (150,000)	\$ (150,000)	\$ (150,000)	\$ (225,000)	\$ (75,000)	50.00%
Less Cash Surplus (from Debt Service)	\$ (150,000)	\$ (150,000)	\$ (150,000)	\$ (150,000)	\$ (55,000)	\$ (35,000)	23.33%
Less Cash Surplus (from Machine Fund)	\$ (20,000)	\$ (15,000)	\$ (15,000)	\$ (112,500)	\$ (35,000)	\$ (20,000)	18.18%
Plus Allowance for Uncollectible Taxes	\$ 55,000	\$ 55,000	\$ 90,100	\$ 90,100	\$ 90,100	\$ -	0.00%
<b>Total Levy</b>	<b>\$ 11,534,668</b>	<b>\$ 13,710,041</b>	<b>\$ 13,786,732</b>	<b>\$ 13,829,180</b>	<b>\$ 15,014,913</b>	<b>\$ 1,185,733</b>	<b>8.57%</b>
Assessed Value	1,343,210,728	1,485,985,976	1,504,361,859	1,508,180,230	1,598,669,747	\$ 89,473,517	5.93%
Average Tax Rate	\$ 8.59	\$ 9.16	\$ 9.16	\$ 9.16	\$ 9.39	\$ 0.23	2.511%



Property Assessed at:	Property Assessed at:	Will Increase (decrease)	Property Assessed at:	Will Increase (decrease)
\$ 30,000	\$ 140,000	\$ 32.20	\$ 195,000	\$ 44.85
\$ 35,000	\$ 145,000	\$ 33.35	\$ 200,000	\$ 46.00
\$ 40,000	\$ 150,000	\$ 34.50	\$ 205,000	\$ 47.15
\$ 45,000	\$ 155,000	\$ 35.65	\$ 210,000	\$ 48.30
\$ 50,000	\$ 160,000	\$ 36.80	\$ 215,000	\$ 49.45
\$ 55,000	\$ 165,000	\$ 37.95	\$ 220,000	\$ 50.60
\$ 60,000	\$ 170,000	\$ 39.10	\$ 225,000	\$ 51.75
\$ 65,000	\$ 175,000	\$ 40.25	\$ 230,000	\$ 52.90
\$ 70,000	\$ 180,000	\$ 41.40	\$ 235,000	\$ 54.05
\$ 75,000	\$ 185,000	\$ 42.55	\$ 240,000	\$ 55.20
\$ 80,000	\$ 180,000	\$ 43.70	\$ 245,000	\$ 56.35

Prepared by: Clarence P. Rebeck, Jr.

**The fee for solid waste and recycling service for 2011 will be \$180.**

Budget 2011

ORLEANS COUNTY STATEMENT OF LONG TERM DEBT AS OF DECEMBER 2010

TYPE	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT	DUE 2011 PRINCIPAL	INTEREST
<b>SERIAL BONDS:</b>						
PUBLIC SAFETY-SERIES A	04/15/1999	09/15/2012	4.60%	\$90,000.00	\$45,000.00	\$4,140.00
P.S. SERIES B/FIRE TOWER	04/15/1999	04/15/2015	4.50%	\$760,000.00	\$1,400,000.00	\$31,050.00
COURTHOUSE SQUARE	06/05/2001	12/15/2020	4.50%	\$2,060,000.00	\$165,000.00	\$97,965.00
911/EMER. MANG. RADIO	07/15/2007	01/15/2017	4.38%	\$370,000.00	\$45,000.00	\$16,400.00
<b>GRAND TOTALS</b>				<b>\$3,280,000.00</b>	<b>\$395,000.00</b>	<b>\$149,555.00</b>
<b>NURSING HOME LONG TERM DEBT</b>						
<b>SERIAL BONDS:</b>						
HOME RECONSTRUCTION	04/01/1994	04/01/2014	5.60%	\$600,000.00	\$150,000.00	\$29,400.00
HOME RECONSTRUCTION	04/15/2006	10/15/2026	4.125%	\$7,905,000.00	\$355,000.00	\$325,684.38
HOME RECONSTRUCTION	08/15/2007	04/15/2026	4.375%	\$900,000.00	\$40,000.00	\$38,856.26
<b>GRAND TOTALS</b>				<b>\$9,405,000.00</b>	<b>\$545,000.00</b>	<b>\$393,940.64</b>
<b>JOINT ACTIVITY - OAK ORCHARD WATERSHED DISTRICT</b>						
JOINT ACTIVITY	06/06/2002	06/06/2012	4.00%	\$60,000.00	\$30,000.00	\$2,475.00
<b>GRAND TOTALS</b>				<b>\$60,000.00</b>	<b>\$30,000.00</b>	<b>\$2,475.00</b>
<b>GRAND TOTAL-ALL FUNDS</b>				<b>\$12,745,000</b>	<b>\$970,000.00</b>	<b>\$545,970.64</b>
<b>SHORT TERM DEBT</b>						
Nursing Home-Revenue Anticipation	10/08/2010	10/07/2011	1.04%	\$1,675,000	\$1,675,000.00	\$17,371.61
CONSTITUTIONAL TAX MARGIN				\$ 9,408,450		
CONSTITUTIONAL TAX LIMIT				\$ 23,115,528		
CONSTITUTIONAL DEBT LIMIT				\$ 107,872,464		

NYS - Real Property System County of Orleans		Assessor's Report - 2010 - Prior Year File S495 Exemption Impact Report County Summary		RPS221V04/L001 Date/Time - 11/4/2010 10:04:00 Total Assessed Value 2,008,280,226	
Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Equalized Total Assessed Value	2,008,280,226
41141	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	248		
41142	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	53	4,782,923	0.24
41151	COLD WAR VETERANS (10%)	RPTL 458-b	35	1,048,855	0.05
41152	COLD WAR VETERANS (10%)	RPTL 458-b	23	138,810	0.01
41171	COLD WAR VETERANS (DISABLED)	RPTL 458-b	1	92,000	0.00
41172	COLD WAR VETERANS (DISABLED)	RPTL 458-b	1	20,000	0.00
41300	PARAPLEGIC VETS	RPTL 458(c)	1	8,580	0.00
41400	CLERGY	RPTL 460	16	127,100	0.01
41700	AGRICULTURAL BUILDING	RPTL 483	107	24,000	0.00
41720	AGRICULTURAL DISTRICT	AG-MKTS L 305	1,357	9,443,539	0.47
41730	AGRIC LAND-INDIV NOT IN AG DIST	AG MKTS L 306	395	45,688,629	2.28
41750	AG LAND ELIGIBLE FOR AG ASSMT	AG-MKTS 305(7)	1	10,274,240	0.51
41800	PERSONS AGE 65 OR OVER	RPTL 467	118	18,200	0.00
41801	PERSONS AGE 65 OR OVER	RPTL 467	101	3,572,319	0.18
41802	PERSONS AGE 65 OR OVER	RPTL 467	156	1,932,456	0.10
41805	PERSONS AGE 65 OR OVER	RPTL 467	6	3,645,600	0.18
41932	DISABILITIES AND LIMITED INCOMES	RPTL 459-c	3	214,210	0.01
41965	HISTORIC PROPERTY	RPTL 444-a	3	54,115	0.00
41980	LOW OR MODERATE INCOME HOUSING	RPTL 421-e	3	136,500	0.01
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	31	1,806,000	0.09
42120	TEMPORARY GREENHOUSES	RPTL 483-c	5	298,538	0.01
42130	FARM OR FOOD PROCESSING LABOR CAMPS	RPTL 483-d	31	1,299,711	0.06
44212	HOME IMPROVEMENTS	RPTL 421-f	1	54,400	0.00
47450	FOREST/REF LAND - FISHER ACT	RPTL 480	2	116,820	0.01
47610	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	23	843,323	0.04
47611	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	10	2,335,877	0.12
47615	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	5	662,036	0.03
47670	PROPERTY IMPRVMT IN EMPIRE ZONE	RPTL 485-e	8	37,347,344	1.86
49500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	2	5,500	0.00

NYS - Real Property System  
County of Orleans

Assessor's Report - 2010 - Prior Year File  
S495 Exemption Impact Report  
County Summary

RPS221/V04/L001  
Date/Time - 11/11/2010 10:04:00  
Total Assessed Value 2,008,280,226

Equalized Total Assessed Value 2,008,280,226

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
50000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	51	4,914,967	0.24
<b>Total Exemptions Exclusive of System Exemptions:</b>					
			5,337	404,147,197	20.12
<b>Total System Exemptions:</b>					
			51	4,914,967	0.24
<b>Totals:</b>			5,388	409,062,164	20.37

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments in lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes: \_\_\_\_\_

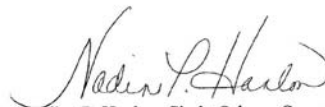


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Certification of the 2011 County Budget

I, Nadine P. Hanlon, Clerk of the Orleans County Legislature, hereby certifies that the Orleans County Legislature adopted the 2011 County Budget by resolution number 412-1210 dated December 8, 2010.



Nadine P. Hanlon, Clerk, Orleans County Legislature



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**PROCEEDINGS**  
**of the**  
**Orleans County Legislature**  
**2011**



**PROCEEDINGS  
of the  
LEGISLATURE  
of  
ORLEANS COUNTY**

**2011**

Donald J. Allport	Member at Large
George R. Bower	Member at Large
David B. Callard	Member at Large
William H. Eick	District No. 1
Lynne M. Johnson	District No. 2
Henry Smith, Jr.	District No. 3
Kenneth E. Rush	District No. 4
David B. Callard	Chairman
George R. Bower	Vice-Chairman
Charles H. Nesbitt, Jr.	Chief Administrative Officer
Nadine P. Hanlon	Clerk of Legislature
Onnalee C. O'Connor	Deputy Clerk of the Legislature

By Order  
of the  
Legislature

COUNTY OF ORLEANS)

ss:

STATE OF NEW YORK)

I hereby certify that the following Proceedings of the Legislature of Orleans County by the authority of said Legislature are a true statement of the record of such proceedings as filed in this office.

Nadine P. Hanlon  
Clerk of the Legislature



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### **2010-2011 Orleans County Legislature**

FRONT ROW: Lynne M. Johnson, District 2; David B. Callard, Chairman, At Large - West; Nadine P. Hanlon, Clerk of the Legislature.

BACK ROW: Charles H. Nesbitt, Jr., Chief Administrative Officer; David C. Schubel, County Attorney; Donald Allport, At Large - Central; Kenneth E. Rush, District 4; William H. Eick, District 1; Henry Smith, Jr., District 3.

Absent: George R. Bower, At Large - East.

### ***County Officials of Orleans County for 2011***

Aging, Office for the, Director	Pam Canham
Assistant Director	Melissa Jewell-Blonar
Budget Officer	Charles H. Nesbitt Jr.
Deputy Budget Officer	Susan M. Heard
Chief Administrative Officer	Charles H. Nesbitt, Jr.
Clerk of the Legislature	Nadine P. Hanlon
Deputy Clerk of the Legislature	Onnalee C. O'Connor
Computer Services, Director	Charles R. Kinsey
Coroner, Chief	Scott M. Schmidt, CFSP
Coroners	Joseph T. Fuller
	Charles Smith, RN
County Attorney	David C. Schubel
Assistant County Attorney	John C. Gavenda
	James D. Bell
County Clerk	Karen Lake-Maynard
Deputy County Clerk	Diane L. Shampine

Deputy County Clerk – DMV  
Development, Industrial/Economic  
District Attorney  
    1<sup>st</sup> Assistant District Attorney  
    2<sup>nd</sup> Assistant District Attorney  
    3<sup>rd</sup> Assistant District Attorney  
Election Commissioners

Deputy Commissioners

Emergency Management, Director  
Health, Director  
Highway Superintendent  
    Deputy Highway Superintendent  
    Buildings and Grounds Assist. Superintendent  
Historian  
Housing Assistance, Director  
Job Development, Director  
Mental Health Services, Director  
Nursing Home, Administrator  
Personnel and Self Insurance, Director  
Planning and Development, Director  
Probation, Director  
Public Defender  
    1<sup>st</sup> Assistant Public Defender  
    2<sup>nd</sup> Assistant Public Defender  
    3<sup>rd</sup> Assistant Public Defender  
Real Property Tax, Director  
Records Management Officer  
Sheriff  
    Undersheriff  
    Chief Deputy  
    Jail Superintendent  
    Jail Superintendent (Acting)  
Social Services, Commissioner  
Tourism, Director  
Treasurer  
    Deputy Treasurer  
Veterans, Director  
Weights and Measures, Director  
Youth Bureau, Director

Susan K. Rustay  
James Whipple  
Joseph V. Cardone  
John S. Sansone  
Katherine Kersch-Bogan  
Susan Silleman  
Dennis J. Piedimonte (R)  
Janice Grabowski (D)  
Clara Martin (R)  
Eileen Aina (D)  
Paul W. Wagner  
Paul A. Pettit  
Gerald R. Gray  
Michael Cliff  
James J. Noreck  
C. W. Lattin  
Sheila M. Allport  
Carol N. Miller  
James F. Graziano  
William Gillick  
John C. Welch, Jr.  
Wayne Hale, Jr.  
Luci Taylor-Welch  
Sanford A. Church  
Patricia Pope  
Dominic Saraceno  
Nathan D. Pace  
Dawn M. Allen  
Charles H. Nesbitt, Jr.  
Scott D. Hess  
Steven D. Smith  
Thomas L. Drennan  
Kevin E. Hale  
Lt. David Pollack  
Thomas Kuryla  
Wayne Hale, Jr.  
Susan M. Heard  
Roxie J. Basinait  
Paul F. Fulcomer  
Craig D. Lape  
Debbie Kerr-Rosenbeck

## LEGISLATIVE STANDING COMMITTEES - 2011

### LEGISLATIVE

#### **Callard, Bower**

Chief Administrative Officer  
Clerk of Legislature  
County Attorney  
Historian  
Employee Assistance Program  
Fire Advisory Board  
Off Track Betting  
Safety Committee

### ADMINISTRATION & FINANCE

#### **Allport, Bower, Callard**

Budget Officer  
Communications Technology Committee  
Computer Services  
County Clerk  
Records Management  
Personnel & Self-Insurance  
Equalization and Assessment  
Delinquent Taxes  
Education (Community Colleges, Medical  
Scholarship, Libraries)  
Treasurer

### PUBLIC SAFETY

#### **Johnson, Smith, Callard**

Animal Control  
District Attorney  
Emergency Management  
Probation  
Public Defender  
Sheriff  
Stop DWI  
Courts  
Emergency Medical Services

### HOME & COMMUNITY SERVICES

#### **Rush, Allport, Callard**

Planning & Development  
Solid Waste  
Tourism  
Cooperative Extension  
Parks  
Rochester Genesee Regional Transportation  
Authority

### HEALTH

#### **Bower, Johnson, Callard**

Mental Health  
- Community Services Board  
Nursing Home  
Public Health  
Physically Handicapped Children  
Health Miscellaneous  
ARC

### ECONOMIC ASSISTANCE & OPPORTUNITY

#### **Eick, Rush, Callard**

Housing – Section 8  
Job Development Agency  
Office for the Aging  
Social Services  
Veterans Service Agency  
Youth Board

### ELECTIONS

#### **Eick, Smith, Callard**

Board of Elections

### HIGHWAY

#### **Smith, Eick, Callard**

Highway/Buildings & Grounds  
Weights & Measures

### EDA

**Rush, Allport, Callard**

### LDC

**Bower, Smith, Callard**

**LEGISLATURE MEETING**

January 12, 2011

---

Chairman Callard called the meeting to order at 4:40 PM. After the pledge to the flag and invocation led by Webelo Den 5 Pack 164 of Waterport, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Great Lakes Discovery Project, under the cooperation of the Federal Emergency Management Agency and the New York State Department of Environmental Conservation, will hold a meeting at the Carlton Town Hall on January 26<sup>th</sup> from 7 p.m. to 9 p.m., snow date will be February 1<sup>st</sup>. This meeting will help deliver information to lake shore communities about an ongoing storm surge study for Lake Ontario and to ensure community needs are being met to help identify flood risks and handle floodplain management. The 2011 Orleans County Chamber of Commerce Legislative Luncheon will be held on January 28<sup>th</sup> at Tillman's Village Inn from 11 a.m. – 2 p.m. Orleans County Soil and Water Conservation District will hold their 66<sup>th</sup> Annual Meeting on February 1<sup>st</sup> at the Orleans County 4-H Fairgrounds in the Trolley Building at 12 Noon. The Albion Strawberry Festival Committee, under the authority of the Village of Albion, is again requesting permission to hold its annual festival on the Courthouse Lawn on Friday, June 10<sup>th</sup>, and Saturday, June 11<sup>th</sup>. Further action will be needed by resolution at an upcoming meeting if the Board is in favor of granting them their request.

The Treasurer had no formal written report because of being busy with year-end tasks. She reported that her last sales tax check for 2010 will arrive tomorrow.

Josette Lauze, Town of Yates, inquired about why the Legislature gave themselves a three-percent raise while their constituents are on fixed incomes. Chairman Callard reported that the Legislators did not raise their salaries this year. Chairman Callard said that we are going to announce a public hearing to consider salaries for appointed and elected officials but Legislators are not included. Mr. Nesbitt clarified that the Legislators' salaries were published which are the same for 2010 and 2009 and were lowered from 2008. In 2008 the Legislators took a three-percent cut from 2008 to 2009 and salaries have remained the same for the last three years.

Eric Brown, Town of Carlton, stated that Webelo Den 5 Pack 164 of Waterport is here today to learn about Citizenship. Each of the young men



asked a question to the Legislators regarding their involvement in Citizenship and in serving our community as elected officials. Our Elected Officials including the Legislators, County Treasurer, and Sheriff introduced themselves to the scouts. The Legislators were pleased to answer their questions.

Legislator Smith reported that last fall he was approached by Lynn and Russ Grimm who were bicycling through Orleans County along the canal path. They conversed at that time about how much they have enjoyed their trip along the canal. He received a recent letter and a donation of \$200 to be used to support the canal path. They hope to be back again with year, bringing many friends with them. They traveled from Lockport to Palmyra.

The following resolutions were presented for adoption:

**RESOLUTION NO. 1-111**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	5042-5230	\$439,542.00
Highway	710-720; 1839-1869	\$270,941.41
Nursing Home	1179-1189; 38381-38416	\$304,294.28
Job Development	1218-1225	\$847.68
Self Insurance	No Claims	

Moved, Eick; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 2-111**

SETTING LEGISLATURE MEETING SCHEDULE FOR 2011

RESOLVED, that the regular meetings of the Orleans County Legislature will be held on the second and fourth Wednesday of each month at 4:30 PM at the Orleans County Legislative Chambers with the exception of the second November meeting which will be held on Tuesday, November 22, 2011; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one hour prior to the scheduled conference session unless otherwise posted.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 3-111**

AUTHORIZING EXECUTION OF SECRETARIAL SERVICES  
CONTRACT FOR ORLEANS COUNTY ATTORNEY

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services for the Orleans County Attorney, at an annual cost of \$18,315; said amount to be paid in equal monthly installments of \$1,526.25, upon the submission of a county voucher at the end of each month; agreement effective for the 2011 calendar year.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 4-111**

AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE

RESOLVED, that this Legislature authorizes the filling of a vacant Deputy Sheriff (3110.19) in the Sheriff's Office at Grade 1 of the Orleans County Deputy Sheriff's Association contract.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 5-111**

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY [COIDA] FOR THE YEAR 2011

WHEREAS, it is in the best interest of the County that the many advantages of Orleans County be publicized to those who may be interested in establishing, maintaining, or expanding business and industry in the County of Orleans, in order to create new jobs and keep a healthy economy; and

WHEREAS, equally as important, is the ability to retain within the county the jobs already located here; and

WHEREAS, among the most important tasks facing New York State are the need to increase jobs and encourage higher levels of private capital investment in business and industry, thereby improving the general prosperity and economic welfare of the people of New York State and its constituent municipalities; and

WHEREAS, the County recognizes that the Agency is a community-wide organization with the expertise and capacity to improve the general prosperity and economic welfare to the people of the County; and

WHEREAS, the purpose of this Agreement is to carry out in a legal and proper manner the provisions of Section 852 of the General Municipal Law of the State of New York, which section does authorize the County to appropriate funds for the purpose of encouraging industrial development within the County; and

WHEREAS, New York State Public Officers Law Section 18 states that a county legislative body may provide for the defense and indemnification of the officers and employees of a public entity and additional indemnification of said Agency may be contracted in return for services; and

WHEREAS, the County has, by Resolution adopted by the Orleans County Legislature, authorized the execution of this contract and the

indemnification agreement herein between the County and the Agency;  
therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign  
an agreement with the County of Orleans Industrial Development Agency  
[COIDA] to provide the services as set forth in the agreement at an annual  
cost of \$150,000, to be paid in quarterly payments of \$37,500.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 6-111**

AUTHORIZATION TO ENTER INTO A GRANT AGREEMENT WITH  
THE ORLEANS COUNTY LOCAL DEVELOPMENT CORPORATION  
FOR THE IMPLEMENTATION OF A SMALL CITIES GRANT  
RECEIVED FROM THE NEW YORK STATE HOUSING TRUST  
FUND CORPORATION

WHEREAS, Orleans County has received Federal grant assistance  
in the amount of two hundred thousand dollars (\$200,000.00) from the  
New York State Housing Trust Fund Corporation represented by the New  
York State Office of Community Renewal (hereinafter the “OCR”)  
through the Community Development Block Grant (hereinafter “CDBG”)  
Program (OCR Grant #857ED724-10) for the purpose of (i) financing a  
Microenterprise Grant Program (the “Grant Program”) which will provide  
grants to microenterprises within Orleans County, and (ii) providing  
funding for the continuation of the Orleans County Downtown  
Commercial Rent Subsidy Program; and

WHEREAS, the Orleans County Local Development Corporation  
(the “OCLDC”) has the capacity to implement and administer the OCR  
grant in the best interests of the County; and

WHEREAS, the OCLDC is a not-for-profit corporation eligible to  
receive grants of CDBG funds pursuant to Section 105(a)(15) of the  
Housing and Community Development of 1974, as amended (42 USC  
5305); be it

RESOLVED, that the County will enter into an agreement with the  
OCLDC for implementation and administration of the OCR grant under  
terms and conditions fully reviewed and agreed to by Counsel; and be it

FURTHER RESOLVED, that consistent with the OCR grant application and budget, such agreement shall grant to the OCLDC the sums of \$100,000 for the funding of Microenterprise grants, \$60,000 for the funding of Downtown Commercial Rent Subsidy grants, \$30,000 for program delivery costs, and \$10,000 for grant administration costs.

Moved, Allport; second, Rush.

Adopted. 6 ayes; 0 nays; 1 abstention, Bower; 0 absent.

Legislator Rush withdrew a resolution to approve appointments to the Fish and Wildlife Management Board.

Legislator Eick moved to amend this resolution to hold on approving the agreement with Angels in Your Home and approve the three other agreements with the Office for the Aging; seconded by Legislator Rush. The following resolution was adopted:

**RESOLUTION NO. 7-111**

**APPROVING RENEWAL OF CONTRACTS BETWEEN THE OFFICE FOR THE AGING AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the renewal of contracts between the Orleans County Office for the Aging and the following agencies for the year 2011:

Ellen Foster, RD, 33 Willmont St, Rochester, NY 14609 to provide registered dietician services to Orleans County Seniors as required, at no change in hourly rate of \$31.67 per hour to an annual cap of \$19,762. County cost is \$1,041.

Medina Memorial Health Care System, Long Term Home Health Care Division, 200 Ohio St, Medina, NY 14103 as a Subcontractor to provide Meals on Wheels to home care clients with Medina Memorial Health Care System reimbursing Orleans County Office for the Aging, \$6 per hot meal and \$8.95 for clients receiving hot and cold meals.

Community Action of Orleans and Genesee Counties, 40-411 E. State St., Albion, NY 14411 to provide transportation services to Orleans County senior citizens at no change from 2010 contract; total cost not to exceed \$32,300. County Cost is \$5,352.

Moved, Eick; second, Rush  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 8-111**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2011 calendar year:

John G. Amos, Ph.D., 9 Woodrose Dr, Webster, NY 14580, providing services as Consulting Psychologist for 17 on-site hours per week at an hourly rate of \$111.83. County cost is \$6,387.

Ann P. Burbank, NPP, 32 Park View Dr, Pittsford, NY 14534, providing services as a Psychiatric Nurse Practitioner for 8 on-site hours per week at an hourly rate of \$95.06. County cost is \$3,194.00.

Tulio Ortega, MD, 2 Featherstone Ct, Pittsford, NY 14534, providing services as Medical Director for 11 on-site hours per week at an hourly rate of \$129.88. County cost is \$4,800.00.

Orleans County Attorney, 113 W. Center St, Suite 2, Medina, NY 14103, providing attorney services as needed for matters requiring counsel at a cost of \$6,500.00. County cost is \$455.00.

Kashinath B. Patil, MD, 490 Ridge Rd, Rochester, NY 14621, providing services as a Staff Psychiatrist for 5 on-site hours per week at an hourly rate of \$128.60. County cost is \$2,160.00.

Moved, Bower; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 9-111**

**APPOINTING MEMBERS TO THE RESOURCE CONSERVATION  
AND DEVELOPMENT COUNCIL**

RESOLVED, that this Legislature appoints the following members to the Resource Conservation and Development Council:

Name	Represents	Alternate	Term Expiration
William Eick	Legislature	Kenneth Rush	12/31/2013
Lynn Metcalf	Soil & Water	James Neal	12/31/2013
James Whipple	County Resident	Michael Paduchak	12/31/2013

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 10-111**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request by Margaret Wiley, BT Coordinator, to attend the 2011 Public Health Preparedness Summit at the Atlanta Marriott Marquis in Atlanta, Georgia from February 22<sup>nd</sup> to February 25<sup>th</sup>, 2011. Conference costs to be covered by the Office of Civilian Medical Reserve Corps and NACCHO, BT Grant, and Scholarship subject to CAO approval. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 11-111**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

Name	Represents	Expiration Date
Martin Busch 600 Main St. Medina NY 14103	Village of Medina	12/31/2013
Wilson Southworth 117 Starling Dr. Medina, NY 14103	Village of Medina (Alternate)	12/31/2013

Richard Collyer  
3314 N. Main St Rd  
Holley, NY 14470

Town of Murray  
(Alternate)

12/31/2013

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 12-111**

**APPOINTING MEMBER TO THE SOIL AND WATER DISTRICT BOARD**

RESOLVED, that this Legislature approves the following appointment to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
Michael Paduchak	At Large Farmer	1/1/2011-12/31/2013

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 13-111**

**APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, the County of Orleans has appropriated the sum of \$6,647 as its share of the year 2011 operating funds of the Genesee Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David Zorn, Director of the Council, as the officer to receive payments of such monies; and



*January 12, 2011*  
*Resolutions 1-19*

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$220,000; now, therefore be it

RESOLVED, that the Orleans County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Moved, Rush; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 14-111**

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 2011 REGARDING SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS**

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 26<sup>th</sup> day of January 2011 at 4:25 p.m. at the Orleans County Legislature, 3 South Main Street, Suite 2, Albion, New York.

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 2 nays, Allport and Bower; 0 absent.

**RESOLUTION NO. 15-111**

**GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND WATER SYSTEMS**

RESOLVED, that all real property owned by the Villages of Holley, Albion, Medina, and Lyndonville located outside their respective corporate limits and used as sewage disposal plants or systems, including necessary connections and appurtenances or used as a water plant, pumping station, water treatment plant or reservoir, including necessary connections and appurtenances, shall be wholly exempt from County taxation for the year 2011 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 16-111**

**APPROVING AGREEMENT WITH MERCY FLIGHT**

RESOLVED, that this Legislature approves an agreement with Mercy Flight, Inc. for the provision of necessary air medical transfers; Orleans County to pay \$5,000 for the 2011 calendar year.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 17-111**

**APPROVING AGREEMENTS WITH SOIL AND WATER CONSERVATION DISTRICT**

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and the Orleans County Soil and Water Conservation District, Albion, NY, for the provision of services by "Soil and Water" for the calendar year 2011, at an annual cost of \$57,750, to be paid in quarterly payments of \$14,437.50.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 18-111**

**AUTHORIZING SETTING UP NEW MONIES IN SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from Barbara Farrell for the Animal Shelter as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$20
<u>Appropriation:</u>		
A3510.418	Other Contractual Expenses	\$20

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Sheriff Hess reported that volunteers of the Orleans County Animal Shelter are raising money for purchases and to offset costs for the shelter by selling calendars. They are \$5.00 and are for sale in the shelter lobby and various areas throughout our County. The calendars were printed by Xerox at no cost to the County.

**RESOLUTION NO. 19-111**

**AUTHORIZING ADJUSTMENT TO THE POSITION OF SECRETARY TO THE ASSISTANT DISTRICT ATTORNEYS**

WHEREAS, secretarial positions employed by Orleans County are uniformly designated to work 35 hours per week with the exception of the position of the Secretary to the Assistant District Attorneys which is the only secretarial position employed by the County to work 40 hours per week; and

WHEREAS, the position of the Secretary to the Assistant District Attorneys has as its starting pay Grade 1, Step 1 of the Management Compensation Plan which is the lowest possible pay scale in the County for that position; be it

RESOLVED, that the position of the Secretary to the Assistant District Attorneys is hereby adjusted to be designated as a 35 hour per

week position to be in conformity with other such positions throughout Orleans County and shall remain a Grade 1 position subject to the annual step system, effective January 16, 2011.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 1 nay, Allport; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:11 PM.

**LEGISLATURE MEETING**  
January 26, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Rush, the Clerk called the roll. All Legislators were present, with the exception of Legislator Eick.

The Clerk presented the following communications: The Orleans County Treasurer has filed the Annual Dog License Report for the year ending December 31, 2010 and has been filed in Legislature Office. The League of Women Voters of Orleans County will present a program “Who Decides? The Case of Redistricting Reform in New York State” on February 3<sup>rd</sup> at the Medina Central School District Office Building at 7 p.m. This program was developed by the New York State League of Women Voters and is open to everyone to attend.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through December 31, 2010. The Treasurer indicated that our yearend cash balance is the best that we have had in the last five years. The retirement bill was paid in full in December. The State was very generous on the last few days of December, which helped us because they caught up on couple of their bills. Legislator Johnson asked how we ended on sales tax. Treasurer Heard indicated that we anticipate a few checks, receiving checks still for December. Legislator Bower asked about the sales tax check received shortly after our last meeting. Treasurer Heard reported that it was up from last year’s check but not as good as others from the past.

During open discussion, the Chairman asked if anyone from the public wished to speak. No comments were made. Legislator Allport reported that Jim Whipple, Ken DeRoller and himself met with BOCES I last

month and have a future meeting scheduled for the beginning of February with BOCES II to discuss how economic development and the schools can interact together for assistance in the county. They are very optimistic about this. Chairman Callard said he will be interested in hearing their success report.

Chairman Callard mentioned that the Director of Planning and Tourism forwarded a copy of an article that was in the Los Angeles Times regarding the Erie Canal and the Medina Railroad Museum and it was nice that we were mentioned in California. Chairman Callard had copies provided should anyone wish to take one.

Legislator Rush moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adopted:

**RESOLUTION NO. 20-111**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5240-5461	\$424,588.30
Highway	721-726; 1870-1890	\$106,135.43
Nursing Home	1192-1201; 38417-38473	\$215,803.98
Job Development	1228-1249	\$45,122.78
Self Insurance	47852-47853; 47916-47918; 47997-47998	\$50,893.91

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 21-111**

SETTING UP NEW MONIES IN TOURISM BUDGET

WHEREAS, Resolution No. 377-1010 authorized the County Tourism Office to apply for and receive I Love New York Matching Funds; now, therefore be it

RESOLVED, that this Legislature hereby authorizes the Treasurer to set up new monies in the Tourism Budget as follows:

<u>Revenue</u>		
A3715	Tourism – I Love NY	\$47,268
<u>Appropriation</u>		
A6410.468	I Love New York	\$47,268

Moved Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 22-111**

APPROVING HOUSEHOLD HAZARDOUS WASTE COLLECTION AGREEMENT

WHEREAS, this Legislature desires to conduct a Household Hazardous Waste Collection on May 14, 2011 to provide county residents safe and convenient disposal of household hazardous wastes; and

WHEREAS, this Legislature approved a proposal for household hazardous waste collection at unit costs stipulated in Resolution No. RESOLUTION NO. 443-1210; be it

RESOLVED, that upon the approval of the County Attorney, this Legislature approves an agreement with Environmental Enterprises, Incorporated of Cincinnati, Ohio for the 2011 Orleans County Household Hazardous Waste Collection Program.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

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It was noted by Mr. Nesbitt that this collection will also include unused pharmaceuticals which we have not done before. There will be law enforcement on hand as well as a company who will actually collect this hazardous waste so that we will take these out of our water table.

**RESOLUTION NO. 23-111**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

<u>Name</u>	<u>Represents</u>	<u>Expiration Date</u>
Paul Gray 1734 Norway Rd Kendall, NY 14476	Town of Kendall	12/31/2013

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 24-111**

**AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM AND APPROVING APPOINTMENTS TO THE ALTERNATIVES TO INCARCERATION BOARD**

RESOLVED, that this Legislature authorizes the continuance of the Alternatives to Incarceration Program for the 2011 calendar year, at a cost of \$55,779, to be divided equally between the Community Service Program and Pre-trial Release Services, with \$10,691 being reimbursed to the county, leaving a county cost of \$45,088; and be it

FURTHER RESOLVED, that this Legislature approves the following appointments to the Alternatives to Incarceration Board, term expiring December 31, 2011:

<u>NAME</u>	<u>REPRESENTATION</u>
James P. Punch	Supreme Court Judge
David B. Callard	Chairman of Legislature
Joseph Cardone	District Attorney

Sanford Church	Public Defender
Honorable Dawn Keppler	Magistrates
Lucille Welch	Probation Director
Scott D. Hess	Sheriff
Dean London	Chief of Police
Thomas Drennan	Chief Deputy
Bonnie Ruhlen	Crime Victim
James Graziano	Director of Community Services
Kathy Hodgins	GCASA

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 25-111**

#### **ASSIGNING AUTHORITY TO SIGN CHECKS ON VARIOUS DEPARTMENT OF SOCIAL SERVICES ACCOUNTS**

WHEREAS, staffing changes have occurred in the Department of Social Services; be it

RESOLVED, that the following persons be authorized to sign on the accounts indicated below:

1. County of Orleans Department of Social Services, Commissioner's Emergency Public Assistance Fund - Thomas D. Kuryla, Commissioner; Holli Nenni, Deputy Commissioner; and Marlene Babcock, Director of Administrative Services.
2. Orleans County Department of Social Services, Child and Family Services - Thomas D. Kuryla, Commissioner; Holli Nenni, Deputy Commissioner; Dione Harrington, Grade B Supervisor, and Jeannine Larkin, Grade B Supervisor.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Rush offered an amended resolution to approve the following agreements with the exception of the Job Development agreement which was requested to be withdrawn at this time. Legislator Allport seconded the motion. The following resolution was adopted:



**RESOLUTION NO. 26-111**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Angels in Your Home, Hilton, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2011 through December 31, 2011 at rates set by the NYS Department of Health. County cost is \$0.

Angels in Your Home, Hilton, NY for the provision of the Consumer Directed Personal Assistance Program; to be effective January 1, 2011 through December 31, 2011 at rates set by the NYS Department of Health. County cost is \$0.

Center for Disability Rights, Rochester, NY for the provision of the Consumer Directed Personal Assistance Program; to be effective January 1, 2011 through December 31, 2011 at rates set by the NYS Department of Health. County cost is \$0.

Educational Resource Associates, Pittsford, NY for the provision of PINS Assessment, mediation and family group conferencing services; PINS intervention services; and parenting education services; to be effective January 1, 2011 through December 31, 2011 at a cost of \$94,991. County cost is \$0.

Orleans County Attorney, Medina, NY for the provision of 2 part-time attorneys assigned to Social Services; to be effective January 1, 2011 through December 31, 2011 at a cost of \$133,814. County cost is \$48,719.

Orleans County Computer Services, Albion, NY for the provision of computer programming, maintenance and consultation services; to be effective January 1, 2011 through December 31, 2011 at a cost of \$62,135. County cost is \$24,163.

Willcare, Inc., Buffalo, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2011

through December 31, 2011 at rates set by the NYS Department of Health. County cost is \$0

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Rush moved to abolish and create positions in the Department of Social Services; seconded by Legislator Allport. Legislator Allport said that this eliminates a part time position. Commissioner Kuryla explained that Ann Tower after 38 years of service who held the Senior Stenographer position in the Child Protective Unit has retired. A part-time keyboard specialist who was in administration will go to a full time keyboard specialist position in the Child Protective Unit and not replace the Senior Stenographer therefore this will save the taxpayers local dollars of \$15,000. We reduced staff by a part-time position. The following resolution was adopted:

**RESOLUTION NO. 27-111**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services has two employees who are retiring this month; and

WHEREAS, the Department of Social Services has proposed to reorganized its operations to improve efficiency; therefore be it

RESOLVED, that this Legislature does hereby abolish the positions of Senior Stenographer effective January 28, 2011; and be it

RESOLVED, that this Legislature does hereby abolish the part-time Keyboard Specialist effective upon the filling of the full-time position of Keyboard Specialist; and be it

RESOLVED, that this Legislature does hereby create a full-time position of Keyboard Specialist in the Department of Social Services at Grade 7 of the CSEA salary schedule and hereby authorizes the filling of this vacancy, effective January 31, 2011; and be it

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FURTHER RESOLVED, that this Legislature hereby authorizes the filling of a vacant Social Welfare Examiner position at Grade 13 of the CSEA Salary Schedule effective January 24, 2011.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 28-111**

AUTHORIZING FILLING OF A VACANCY IN THE HIGHWAY DEPARTMENT

WHEREAS, the position of Auto Mechanic - Lead Person is vacant due to a promotion within the Highway Department; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant Auto Mechanic – Lead Person in the Highway Department at Grade H4 of the CSEA Salary Schedule, (5110.35), effective February 7, 2011.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 29-111**

AUTHORIZING ABOLISHING POSITION IN OFFICE FOR THE AGING DUE TO REDUCTION IN STATE FUNDING

WHEREAS, the State of New York continues to reduce funding to Orleans County Office for the Aging; and

WHEREAS, Orleans County taxpayers cannot continue to pay for these state reductions; and

WHEREAS, this Legislature is forced to reduce staff by a layoff in the Orleans County Office for the Aging to insure that the County cost remains as was budgeted in 2011; now, therefore be it

RESOLVED, that this Legislature abolishes a part time clerical aide position in Office for the Aging effective February 4, 2011.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Bower moved to eliminate the Medicaid Service Coordination Program in the Public Health Department. He said that in as much as there is not enough work to support this program, they would transfer those that were involved in this program to the ARC of Orleans. Legislator Johnson seconded the motion. Mr. Nesbitt added that there has been a reduction in reimbursement received for this program. The following resolution was adopted:

**RESOLUTION NO. 30-111**

**APPROVING THE ELIMINATION OF THE MEDICAID SERVICE COORDINATION PROGRAM IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, the Orleans County Health Department has been providing Medicaid Service Coordination (MSC) for county residents meeting the criteria of the Office of People with Developmental Disabilities (OPWDD) Home and Community Based Waiver service contract since August 1991; and

WHEREAS, in October of 2010, the MSC program structure has undergone significant changes including changes in the allowable billable services and the reimbursement structure resulting in an increased County cost to retain the program; and

WHEREAS, there are other private and non-for-profit agencies both in Orleans County and in the surrounding Counties that provide Medicaid Service Coordination that can absorb the Health Department's current case load resulting in continuity of care for all current clients; and

WHEREAS, the Public Health Director and the Orleans County Board of Health has recommended the program be eliminated due to the program changes, increased County costs and the availability of non County operated agencies to provide these MSC services; now be it

RESOLVED, that effective February 4, 2011, the Medicaid Service Coordination Program be abolished as a program offered by the Orleans County Health Department.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 31-111**

**AUTHORIZING FILLING VACANCY IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant Clinic Therapist Part Time position (Position # 4310.46) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 32-111**

**APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2011 calendar year:

Regional Action Phone, Inc., PO Box 281, Batavia, NY 14021, providing mental health telephone referral and information services at a cost of \$8,000. County cost is 0.

Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Court, Hoboken, NJ 07030, for contract services to be performed by Anthony Racaniello, MD as Staff Psychiatrist for an average of 12 on-site hours per week at an hourly rate of \$128.60. County cost is \$5,402.

EFP Rotenberg, LLP, 180 Canal View Blvd., Ste 100, Rochester, NY 14623, providing 2010 Consolidated Fiscal Report compliance review/audit at a cost of \$6,000.00. County cost is \$420.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 33-111**

**AUTHORIZING OUT OF TITLE PAY IN THE SHERIFF'S OFFICE**

WHEREAS, the Sheriff's Office has an employee, position 3150.45, out on medical leave; and

WHEREAS, the Sheriff's Office needs to be in compliance with the Orleans County Sheriff's Employees Association collective bargaining agreement; therefore be it

RESOLVED, that this Legislature authorizes payment of \$1.27 per hour per Section 6.3.1 and Section 15.2.1 to employee in position 3150.03 effective September 29, 2010; and be it

FURTHER RESOLVED, that this Legislature authorizes this payment until this contractual obligation is relieved.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 34-111**

**AUTHORIZING DISTRICT ATTORNEY TO APPLY FOR BYRNE JAG GRANT FOR VIDEO RECORDING OF STATEMENTS**

RESOLVED, that this Legislature authorizes the District Attorney to apply to the New York State Division of Criminal Justice Services for a Byrne JAG grant for the video recording of statements for the year 2011, in the amount of \$23,250.57; said grant does not require any matching funds.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 35-111**

**AUTHORIZING COMPENSATION TIME AND OVERTIME FOR MAJOR FELONY CRIME TASK FORCE SUPERVISOR**

RESOLVED, that this Legislature authorizes the Supervising Investigator of the Major Felony Crime Task Force to be eligible for compensation time and overtime, with said overtime to be approved by the District Attorney and shall not exceed \$10,000 in any calendar year. Overtime will be paid from Task Force forfeiture funds at no additional County cost.

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Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 36-111**

**APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Public Health Department and the following agencies:

AMENDMENT TO: Integrated Therapy Services, 25 Liberty St, Batavia, NY 14020, RESOLUTION #343-908 to provide Related Services; through the 3-5 program for the eligible children in Orleans County. Contract date July 1, 2008 through June 30, 2011. Reimbursement through Medicaid, New York State Department of Health and some third party insurances. AMENDMENT TO INCLUDE TWO ADDITIONAL SERVICES; Parent Counseling Training, and Assistive Technology; effective September 1, 2010 through June 30, 2011. All other components of contract remain the same.

Rochester Hearing and Speech Center, 1000 Elmwood Ave, Ste 400; Rochester, NY 14620 to provide Related Services (Speech) through the 3-5 program to the eligible children of Orleans County. Contract period March 1, 2011 through February 28, 2012. Rates set by NYS Department of Health, Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

David C. Schubel, 113 W. Center St, Ste 2, Medina, NY 14103, to provide Legal Services to the Orleans County Health Department. Contract period January 1, 2011 thru December 31, 2011. Contract amount not to exceed \$15,500. Reimbursement from various New York State Grants. No County cost.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 37-111**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGES OF ALBION AND HOLLEY FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Villages of Albion and Holley for the fiscal year of 2011; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement the Orleans County Legislature hereby authorizes payment not to exceed \$24,743.68 to the Village of Holley for an assigned Holley Police Officer to work 32 hours per week for the Major Felony Crime Task Force; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement the Orleans County Legislature hereby authorizes payment not to exceed \$50,000 to the Village of Albion for an assigned Albion Police Officer to work for the Major Felony Crime Task Force; and be it

FURTHER RESOLVED, that such payments to the municipality are in an amount commensurate with the participation for 2011 calendar year.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 38-111**

APPROVING AGREEMENT WITH ORLEANS COUNTY CORNELL COOPERATIVE EXTENSION

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$219,500 for the calendar year 2011, to Cornell Cooperative Extension, such payments to be made by the County in quarterly payments of \$54,875, which is a 10% budget reduction from 2010.



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Moved, Rush; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 39-111**

**AUTHORIZING SETTING UP NEW MONIES IN SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from Erie Boulevard Hydropower, LP for the dive team as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$500
<u>Appropriation:</u>		
A3110.418	Other Contractual Expenses	\$500

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 40-111**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND SUMMIT HEALTH CARE SOLUTIONS**

RESOLVED, that this Legislature approves an agreement with the Villages of Orleans Health and Rehabilitation Center and Summit Health Care Solutions, 1325 Millersport Hwy, Williamsville, NY 14221 to assist families with Medicaid conversion at a cost not to exceed \$1,750 per an individual prospective Medicaid recipient plus out of pocket incidental expenses which are not to exceed \$100 without approval of client; agreement effective December 1, 2010 through December 31, 2011

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 41-111**

**APPROVING RENEWAL AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NEW YORK STATE UNIFIED COURT SYSTEM**

WHEREAS, Resolution 125-310 approved a five-year agreement between the Sheriff's Department and the New York State Unified Court System to reimburse the county for security personnel in the courthouse; now, therefore be it

RESOLVED, that this Legislature approves a one year renewal with the New York State Unified Court System with a maximum reimbursement of \$271,499 for the term of April 1, 2010 through March 31, 2011, for Contract No. C200438, which is a reduction of \$7,501 from the initial contract as a result of a reduced average annual deputy salary upon a retirement.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 42-111**

**AUTHORIZING OUT OF STATE TRAVEL FOR COUNTY EMPLOYEES TO MEET WITH THE FCC IN WASHINGTON, D.C.**

RESOLVED, that this Legislature approves the Out of State travel request for Lynne Johnson, Legislator; David Schubel, Orleans County Attorney; Chuck Nesbitt, Chief Administrative Officer; Paul Wagner, Director of Emergency Management; and Peter Stritzinger, Radio System Manager, to travel to Washington D.C January 27<sup>th</sup> to January 29<sup>th</sup> to attend a meeting with the FCC, EF Johnson, Nextel, and Shulman Rodgers concerning the Orleans County Re-banding project at no cost to the County.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 43-111**

**AUTHORIZING PURCHASE OF HAULMARK TRAILER FOR PUBLIC HEALTH**

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WHEREAS, Resolution #191-509 authorized the Director of Emergency Management to expend State Homeland Security FY2008 grant funds in accordance with the guidelines of the State Homeland Security Program work plan; be it

RESOLVED, that this Legislature approves the purchase of a Haulmark Trailer, at a cost not to exceed \$8,500, for the Public Health Department to enhance Pharmaceutical stockpile capability.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 44-111**

APPROVING OUT-OF-STATE TRAVEL FOR EMERGENCY  
MANAGEMENT EMPLOYEE

RESOLVED, that this Legislature approves the Out of State travel request for Peter Stritzinger, Radio System Manager, to travel to Dallas, TX, February 28 to March 2, 2011, to attend 800 MHz Regional Planning Workshops at no cost to the County.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 45-111**

AUTHORIZING THE CONTINUATION OF THE CONTINUITY OF  
GOVERNMENT ADVISORY COMMITTEE FOR ORLEANS  
COUNTY

WHEREAS, Resolution No. 323-808 authorized the establishment of a Continuity of Government Advisory Committee to create a Continuity of Operations Plan (COOP) to ensure the continued performance of essential functions and services when normal, standard operations become overwhelmed, regardless of the emergency; therefore be it

RESOLVED, that this Legislature re-authorizes the continuation of the Continuity of Government Advisory Committee as established and will be subject to reauthorization at the end of calendar year 2011.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson withdrew a resolution to abolish a position in the Sheriff's Office and to create and fill a position in the Probation Department concerning the Alternatives to Incarceration program and transfer funds in order to accommodate the transition of positions.

Legislator Bower moved to authorize to fill a vacancy in the Villages. It is with deep sadness that our Director of Nursing is leaving. She was offered a job closer to home and she has done a wonderful job in the county. Legislator Johnson seconded the motion. Attorney Schubel added what a wonderful person Karen Wygal was to work with and she has done a great job in the Director of Nursing position and her leaving is a tremendous loss to our County, seconded by Mr. Nesbitt. The following resolution was adopted:

**RESOLUTION NO. 46-111**

**AUTHORIZING FILLING OF VACANCY IN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes the filling of a vacant Director of Nursing Services position at the Villages of Orleans at grade 9 of the Management Compensation Plan effective February 14, 2011.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 4:52 p.m.

**LEGISLATURE MEETING**

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Rev. T.C. Smith from the Mt. Olive Baptist Church in Kendall, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Swan Library is requesting use of the County Office Building Conference Room and use of the media equipment in that conference room for February 15<sup>th</sup> from 6 p.m. to 9 p.m. to participate in a webinar between the Swan Library

Building Committee and the design team. Orleans County Children with Special Needs Program will be hosting “Fetal Alcohol Spectrum Disorders” Conference on February 25, 2011 from 10 a.m. to 12 p.m. in Conference Room C of the County Office Building. This conference is open to Orleans County staff, community professionals, and family members interested in developing a better understanding of Fetal Alcohol Syndrome. The Orleans County Youth Board will hold its 29<sup>th</sup> Annual Youth Recognition Banquet on May 12, 2011 and are calling for nominations for select individuals for their services to our community. Those awards include Youth Recognition Awards, Helen Brinsmaid Award, and Eileen Heye Adult Volunteer Recognition Award. Nominations are due to the Youth Bureau by February 25, 2011. Applications are available on the web at [www.orleansny.com/HumanServices/YouthBureau](http://www.orleansny.com/HumanServices/YouthBureau).

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through January 2011. The money under tax collection is delinquent taxes and the towns are just starting to mail in their collection money. Treasurer Heard is awaiting a sales tax check so she can report at the next meeting how sales tax revenue ended for 2010.

During open discussion, Chairman asked if any public would like to speak. With there being no comments from the public the following resolutions were presented for adoption.

**RESOLUTION NO. 47-211**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5473-5653	\$278,668.07
Highway	727-732; 1891-1933	\$161,252.48
Nursing Home	1204-1208; 38474- 38516	\$166,557.08
Job Development	1252-1263	\$6,557.20
Self Insurance	47996, 47999-48000	\$1,794.81

Moved, Smith; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 48-211**

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes the filling of the following vacancies in the Sheriff's Office effective February 10, 2011:

Part-time Correction Officer position (3150.28) at an hourly rate of \$11.14 per hour.

Part-time Animal Control Officer position (3510.02) at an hourly rate of \$13.12 per hour.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve the Probation Director to apply for state aid and intensive supervision monies. Legislator Johnson asked Luci Welch, Probation Director, if this is a decrease in state aid over last year. Mrs. Welch stated that she is not sure if the State Aid remained the same but knew it was not a decrease. The following resolution was adopted:

**RESOLUTION NO. 49-211**

**APPROVING PROBATION DIRECTOR TO APPLY FOR STATE AID AND INTENSIVE SUPERVISION MONIES FROM THE NYS OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES**

RESOLVED, that this Legislature approves the Orleans County Probation Director to apply for the following:

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State Reimbursable Aid in the amount of \$102,282 effective for the 2011 calendar year.

Intensive Supervision Program in the amount of \$17,672 for the period of January 1, 2011 to December 31, 2011 to provide Intensive Supervision to eligible felons who would otherwise be sentenced to incarceration in our local jail or with the New York State Department of Corrections.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 50-211**

**AUTHORIZING EMERGENCY PURCHASE FROM THE  
HIGHWAY/BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that this Legislature authorizes an Emergency purchase from Frontier Insulation Contractors, Inc., 2101 Kenmore Avenue, Buffalo, NY 14207, for asbestos removal on a Hot Water Tank located at the Orleans County Jail at a cost of \$6,544; to be paid out of the 1620.403 – Maintenance Projects account.

Moved; Smith, second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard noted that the first quote received for the asbestos removal was for over \$14,000 so this is a significant savings.

**RESOLUTION NO. 51-211**

**APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL  
HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2011 calendar year:

Community Action of Orleans and Genesee, 411 E. State St., Albion, NY 14411, providing summertime services for youth referred or approved by the Department of Mental Health at a cost of \$13,000. County cost is \$0.

Hillside Children's Center, Inc., 24 Main St., Mt. Morris, NY 14510, providing a program of family resiliency as a community support service

for individuals with mental and emotional problems who are living in the community at a cost of \$79,770. County cost is \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve Local Law 1 of 2011 increasing salaries of various employees that are appointed or elected for a definite term and we held a public hearing and everyone wished to be heard was heard; seconded by Legislator Smith. Legislator Bower stated that back in 2008 this Legislature elected to not take a pay increase and for three or four years we also did not because we felt we were overpaid. We did that to send a message. The union had a four year contract and the union who represents the dispatchers and jail employees heard that message and opted to not take a raise for 2009 and 2010. Legislator Bower expressed that we did not hear our own message. "We sent the message out and we had a chance to do something about it and we didn't," Legislator Bower explained. A few meetings ago we voted for a raise for all management and Legislator Bower again emphasized he voted no. In January 9<sup>th</sup>, 2009 he voted no at the contract for 2%, 2.5%, 4%, and 3.5% raises. Contrary to articles that we read in the paper, or are lead to believe that the former Legislator said that we should have a 1%, 1%, 1%, a fair contract, and he voted for that raise for 2%, 2.5%, 3%, and 3%, per Legislator Bower. Here we are facing more wage increases. He represents a lot of people who have it tough and are hearing from them. People who used to come into the local restaurant to have a cup a coffee a couple times a week, he doesn't see much anymore because they tell him that they just don't have the money anymore. Legislator Bower stated that anyone who continues to vote for these raises is ignoring our own people and he can not support it. He moved for a roll call vote.

Legislator Allport wanted to go on the record to express that when he entered office back in January, of this year, he told everyone that he was not going to support pay raises and he was going to ask for a contribution toward healthcare by the employees as done in the private sector. Legislator Allport stated that it has nothing to do with the job performance the employees do and it has nothing to do with trying to balance the budget on the backs of the employees. It has to do with the economic times and what we are facing. This upcoming year, we recently had discussions on what the finances will be and what the State will do to the Counties and Legislator Allport can not support these pay raises. He added that this year coming up he will not support pay raises and will push



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for health insurance contributions by employees that do not currently contribute.

Mr. Nesbitt wanted to clarify, due to public questions, that we currently have a lot of employees that contribute towards their health insurance. Legislator Allport stated he should have clarified that employees hired after 2006 contribute to their health insurance.

Chairman Callard felt that this local law is only consistent with what this Legislature has voted on for all the employees, a 3% raise. These individuals have worked no less than all other employees, however, he feels that this Legislature needs to seriously look at what it is going to do this next year, and be consistent in what it does. We can not pay some of our employees a percent and pay others a different percent. He feels this Legislature needs to be consistent equally across the board and this Legislature needs to be uniform in our decision making. He would expect this to occur this year and to begin discussions soon as to how this is going to be approached for next year. Chairman Callard called for a roll call vote. The following resolution was adopted:

**RESOLUTION NO. 52-111**

ADOPTING LOCAL LAW NO. 1 OF 2011, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, Local Law No. 1-Intro of the year 2011 was introduced at a regular meeting of the Orleans County Legislature held on January 12, 2011 and a Public Hearing was held on January 26, 2011, at which time all interested persons wishing to speak were heard; be it enacted as follows:

COUNTY OF ORLEANS  
LOCAL LAW NO. 1 OF 2011

A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, per annum, January 1, 2011:

<u>Employee</u>	<u>Proposed</u>	<u>Longevity Bonus</u>	<u>Total Salary</u>
County Attorney	\$ 77,840		\$ 77,840
County Clerk	64,070	750	64,820
County Treasurer	65,878	1,400	67,278
Director of Personnel	65,878		65,878
Public Defender	65,878		65,878
Real Property Tax Director	65,878		65,878
Social Services Commissioner	75,706		75,706
Coroners (1)	***1,748		***1,748

\*\*\* Plus \$100.00 per case

This longevity bonus shall be included in the next payroll following the employee's anniversary date.

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, Johnson; second, Smith.

Roll Call:

5 ayes: Callard, Eick, Johnson, Rush, Smith; 2 nays: Bower, Allport; 0 absent.

Adopted.

### **RESOLUTION NO. 53-211**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

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Medical Answering Services, Syracuse, NY for the provision of scheduling non-emergency Medicaid transportation; to be effective January 1, 2011 through December 31, 2011 at a cost not to exceed \$34,800. County cost is \$0.

Orleans County Buildings & Grounds, Albion, NY for the provision of Messenger & Custodial Services; to be effective January 1, 2011 through December 31, 2011 at a cost of \$46,763. County cost is \$18,186.

Thomas Parmele, Spencerport, NY for the provision of the legal services relating to child support matters; to be effective January 1, 2011 through December 31, 2011 at a cost of \$75/hour. County cost is \$0.

Job Development Agency, Albion, NY for the provision of employment orientation, assessments, plans, and services to Public Assistance clients, as well as required administrative applications and reports; to be effective January 1, 2011 through December 31, 2011 at a cost of \$299,914. County cost is \$92,973.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to abolish and create positions for the Alternatives to Incarceration program, and to transfer funds to cover these changes. Legislator Johnson added that the Orleans County Jail has increased their population, and this Legislature felt that it is imperative that we have a position in the county that studies an alternative to jail for individuals that can meet specific requirements. She said they have taken a look at this position and felt that it could be better handled under the Probation Department and the community service end of it still being held within the Sheriff's Office. Legislator Smith seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 54-211**

**AUTHORIZING ABOLISHING OF POSITION IN THE SHERIFF'S OFFICE (ALTERNATIVES TO INCARCERATION) AND CREATING AND FILLING OF A POSITION IN PROBATION DEPARTMENT AND AUTHORIZING TREASURER TO TRANSFER FUNDS FROM SHERIFF'S DEPARTMENT TO PROBATION DEPARTMENT**

WHEREAS, the Orleans County Jail has experienced increased inmate populations in recent years; and

WHEREAS, this Legislature and the Sheriff recognize the need for enhanced Alternatives to Incarceration programs to combat overcrowding and reduce taxpayer burdens; and

WHEREAS, Resolution 89-210 authorized the creation of the Alternatives to Incarceration Coordinator position to address this issue; and

WHEREAS, this Legislature, the Sheriff and Probation Department have reevaluated our efforts to addressing this issue; therefore be it

RESOLVED, that this Legislature authorizes the abolishing of an Alternatives to Incarceration Coordinator position within the Sheriff's Office and attached to the Probation Department at Grade 18 of the CSEA, effective January 27, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes creating a full time Probation Officer position to work in the area of Alternatives to Incarceration in the Probation Department at Grade 18 of the CSEA; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the Probation Department Budget From the Sheriff's Office Budget as follows:

FROM:

A3110.100	Personnel	\$32,782
A3110.810	State Retirement	5,409
A3110.820	Medicare	475
A3110.830	Social Security	2,032
A3110.840	Worker's Compensation	331
A3110.850	Unemployment	137
A3110.860	Health Insurance	4,675
A3110.880	Disability	174

TO:

A3140.100	Personnel	\$32,782
A3140.810	State Retirement	5,409

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A3140.820	Medicare	475
A3140.830	Social Security	2,032
A3140.840	Worker's Compensation	331
A3140.850	Unemployment	137
A3140.860	Health Insurance	4,675
A3140.880	Disability	174

and, be it

FURTHER RESOLVED, that this Legislature authorizes this newly created position to be filled effective February 10, 2011.

Moved, Johnson; second, Smith.

Adopted. 6 ayes; 1 nay, Bower; 0 absent.

#### **RESOLUTION NO. 55-211**

#### **AUTHORIZING USE OF THE COURTHOUSE GROUNDS FOR STRAWBERRY FESTIVAL**

WHEREAS, the Albion Strawberry Festival Committee under the authority of the Village of Albion and a number of civic groups are planning a Strawberry Festival in the Village of Albion; and

WHEREAS, the County supports the Albion Strawberry Festival Committee for their efforts regarding said festival; now, therefore be it

RESOLVED, that the Albion Strawberry Festival Committee is hereby authorized to use the Courthouse grounds and parking lot, on June 10 and June 11, 2011, subject to the submission of written plans for such use and submission of a Certificate of Insurance, for the approval of the Superintendent of the Buildings and Grounds Department and the Chief Administrative Officer.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 56-211**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE PROBATION DEPARTMENT**

WHEREAS, the Senior Probation Officer is retiring in the Probation Department; now, therefore be it

RESOLVED, that this Legislature authorizes the abolishment of a vacant full-time Senior Probation Officer position in the Probation Department at Grade 19 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Probation Officer position in the Probation Department at Grade 18 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position effective February 10, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to authorize filling of vacancies in the Job Development Agency; seconded by Legislator Rush. Mr. Nesbitt asked if Jack Welch, Director of Personnel, could explain the mechanics because there were questions as to how everything took place. Mr. Welch explained that an Employment and Training Counselor position was not budgeted; therefore, the most junior person was vacated out of the abolished position during that budgetary process. That bounced that person into the Employment Representative position which resulted in the Employment Representative person to be laid off. Therefore both of those positions, the Employment and Training Counselor person is on preferred list because they were moved down and the Employment Representative person who was laid off is on a preferred list, so they have recall rights once this position is re-filled. The following resolution was adopted:

**RESOLUTION NO. 57-211**

**AUTHORIZING FILLING OF VACANCIES IN THE JOB  
DEVELOPMENT AGENCY**

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WHEREAS, the Job Development Agency eliminated one position of Employment and Training Counselor in the 2011 Budget; and

WHEREAS, the eliminated position required the creation of two Preferred Lists, one for the Employment and Training Counselor, and one for the Employment Representative; and

WHEREAS, an employee is retiring from the position of Employment and Training Counselor effective February 25, 2011; therefore be it

RESOLVED, that this Legislature approves the filling of a vacant position of Employment and Training Counselor from the Preferred List at the Job Development Agency at Grade 15 of the CSEA Salary Schedule, effective February 26, 2011; and be it

FURTHER RESOLVED, that this Legislature approves the filling of the resulting vacant Employment Representative position from the Preferred List at the Job Development Agency at Grade 11 of the CSEA Salary Schedule, effective February 26, 2011.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 58-211**

**AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's budget for donations, as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$1,810.44
 <u>Appropriation:</u>		
A3510.418	Other Contractual *	\$75.00
A3110.250	Other Equipment**	\$1,735.44

\*Donation received from Dawn and Kurt Hartman in memory of Carl Jamele.

\*\* Asset forfeiture to be used for purchase of cameras.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 59-211**

**AUTHORIZING SETTING UP NEW MONEY IN THE TOURISM BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Tourism budget for a donation we received from Mr. and Mrs. Grimm to go towards Bicycle Trail/Map, as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$200
<u>Appropriation:</u>		
A6410.468	I Love NY	\$200

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 60-211**

**APPOINTING MEMBERS TO THE ORLEANS COUNTY BOARD OF ETHICS**

WHEREAS, this Legislature adopted Resolution No. 171-408 enacting Local Law 3 of 2008, Providing for a County Board of Ethics consisting of five members with staggered terms; therefore be it

RESOLVED, that this Legislature re-appoints the following members to the County Board of Ethics with the following term expirations:

<u>Name:</u>	<u>Address:</u>	<u>Term expires:</u>
Joseph Gehl	14487 Baker Road, Kent, NY 14477	December 31, 2013
Benjamin Jones	127 Brown Street, Albion, NY 14411	December 31, 2013

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 61-211**

**APPROVING AGREEMENT WITH ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND THE DEPARTMENT OF JUSTICE**

RESOLVED, that this Legislature approves the Federal Equitable Sharing Agreement between the District Attorney's Office and the Department of Justice effective January 1, 2011 through December 31, 2011 allowing receipt of seized funds on Federal forfeitures; and be it

FURTHER RESOLVED, that this Legislative body hereby authorizes the Chairman of the Legislature to execute this agreement as approved by the Orleans County Attorney.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 62-211**

**AUTHORIZING THE TREASURER TO APPROVE REAL PROPERTY TAX REFUNDS**

WHEREAS, the New York State Real Property Tax Law, Section 556, provides an administrative correction of error process to assist the property owner in obtaining real property tax refunds caused by certain clerical errors, unlawful entries and errors in essential fact; and

WHEREAS, Real Property Tax Law, Section 554 provides that the tax levying body may delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law, Section 556; and

WHEREAS, the Administration and Finance Committee does recommend that the Treasurer be delegated to perform said duties; now, therefore be it

RESOLVED, that the Orleans County Treasurer be and hereby is authorized and directed to carry out the requirements of Section 556 of the Real Property Tax Law, effective immediately where the Real Property Tax Director has recommended a refund and said refund is two-thousand five hundred dollars or less; and be it

FURTHER RESOLVED, that on the fifteenth day of each month, the Orleans County Treasurer shall submit a report to the Orleans County Legislature of the refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the refund and the amount of refund and when no refunds are given no report will be issued.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 63-211**

APPOINTING MEMBER TO THE SAFETY COMMITTEE

RESOLVED, that this Legislature appoints Allison Schoolcraft, presentative of the Nursing Home, to the Safety Committee to fill the unexpired term of Jeff Glatz, who has resigned, with term ending December 31, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 64-211**

AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's budget, grant approved in Resolution No. 346-1010, as follows:

Revenue:

A4350	Byrne Justice Assistance Grant	\$10,000
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Appropriation:

A3110.486	Special Grants - Sheriff	\$10,000
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Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to authorize a financial analysis to be done by EFP Rotenberg for the Villages of Orleans Health and Rehabilitation Center by doing a projection of cost for the Nursing Home through 2015. With the information they knew from last year, this Legislature came up with figures that they thought was appropriate for the next three years, said Legislator Bower. Things have changed so much in the State, such as reimbursement rates. The funds to be received from the State are also questionable. Rotenberg, who does the Nursing Home Audit in February, will also prepare this analysis so this Board will have some accurate figures to move forward with. Legislator Bower stated that we are reading a lot of articles in the newspapers and those who are writing these articles are throwing out random figures. He said that he has been on the Nursing Home Committee for many years and he doesn't understand these figures, so he is fairly sure the readers of the newspapers also do not understand them. That is why we are getting actual figures by an outside firm that will tell us, fairly surely, where we are going in the next five years. Mr. Nesbitt added that it has been his experience since being the Chief Administrative Officer that Nursing Home funding is a snapshot in time. The problem is that the State is consistently making changes as to how the rates are developed from year to year, what we thought was going to happen, never does. We are one of the very few states in the entire country where the Legislative Branch of government on the State level is involved in setting Medicaid rates. At a recent NYSAC presentation by John Cape, former NYS State Budget Director, who said that he ran into some other state officials where he does national consulting who asked him why the New York State Legislature is involved in setting Medicaid rates. Mr. Nesbitt added that this is the reality that we have to deal with. There is even uncertainty with the IGT funding. None of this is set in stone, so any analysis that is done is subject to change with the state funding consistently changing, said Mr. Nesbitt. Chairman Callard wanted it understood, because this is a very important topic to the Legislature and the residents of Orleans County that this Board is not moving ahead hastily. The Board's decision making is very deliberative and is approaching this in a businesslike manner. We need the outside analysis to help us better determine on how to move forward. Chairman Callard stated that they are looking forward to the results of this study. Chairman Callard called for a second to the motion of which was made by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 65-211**

**AUTHORIZING A FINANCIAL ANALYSIS OF THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER BY EFP ROTENBERG**

RESOLVED, that this Legislature authorizes an expenditure of up to \$7,500 for a financial analysis of the future financial outlook for the Villages of Orleans Health and Rehabilitation Center by EFP Rotenberg, to be paid from account EH6030.440 – Auditors; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign an agreement with EFP Rotenberg to perform such analysis subject to the review and approval of the Orleans County Attorney and the Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 66-211**

**AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services with Church and Church Law Firm for the Orleans County Public Defender, at an annual cost of \$25,236; and said amount to be paid in quarterly installments of \$6,309, upon submission of a county voucher at the end of each quarter; agreement effective for the 2011 calendar year.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard asked Jerry Gray, Orleans County Highway Superintendent to introduce his newest appointment to this Board. Mr. Gray stated that it was with great pleasure to introduce Michael Cliff the new Deputy Highway Superintendent. Mr. Cliff was the Lead Auto Mechanic who moved up to this new appointment after being at the Highway Department after 20 years of service. Mr Gray stated that Mike has done a great job for the Highway Department and he will see that he

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will fill all the duties and needs of the Deputy Highway Superintendent position. Mr. Cliff was welcomed by the Board's applause.

Legislator Smith moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:59 p.m.

## **LEGISLATURE MEETING**

February 23, 2011

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Chairman Callard called the meeting to order at 4:33 PM. After the pledge to the flag and invocation, led by Pastor Daniel Milroy of Victory Baptist Church, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Albion Central School District requested use of space on the Courthouse lawn from March 21<sup>st</sup> through March 31<sup>st</sup> for a banner to advertise their Empty Bowls event for the community. The Albion Middle School Art Students will be presenting their 2<sup>nd</sup> annual Empty Bowls event on March 31<sup>st</sup> at the Middle School Cafeteria from 5:30 to 7 p.m, with doors opening at 5 p.m. for choosing bowls. All the proceeds of this event will go directly to the Community Actions Food Pantry. The Kendall Fire Department will hold their annual banquet on March 5, 2011 at 6:00 p.m. at the Carlton Rec Hall. Genesee/Finger Lakes Regional Planning Council meeting is scheduled for March 10th at 10:30 a.m. at the Radisson Hotel, Jefferson Road, Henrietta. Farmer to Neighbor Night 2011, Celebrating Agriculture in Orleans County, will be held on March 12, at 6 p.m. at the White Birch Golf Course in Lyndonville.

The Board unanimously was in favor of the banner placement on the Courthouse lawn to advertise the Empty Bowl event on March 31, 2011.

Legislators Bower and Johnson presented a Proclamation to Lisa Franclamont, Coordinator of Cancer Service Program of Orleans and Genesee Counties; Nicole Helsdon and Jen Srock, Outreach and Education; and Jordan Pritchard, Brockport Intern and Coordinator of Main Street Goes Blue designating March as Colorectal Cancer Awareness Month in Orleans County. Legislator Johnson announced that they will be holding an event "Mainstreet Goes Blue in Medina" the week of March 4<sup>th</sup> through the 11<sup>th</sup> and they will be kicking off the event with a breakfast at Medina Memorial Hospital.

Legislators Rush and Allport presented a Proclamation to Kelly Kiebala, Executive Director of Genesee-Orleans Regional Arts Council (Go ART!) proclaiming March as Arts Awareness Month in Orleans County.

During open discussion, Allen Lofthouse, Kendall, asked about Resolution No. 78 concerning the Medical Scholarship. He said that it has been forty five years and you are raising a medical scholarship 100%. He said the premise is good but why this much and why now? Chairman Callard stated that the Board found that when this was established in 1966, \$18,000 served the recipients well and attracted them to Orleans County because cost of schooling was so much less. Mr. Lofthouse asked how many over these forty-five years have received the scholarship. The Board thought about fifteen people. Chairman Callard stated that some have remained and some have not, but we did not lose money as a result of this scholarship but most likely gained by those who have stayed and practiced in our County. Chairman Callard referenced Dr. Misiti with whom he graduated with, has been a lifelong resident who benefited from the scholarship and continued to serve in Orleans County. Chairman Callard stated that we have increased the scholarship to make it more attractive to a medical student to seek out the scholarship and possibly bring a specialty to the county. It will probably serve us well, and we have never had a loss in this offering, we will probably gain as a result of this scholarship. It was stated that it was always paid back, and if they don't end up practicing their contract states that they are to pay it back with an eight percent interest rate.

Mr. Lofthouse questioned Resolution No. 79 and inquired how long the Highway Department has been working without an auto mechanic. Mr. Nesbitt stated that this is a replacement for a promotion that was filled from within, so now we are back filling the Mechanic position. He further explained that we had a Lead Mechanic who is now the Deputy Highway Superintendent. It was decided to go with one Lead Mechanic and one Mechanic rather than two Lead Mechanics. Mr. Lofthouse asked if these people are already in these positions or are we hiring from outside. Mr. Nesbitt stated that we have not engaged in the hiring process on this yet, but we certainly have work for all four including the Lead and the three Mechanics.

Legislator Allport reported that Jim Whipple, Ken DeRoller, and himself met with the Monroe/Orleans BOCES two weeks ago and is very enthused with what the EDA is presenting to them. Their next step is to meet with both BOCES, who have agreed to come together with the Superintendents

amongst the Orleans County Schools. This is to bring in the school systems along with the EDA to attract businesses in Orleans County. Legislator Allport explained that businesses ask about the educational system and what can be offered when they consider bringing business to our County. Legislator Allport said that he will keep the Board informed. Legislator Bower mentioned said he had a chance meeting with one of the instructors they met with and he was very optimistic and thought that it was a great thing they were doing to help the schools provide the correct education for the children and was greatly impressed.

Legislator Smith welcomed representatives from the Life Program. He said that the Biz Kids have worked with this group and thought it was good that they were here today to see how county government works. Legislator Smith recited two quotes in recognition of Black History Month from Carter Wilson and Lynn Swann.

The following resolutions were presented for adoption:

**RESOLUTION NO. 67-211**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	5668-5810	\$411,094.29
Highway	No Claims	
Nursing Home	1211-1220; 38517- 38556	\$172,353.15
Job Development	1266-1273	\$22,719.69
Self Insurance	48132-48135	\$6,959.08

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 68-211**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements with the Mental Health Department for the 2011 calendar year:

PathStone Corporation, 400 East Ave, Rochester, NY 14607, providing entitlement specialist services for Albion Correctional Facility at a cost of \$65,968. County cost is \$0.

DocuTrac, Inc., 20140 Scholar Dr, Suite 218, Hagerstown, MD 21742, providing renewal for software maintenance and support for the QuikDoc Enterprise Edition, which is computer software utilized for electronic client record management, at a cost of \$5,183.30. County cost is \$363.

Susan Tillman, 14369 Ridge Rd West, Ste 2, Albion, NY 14411, providing assessment and treatment services to Orleans County Jail inmates for 6 on-site hours per week at an hourly rate of \$32.32. County cost is \$652.

Hillside Children's Center, Inc., 24 Main St, Mt. Morris, NY 14510, providing customized services to children with mental and emotional problems who are living in the community at a cost of \$36,000. County cost is \$0.

Genesee/Orleans Council on Alcoholism and Substance Abuse, 430 E. Main St, Batavia, NY 14020, providing substance abuse/dependency and prevention services, as well as gambling treatment/prevention services at a cost of \$381,327. County cost is \$35,167.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 69-211**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY  
SHERIFF'S OFFICE AND ONTARIO COUNTY SHERIFF**

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Office and the Ontario County Sheriff, 74 Ontario St, Canandaigua, NY 14424, for the housing of Orleans County inmates in the Ontario County Jail at a cost of \$85 per prisoner/per day, effective January 1, 2011 through December 31, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved a resolution in opposition of the State seizing or holding Western Off Track Betting Corporation assets and to fairly share them, as was established, with the county stakeholders. Legislator Bower said that since the casino is making money as part of the Off Track Betting, we are opposing that the State take the money that really belongs to the counties. Legislator Allport seconded the motion. Chairman Callard stated that the State arbitrarily swooped \$500,000 from our own Western OTB in Batavia to use for State purposes which would otherwise go to the counties, and Genesee County towns and villages. The following resolution was adopted:

**RESOLUTION NO. 70-211**

**MEMORIALIZATION IN OPPOSITION TO THE USURPATION OF THE  
ASSETS OF THE WESTERN OFF-TRACK BETTING CORPORATION**

WHEREAS, in September 1973 nine western New York counties established, as enabled by New York State law, the Western Regional Off Track Betting Corporation, WROTBC; and

WHEREAS, the county stakeholders established an oversight board represented by each community for local control and authority to regulate and administer gaming in each participating county; and

WHEREAS, since 1973 eight additional counties have joined this regional corporation, funding it in its entirety as a seventeen member county organization; and

WHEREAS, any gains in asset growth or profit from operations have been the result of the oversight and management by the member counties and their representatives, and any losses in operations were not sustained by New York State or any other entity; and

WHEREAS, gains realized have been distributed to the contributing member counties for the benefit of all taxpayers who funded the Western Regional Off Track Betting Corporation as owners; and

WHEREAS, The current net equity in 2011 of approximately \$39 million in the assets, including the branch facilities and the racetrack and gaming casino in Batavia, NY therefore are the exclusive property of the funding counties on a pro rata basis; and

WHEREAS, New York State government has proposed the taking of WROTBC assets and local control authority by consolidation of all similar off track betting corporations with the WROTBC, which will dilute the authority of the WROTBC Board and represent a taking of property developed by the WROTBC with substantial risk unto itself, and significant reinvested monies to insure the financial health and stability of the WROTBC; and

WHEREAS, the member counties of WROTBC including Orleans County, oppose the consolidation or other measures that improperly divest the sustaining counties of WROTBC from their assets and control without appropriate recompense; therefore, be it

RESOLVED, that Orleans County as a member of WROTBC, joins the other member counties in opposition to proposals unfair to the equity positions of the stakeholders by New York State or other entity; and be it further

RESOLVED, that the governance of the WROTBC be administered solely by the invested counties which established the WROTBC and have successfully maintained it; and be it further

RESOLVED, that certified copies of this resolution be sent to Governor Cuomo, Senator Maziarz, Assemblymen Hawley, and member counties of WROTBC.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 71-211**

**ESTABLISHING COUNTY INDIGENT BURIAL RATES**

WHEREAS, the Department of Social Services, pursuant to Section 141 of the Social Services Law is required to pay for the burial of certain indigent persons (including indigent veterans), and

WHEREAS, the County wishes to establish specified rates that will be paid to funeral homes and cemeteries for such services; now, therefore be it

RESOLVED, that this Legislature hereby establishes indigent burial rates paid by the Department of Social Services and the Veteran's Department, for the period January 1, 2011– December 31, 2011 as follows:

<b>SERVICE</b>	<b>FEE SCHEDULE</b>
Cremation – no services	\$1200
Cremation with Memorial Service	Additional \$400
Crematory Fee	\$200
Burial – No Services:	
Infant	\$600
6 months – 5 years	\$1000
6 years – adult	\$1900
Burial with Memorial Service	Additional \$400
Concrete Vault	\$500
Oversized Casket if needed	\$128
Transportation (when a cemetery plot is owned out of county)	\$1.77/mile (up to cost of a cemetery plot in County)
Cemetery Plot	
Child	\$350
Adult	\$500
Cremation grave if available	\$281
Internment of Casket*	
Child	\$225
Adult	\$480
Internment of Cremains	\$200
Lowering Device if not owned by cemetery	\$94

\*If client already owns a plot, additional internment costs may be paid, up to the cemetery's published internment rate, but additional costs cannot exceed the county cemetery plot allowance.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 72-211**

**ESTABLISHING DAY CARE RATES IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services receives New York State Child Care Block Grant dollars for the sole purpose of providing day care subsidies to eligible low income parents; and

WHEREAS, the New York State Office of Children and Family Services establishes the maximum market rate payment ceiling for day care rates; now, therefore be it

RESOLVED, that this Legislature hereby establishes contract day care rates paid by the Department of Social Services on behalf of eligible clients, effective January 1, 2011 through December 31, 2011 as follows:

TYPE	AGE	DAILY RATE	PART DAY
FAMILY DAY CARE	6 wk – 18 mth	\$28	\$19
	19 mth – 2 yrs	\$27	\$19
	3 yrs – 5 yrs	\$26	\$19
	6 yrs – 12 yrs	\$26	\$19
GROUP FAMILY DAY CARE	6 wk – 18 mth	\$30	\$22
	19 mth – 2 yrs	\$29	\$21
	3 yrs – 5 yrs	\$28	\$20
	6 yrs – 12 yrs	\$27	\$19
DAY CARE CENTER	6 wk – 18 mth	\$34	\$24
	19 mth – 2 yrs	\$33	\$23
	3 yrs – 5 yrs	\$31	\$22
	6 yrs – 12 yrs	\$30	\$21
SCHOOL AGE	6 yrs – 12 yrs	NA	\$21

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 73-211**

**AUTHORIZING APPLICATION FOR PARTICIPATION IN THE  
EMERGENCY MANAGEMENT PERFORMANCE GRANT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to submit an application to participate in the Emergency Management Performance Grant for Federal Fiscal Year 2010; to support the local emergency management office and its programs through quarterly reimbursements of personnel and administrative expenses from October 1, 2009 through September 30, 2010, for an annual allocation of \$20,168.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 74-211**

**AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT  
OF SOCIAL SERVICES**

WHEREAS, New York State Civil Service Law §52 states that vacancies in positions in the competitive class shall be filled, as far as practicable, by promotion; therefore be it

RESOLVED, that this Legislature hereby authorizes the filling of the vacant position of Senior Child Support Specialist at Grade 13 of the CSEA salary schedule effective February 28, 2011; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of the vacant position of Child Support Specialist at Grade 11 of the CSEA salary schedule effective upon the appointment of the Senior Child Support Specialist.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 75-211**

**AUTHORIZING AGREEMENT BETWEEN THE PROBATION  
DEPARTMENT AND EDNA CALIX**

RESOLVED, this Legislature approves an agreement between the Probation Department and Edna Calix, Spanish Interpreter, 11665 Portage Rd, Medina, NY 14103 for interpreting services for offenders who are ordered under the investigation or supervision of the Orleans County Probation Department at the rate of \$25 per hour effective January 1, 2011 through December 31, 2014.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 76-211**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
GENESEE VALLEY FARM AND CREMATORY**

RESOLVED, that this Legislature approves an agreement between the Sheriff's Department and Genesee Valley Farm and Crematory, 3520 S Main St Rd, P.O. Box 1604, Batavia, NY 14021, for the disposal of animals in the amount of \$18 per dog and \$9 per cat and/or small animal, effective January 1, 2011 through December 31, 2015, with termination of this agreement by either party upon 30-days written notice to the other.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 77-211**

**AUTHORIZING EXPENDING GRANT FUNDS IN SHERIFF'S  
OFFICE AND AWARDED BID FOR A TANDEM AXEL TRAILER**

WHEREAS, advertisement for sealed bids occurred and three bids were publically opened on February 15<sup>th</sup>; therefore be it

RESOLVED, that this Legislature awards the bid for a 2011 new 24'-26' long, 8' wide enclosed tandem axel trailer (model Pac 8526TA3) to JPR Service Inc, 16761 Ridge Rd, Holley, NY 14470, for the amount of \$11,089.50 to be fully paid from FY2009 Operation Stonegarden Grant, approved by Resolution No. 214-610, through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants. No County cost.

*February 23, 2011*  
*Resolutions 67-79*

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to amend the General Charter Policy of the Medical Scholarship Board by increasing the dollar amount of the medical scholarship that was established back in 1966, seconded by Legislator Bower. Legislator Bower stated that it should be noted that we have a real shortage of doctors in Orleans County. If you sit on the Public Health Board or the Mental Health Board, these Boards require that doctors be appointed to serve on them. We have a real problem to fill these positions on these Boards because the few doctors we have are very busy and can't afford to give up their time to serve. This is very important to get doctors to come back and practice in this county; "it is well worth the money spent" expressed Legislator Bower. Mr. Nesbitt stated that this scholarship has not monetarily changed since it was established back in 1966. Chairman Callard stated it is necessary to increase it in hopes to attract doctors to practice in Orleans County. The following resolution was adopted:

**RESOLUTION NO. 78-211**

**AMENDING RESOLUTION NO. 334-791 FOR THE GENERAL CHARTER OF POLICY OF THE ORLEANS COUNTY MEDICAL SCHOLARSHIP BOARD**

WHEREAS, the Orleans County Board of Supervisors established the Orleans County Scholarship Board by passage of Resolution No. 126 in 1966 to implement the General Charter of Policy for the Medical Scholarship Program; and

WHEREAS, the Orleans County Medical Scholarship Board recently met with the Administrative and Finance Committee to recommend the current maximum amount of an awarded scholarship to a recipient of \$18,000 distributed over a four year involvement in medical studies be increased to \$36,000 due to the increased costs involved in medical training; and

WHEREAS, the Orleans County Legislature wishes to ensure that Orleans County is meeting the needs of our residents by securing physicians for our future health care needs; now, therefore be it

RESOLVED, that this Legislature amends Resolution No. 334-791 to increase the maximum award to \$36,000 per student, with a maximum of \$9,000 per year over the 4-year formal training years effective immediately.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 79-211**

**AMENDING RESOLUTION NO. 28-111 REGARDING POSITIONS IN THE HIGHWAY DEPARTMENT**

WHEREAS, Resolution No. 28-111 authorized the filling of a vacant Auto mechanic Lead person in the Highway Department, however, the Highway Department would like to abolish this position at this time; now, therefore be it

RESOLVED, that this Legislature amends Resolution No. 28-111 by abolishing the Auto Mechanic – Lead position (5110.35) in the Orleans County Highway Department at grade H4 of the CSEA salary schedule; and be it

RESOLVED, that this Legislature authorizes the creation of an Auto Mechanic position in the Orleans County Highway Department at Grade H3 of the CSEA salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant position effective March 7, 2011.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

The Legislature wished Legislator Rush well with his upcoming surgery and with his stay at the Villages of Orleans while he undergoes rehabilitation.

Legislator Eick moved to adjourn; second by Legislator Bower. Meeting adjourned at 4:59 p.m.



## LEGISLATURE MEETING

March 9, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Rev Vonda Fossitt - Pastor of First United Methodist Church, the Clerk called the roll. All Legislators were present, with the exception of Legislators Bower and Rush.

The Clerk did not have any communications to present. The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through February 2011. February is a good month because it is tax collection season for the county.

During open discussion, Allen Lofthouse, Kendall, again voiced a concern regarding last meetings Resolution No. 78-211 with a 100% raise to the Medical Scholarship. He asked the Board if they have any close relative or close friend that is entering the medical profession. Mr. Lofthouse said it bothered him in this economic climate that the Board would raise it 100%. Chairman Callard asked that he consider a scholarship of \$18,000 in 1966 and at this point is drawing no applicants now. Raising it to \$36,000, when medical school costs \$100,000 plus and then if you divide by four that is \$9,000 for a year may provide a better incentive for applicants. Mr. Lofthouse understands, but he is looking at the percentage. It has been forty five years, why now the increase. Chairman Callard stated that the point is it has not been successful in many years and we are not drawing doctors. It might not even now. This is all we can do at this time. History has showed us that we have had a greater return; we have never lost in this proposition. If a practicing doctor does not choose to practice in Orleans County, they would need to pay the county back in full with 8% interest, which is more than what we can get in a checking or savings account. So it is not money that is expended, Chairman Callard stated he understood the percentage, but divide it over the years, it is minimal. Chairman Callard said we should have raised it as we went along. Mr. Nesbitt stated that the Medical Scholarship Board, who does the evaluations and interviews of the candidates, is the group who made the request to increase the scholarship. This Board is made up of Doctors and other professionals, as set forth in the 1966 resolution. Mr. Lofthouse asked if this is the first request in forty-five years. Mr. Lofthouse was told that an increase has been requested several times by the Medical Scholarship Board.

Chairman Callard called for Legislators comments. With there being none, he asked Chuck Nesbitt, Chief Administrative Officer to discuss the implications of the tax cap. Chairman Callard said we have heard a lot about it, it sounds good but in practicality it is ridiculous. He asked Mr. Nesbitt to put some numbers to it so the public may understand it. It makes as much sense as the assembly proposing to tax bicycles or even licensing cats to make money. Chairman Callard said he has not seen the relief that we need to offset these property tax caps. These would be more applicable to the State rather than the towns or villages. Mr. Nesbitt stated that in context that the idea of the tax cap, in and of itself is not the ridiculous part, it is the mandate relief equaling zero on the other side of the equation is creating the problem. Chairman Callard said that is why we brought in the Public Defender, Probation, Youth Bureau, and Social Services just to point out all that we have seen are cuts in aid, which will make it impossible to reach the property tax caps. Mr. Nesbitt stated that the tax cap as proposed and that has passed the Senate, is one that allows for a growth factor in the levy and it has been calculated, in the handouts he has provided, as it would apply to 2010 going into the 2011 budget cycle.

***Example of the Property Tax Cap as proposed for Orleans County  
applied to 2011***

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Prior Year tax levy (2010)		\$13,829,180	
Prior year PILOT revenue (2010)	+	\$456,850	
Prior year capital Tax Levy	+	\$0	
Prior Year tort	+	\$0	
 TOTAL		 \$14,286,030	
 MULTIPLY Result by "allowable levy growth factor" (using 2%)	 x	 1.02	
		\$ 14,571,751	
Coming year's PILOT revenue (2011)	-	\$424,714	
 New Tax Levy allowable under the cap	 =	 \$14,147,037	
 Growth Allowable under the proposed cap		 <b>\$317,857</b>	

**Mandated Program Growth**

**9 for 90- Growth in 9 major mandates**

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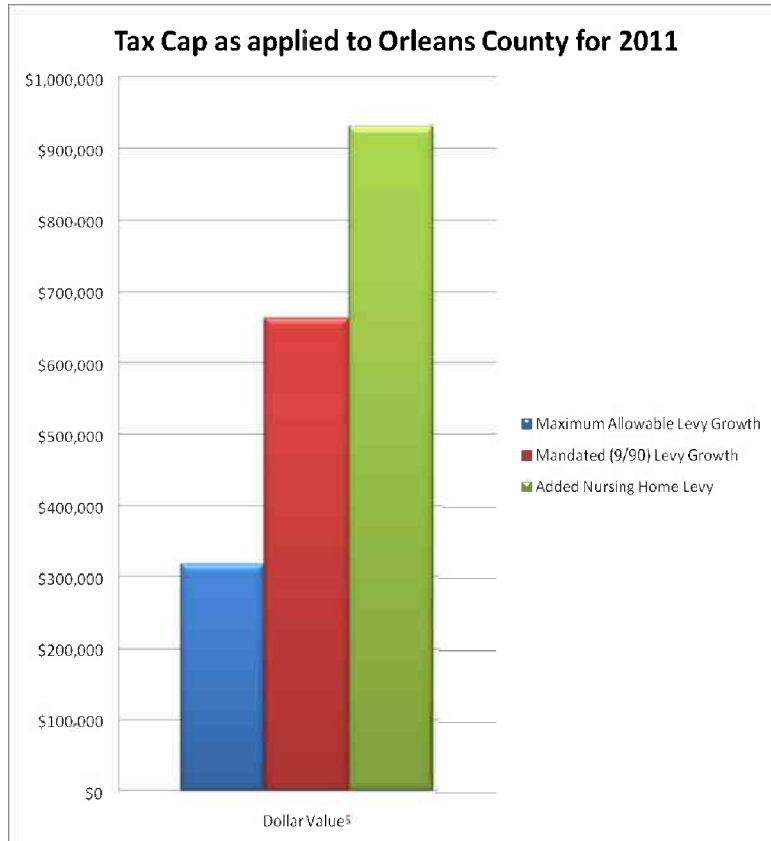
<b>Medicaid</b>	\$204,325
<b>Public Assistance / Safety Net</b>	\$79,178
<b>Child Welfare protection/ prevention</b>	\$61,322
<b>Special Education</b>	-\$49,046
<b>Indigent Defense</b>	\$44,915
<b>Probation</b>	\$54,396
<b>Early Intervention</b>	\$0
<b>Youth Detention</b>	-\$128,825
<b>Pension (50%)</b>	\$395,856
<b>TOTAL 9 for 90 Growth</b>	\$662,121

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Tax Cap overage	<b>-\$344,264</b>
Value of Mandate Relief	\$0
Added Levy for Maintaining the Nursing Home	\$931,529

The maximum growth in the levy would be 2%, which he used in these charts, although he believed it would be more like 1.6% going into 2010-2011. It depends on how the Comptroller actually calculates it. That is who we would be relying on but we did our best to follow the statute and follow the actual circumstances to come up with what would be the actual tax cap number. You start with taking the prior year tax levy for 2010 which is 13,829,180 and you subtract the prior year's budgeted pilot revenue, the prior year's capital tax levy, which would be some sort of exclusion that would be calculated, based on capital improvements going forward. There is still some question whether these will need to be voter approved by school district or municipality. This is the first year, so there is no capital tax levy portion as the same as a tort. If you had a large legal settlement, a tort, against the county, this would not count against your property tax cap amount. Adding those figures together, the total is 14,286,030. Then we multiply that by the allowable levy growth factor which assumes the maximum of 2%. Then we subtract the budgeted pilot revenue for the next year, 2011, to reach the new tax levy allowable under the cap which is 14,147,037. This allows for growth, under the tax cap, of \$317,857...why is that a problem? NYSAC is talking a lot about the nine mandates that drive ninety percent of county property taxes. There are

nine mandates that make up 4 billion of the 4.4 billion of all county property taxes that are charged. Our growth in those nine programs is \$662,121. So immediately just continuing the mandates as they are provided for in statute, we would have an overage in the tax cap of \$344,264. This is after having squeezed through the whole budget process. In addition to that, which also was included in the graph, the growth in the levy for the Nursing Home for 2011.



As Mr. Nesbitt explained the illustration, the blue is the cap number, the red is the nine for ninety mandates, and the green is the amount needed to increase the levy to accommodate the ongoing operation of the Nursing Home. Mr. Nesbitt stated that when you have every county executive from every large county across our state panning the mandate relief report saying that it has really done nothing. As we have heard from several departments so far that they have spoken about reduction in aid or cost shifts which the county government will need to react to by either funding it locally or reducing or eliminating programs. Local option programs such as the Nursing Home, Youth Services, 911 Service, or Road Patrol. All of the funding for the Marine Patrol has been cut in the proposed

*March 9, 2011  
Resolutions 80-93*

executive budget. It must be understood; visually we can't squeeze all of the red and green under the blue without some sort of relief on the growth of these mandates. Chairman Callard thanked Mr. Nesbitt for this explanation of the tax cap implication.

Chairman Callard wanted to make sure that everyone understands this. It disappoints him that our state representatives say that they are in favor of the tax cap on the senate side and actually voted for it. It means nothing. Again, our mandates are twice as much as what would be allowed in the property tax cap. "So what are they saying, do they think we are stupid?", expressed Chairman Callard. It sounds great and it means nothing. The only thing we can do is cut vital services. So if anyone ever hears it again, question mandate relief, and say that property tax caps don't work without mandate relief, advised Chairman Callard. Mr. Nesbitt added that 92% of the Orleans County property tax levy is to fund those nine programs. He said he used a very conservative number when calculating this. It could very well be 180%.

Paul Rusin, Holley, asked about the mandates, like Medicaid, if they consider or provide a specific dollar amount the County has to give to a recipient. Tom Kuryla, Commissioner of Social Services and Chuck Nesbitt explained how the mandates work. The state decides how much and what services are to be provided. The State sets the standards of what is to be provided. They then reduce the money but don't reduce the mandates that people receive. Mr. Nesbitt asked Attorney Schubel what would happen if we don't provide the services. Attorney Schubel said that if services are not provided they could withhold the monies due to us or the State could sue us. Mr. Nesbitt said it is important to talk about this. He expressed that if they want us to live under a tax cap, give us the opportunity to actually play the game that allows us to do this. Otherwise the taxpayers are going to have to vote to override the cap and then the Legislature will then be yelled at for doing just that, stated Mr. Nesbitt. The fact of the matter is that we have no choice. As stated the alternative is to get rid of the 911 system or get rid of the Sheriff's department all together so we don't have any law enforcement here. Mr. Kuryla said a great example would be to have each and every county decide what Medicaid services they can provide to the recipient, that the county should dictate these services. Mr. Rusin asked if welfare recipients are put in positions to work for their benefits. Orleans County has two work crews depending on what type of work they perform, explained Mr. Nesbitt. They are required to engage in work activities and we are required to insure that they do with monitoring and case management. We have

employees that call them when they don't show up and request medical excuses should they not show up on this work crew. We have 20% to 50% participation in this program, which we have to monitor. The goal that is set by the federal government is 50%. As the law is currently written now a recipient will not get their portion of assistance if they don't participate, however can still get assistance for the children in the home. Mr. Nesbitt said that one of the best things in the Governor's budget proposal is that if a person does not engage in work activity, that person will get no assistance. If this goes through, our participation rate will go through the roof, seeing 75% or more in participation rates. We do have that program. We are extremely frustrated and hamstrung there as well as everywhere else in how the State has set up that program, expressed Mr. Nesbitt. Mr. Rusin thanked them for the information. Chairman Callard said it is important that you, the community members, heard this today and you need to communicate it to the people you talk to so they can have a better understanding. Legislator Smith commented that we need to look at the state and federal level that mandates all these programs. We need to speak to our state and federal representatives to make these changes. Anytime we give a benefit to someone, they will take it.

The following resolutions were presented for adoption:

**RESOLUTION NO. 80-311**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	5817-5992	\$305,984.20
Highway	733-737; 1934-1976	\$108,737.25

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Nursing Home	1223-1228; 38557- 38609	\$149,298.59
Job Development	1276-1282	\$10,407.96
Self Insurance	48132; 48199; 48202	\$3,611.49

Moved, Allport; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 81-311**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND ORLEANS COUNTY PLANNING AND DEVELOPMENT**

RESOLVED, that this Legislature approves an agreement between the Health Department and Orleans County Planning and Development, 14016 Rt. 31 West, Albion, NY 14411 to provide water education, mapping services, and oversight to all water sources in Orleans County. Contract period April 1, 2011 through March 31, 2012. Contract amount \$5,000. Reimbursement from NYS Department of Health at 100%. No County cost. Contract runs concurrent with NYS Water Grant.

Moved, Johnson; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 82-311**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2011 calendar year:

Genesee/Orleans Council on Alcoholism and Substance Abuse (GCASA), 430 E. Main St, Batavia, NY 14020, providing chemical dependency services for inmates at the Orleans County Jail at a cost of \$10,000. County cost is \$10,000.

Accumedic Computer Systems, Inc., 11 Grace Ave, Ste 401, Great Neck, NY 11021, providing a renewal for the software maintenance and support contract for electronic client billing and scheduling at a cost of \$8,120.70. County cost is \$568.50.

Moved, Bower; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 83-311**

**AUTHORIZING OUT OF STATE TRAVEL FOR ANIMAL CONTROL OFFICER**

RESOLVED, that this Legislature approves the Out-of-State travel request by Kathy Smith, Animal Control Officer, to attend the “Basic Agricultural Emergency Response Training for CBRNE Incidents” at the Center for Domestic Preparedness, Anniston, Alabama from May 15<sup>th</sup> – May 20<sup>th</sup>. All costs, with exception of mileage to airport and meals on travel days, will be covered by FEMA.

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 84-311**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following agreement with the Orleans County Department of Social Services:

Genesee/Orleans Council on Alcoholism and Substance Abuse (GCASA), Batavia, NY for the provision of alcohol assessments for TANF clients; to be effective January 1, 2011 through December 31, 2011 at a cost of \$169 per client. County cost is \$0.

Moved, Eick; second, Smith;  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 85-311**

**APPROVING APPOINTMENTS TO THE MEDICAL SCHOLARSHIP BOARD**

RESOLVED, that this Legislature approves the appointments of the following members to the Medical Scholarship Board:



<u>Name</u>	<u>Term Expires</u>
Robert Joynt, DDS	December 31, 2013
Pam Reamer, RN	December 31, 2013

Moved, Allport; second, Eick.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 86-311**

**AUTHORIZING RENTAL OF RADIO TEST EQUIPMENT AT  
EMERGENCY MANAGEMENT**

RESOLVED, that this Legislature authorizes the Emergency Management Office to rent equipment from Trott Communications Group for the purpose of testing end-user radio equipment at a cost of \$7,200; said amount to be paid from 3640.418, Emergency Management Other Contractual, subject to purchasing approvals.

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 87-311**

**APPOINTING MEMBERS TO SPECIAL RESPONSE TEAM**

RESOLVED, that this Legislature appoints the following members to the Special Response Team, all terms expiring December 31, 2011:

Jesse Babcock	Barre FD
David Knapp	Holley FD
Charles Smith	Ridgeway FD
Larry Babcock	Holley FD
Todd Barker	Lyndonville FD
Linda (Banister) Kruger	Lyndonville FD
Craig Basinait	Medina FD
Richard Fiorito	FHM FD
Jonathan Higgins	Medina FD
Jeff Lyons	Shelby FD
Bryan Monacelli	Holley FD
Michael Tabor	Lyndonville FD
Paul Wagner	EMO Director

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 88-311**

**AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY  
MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase (2) Epson LCD 2600 projectors at a cost of \$1395 and (2) Rosco 1700 Smoke Machines and Smoke Fluid at a cost of \$1800, for use in training within Orleans County, said purchases to be paid from 3640.486.2008, Grants FY08, in accordance with State Homeland Security Grant FY2008 guidelines and work plan.

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 89-311**

**AUTHORIZING MODIFICATION OF PURCHASE OF HAULMARK  
TRAILER FOR PUBLIC HEALTH**

WHEREAS, Resolution No. 43-111 approved the purchase of a Haulmark Trailer for the Public Health Department at a cost not exceed \$8,500; be it

RESOLVED, that this Legislature approves an additional \$237 to cover cost increase of the Haulmark Trailer from Southside Trailer Service, Inc.; said cost to be paid from State Homeland Security FY2008 grant.

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 90-311**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE PROBATION DEPARTMENT**

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RESOLVED, that this Legislature authorizes the abolishing of a Probation Officer position within the Probation Department at Grade 18 of the CSEA, effective March 9, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full time Probation Assistant position to work in the area of Alternatives to Incarceration in the Probation Department at Grade 12 of the CSEA; and be it

FURTHER RESOLVED, that this Legislature authorizes this newly created position to be filled effective March 9, 2011.

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

#### **RESOLUTION NO. 91-311**

#### **APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND WENDEL ENERGY SERVICES LLC TO IMPLEMENT ENERGY PERFORMANCE CONTRACT**

WHEREAS, the County of Orleans completed a NYSERDA grant assisted comprehensive energy study of all County facilities. The study recommended opportunities to implement building upgrades to improve energy efficiency and occupant comfort, and reduce energy related operational and maintenance costs; and

WHEREAS, in accordance with Article 9 of the New York State Energy Law, the County of Orleans has the opportunity to implement energy related facilities improvement measures by means of an Energy Performance Contract; and

WHEREAS, on May 12, 2010, the Chief Administrative Officer, discussed the opportunity of receiving Energy Performance Contract proposals that will propose potential opportunities and methods to improve facilities to reduce energy related costs; and

WHEREAS, on May 12, 2010, Resolution No. 173-510, the County Legislature authorized the Chief Administrative Officer to issue a Request for Proposals for an Energy Performance Contract; and

WHEREAS, the Chief Administrative Officer received Energy Performance Contract proposal(s) on September 10, 2010, reviewed the

proposal(s), and is recommending the selection of Wendel Energy Services, LLC; now, therefore be it

RESOLVED, that the Chairman, is authorized to execute all necessary agreement(s) related to the implementation of an Energy Performance Contract with Wendel Energy Services, LLC, for the provision of facility upgrades to improve energy efficiency and occupant comfort, and reduce operational and maintenance costs at Orleans County facilities. The resulting Energy Performance Contract will provide annual guaranteed energy and operational savings that will offset the annual project payments. The terms of the agreement(s) will be contingent upon Orleans County Attorney and Chief Administrative Officer review and approval.

Moved, Smith; second, Eick.

Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 92-311**

AUTHORIZING ORLEANS COUNTY TREASURER TO OBTAIN MOST BENEFICIAL PROJECT FINANCING FOR THE ENERGY PERFORMANCE CONTRACT

RESOLVED, that the Orleans County Treasurer is approved to obtain and enter into project financing by means of the most beneficial terms in compliance with the New York State Energy Law Article 9 – Energy Performance Contracts in Connection with Public Buildings and Facilities in an amount not to exceed \$1.6 million. Debt service as detailed in the project documents will be paid using energy savings.

Moved, Allport; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

**RESOLUTION NO. 93-311**

SUPPORTING THE CONTINUATION OF COMMUNITY SERVICES BLOCK GRANT FUNDING

WHEREAS, President Obama's budget proposal for FY2012, beginning on October 1, 2011, includes a 50 percent cut in Community Services Block Grant funding and also proposes to award the remaining

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funding through competitive proposals rather than the current formula allocation system; and

WHEREAS, Community Action of Orleans and Genesee provides high quality services efficiently to our most vulnerable citizens, which this CSBG funding is essentially the backbone in providing these services; and

WHEREAS, Community Action of Orleans and Genesee is highly concerned to whether or not our rural areas gets “left out in the cold” based on lower needs data than the urban areas; and

WHEREAS, Community Action of Orleans and Genesee would need to eliminate direct services, reduce other services, withdraw support for resource mobilization, close Eastern Orleans Community Center in Holley, lose much ability to coordinate effectively with partner agencies and prevent duplication of services, and finally not provide for the upkeep and maintenance of their facility; and

WHEREAS, the United States House of Representatives has proposed during recent budget negotiations the elimination of CSBG funding; now, therefore be it

RESOLVED, that the Orleans County Legislature supports the continuation of Community Services Block Grant Funding to allow the Community Action of Orleans and Genesee to continue in providing services, with dignity and respect, that help people become self-sufficient and great community citizens of our County; and be it

FURTHER RESOLVED, that a certified resolution be forwarded to President Obama, John Boehner, Speaker of the House; Harry Reid, United States Senate Majority Leader; Congresswoman Louis Slaughter; Senator Charles Schumer; Senator Kirsten Gillibrand; Community Action of Orleans and Genesee, InterCounty of Western New York, NYSAC, and New York State Counties.

Moved, Smith; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Bower and Rush.

Legislator Eick moved to adjourn; second by Legislator Smith. Meeting adjourned at 5:00 p.m.

**LEGISLATURE MEETING**

March 23, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Tim Lindsay of Harvest Christian Fellowship, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Susan Heard, Orleans County Treasurer has forwarded a list of Real Property Tax refunds that have been issued. Community Action Angels Golf Tournament will be held on August 7, 2011 at Hickory Ridge Golf and Country Club. They are looking for teams for their 4 person scramble.

The Treasurer reported that she closed the books today and reports will be forth coming.

During open discussion, Allen Lofthouse, Kendall, inquired about today's Resolution No. 96-311 regarding filling a vacancy in the Highway Department. He inquired if this will be filled from within or outside the department. Mr. Nesbitt stated that this is the Working Supervisor, known as the cleaning supervisor position that has moved to another position in the department. The position needs to be posted and needs to go through the process which starts here with authorizing to fill.

Legislator Eick moved to add three resolutions to the agenda; second by Legislator Rush. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 94-311**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

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Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	6012-6163	\$529,916.16
Highway	No Claims	
Nursing Home	1231-1235; 1238-1244; 38610-38648	\$367,154.93
Job Development	1285-1289	\$20,848.25
Self Insurance	48196-48198; 48200-48201, 48203, 48258-48261	\$70,242.70

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 95-311**

**AUTHORIZING OUT-OF-STATE TRAVEL FOR EMERGENCY MANAGEMENT EMPLOYEE**

RESOLVED, that this Legislature approves the out-of-state travel request for Peter Stritzinger, Radio Systems Manager, to participate in evaluation testing of various communication protocols at the Public Safety Communications Research Center in Boulder, Colorado from March 20 to March 22, 2011; said travel expenses to be covered 100% by the PSCR, US Department of Commerce.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 96-311**

**AUTHORIZING FILLING VACANCY IN THE BUILDINGS AND GROUNDS DIVISION OF THE HIGHWAY DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Working Supervisor position (1620.27) in the Buildings and Grounds division of the Highway Department at Grade 3 of the Management Compensation Plan, effective March 24, 2011.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 97-311**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2011 calendar year:

William T. Lewek, MD, 27 Rowley St, Rochester, NY 14607, providing services as a Staff Psychiatrist for 7 on-site hours per month at an hourly rate of \$128.60. County cost is \$756.

The Arc of Orleans County, 122 Caroline St, Albion, NY 14411, providing respite bed services at a cost of \$5,000. County cost is \$0.

The Arc of Orleans County, 122 Caroline St, Albion, NY 14411, providing services to the Orleans County DD population at a cost of \$231,573. County cost is \$39,831.

The Arc of Orleans County, 122 Caroline St, Albion, NY 14411, providing supportive employment services at a cost of \$42,342. County cost is \$0.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Allport.

Legislator Johnson moved to approve an agreement with Probation and the Governor's Traffic Safety Council. She stated that this is a new contract that is a state mandated for Leandra's Law Ignition Interlock cases that have come through already with a 10% cut in providing monies to fund it. Legislator Smith seconded her motion. The following resolution was adopted:

**RESOLUTION NO. 98-311**

**APPROVING AGREEMENT BETWEEN THE PROBATION DEPARTMENT AND GOVERNOR'S TRAFFIC SAFETY COUNCIL**

WHEREAS, effective August 15, 2010, all defendants convicted of Operating a Motor Vehicle with a blood alcohol level of greater than .08% and driving while Intoxicated as either a misdemeanor or a felony



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must be sentenced to either Probation or a Conditional Discharge with a mandatory condition to install a Ignition Interlock Device and The Governor's Traffic Safety Council is providing the Office of Probation and Correctional Alternatives a onetime funding opportunity to finance the implementation of Leandra's Law provisions; therefore be it

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to approve an agreement with the Governor's Traffic Safety Council to implement and supervise an Ignition Interlock Device Monitoring Program, which is a state mandated program, and will be reimbursed \$114.66 per case up to a maximum of \$8,714 for Leandra's Law Ignition Interlock Device (IID) cases effective through September 30, 2011; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Chairman of the Legislature to electronically sign said DCJS Project No. II11-1034-D00 agreement.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 99-311**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Gateway-Longview, 605 Niagara St, Buffalo, NY 14201, for the provision of residential foster care services; to be effective January 1, 2011 through December 31, 2011 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Med Rev Recoveries, P O Box 4712, Syracuse, NY 13221, for the provision of collection services on resources owed to DSS; to be effective April 1, 2011 through March 31, 2012. Fee is 30% of recovered funds with no upfront costs.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick presented a resolution to maintain funding for our Youth Bureau. He asked Jocelyn Sikorski, who was here today representing the Youth Bureau, to advise the Board of any recent updates to their funding. She reported that the Senate and the Assembly rejected the Governor's proposal for the elimination of their funding. Last week in their one house bills they submitted, 50% of their funding was cut, which is about a \$40,000 cut in funding for Orleans County. Legislator Eick stated that Genesee County passed a similar resolution. Legislator Rush seconded the motion. Legislator Johnson added that this is the funding that supports the youth in need, in Orleans County; not only through Probation but through many other local organizations in the County. She said it is a shame that they changed the formula and structure of this funding. The following resolution was adopted:

**RESOLUTION NO. 100-311**

**REQUESTING NEW YORK STATE TO MAINTAIN FUNDING  
STREAM METHODOLOGY FOR YOUTH BUREAU AND  
ELIMINATION OF COMPETITIVE BID FUNDING**

WHEREAS, Governor Cuomo has submitted his proposed 2011-2012 Executive Budget recommending the development of a Primary Prevention Incentive Program (PPIP); and

WHEREAS, this proposal reduces the current allocation of funding for Youth Development and Delinquency Prevention (YDDP), Special Delinquency Prevention Program (SSPP), and Runaway and Homeless Youth Act (RHYA), by more than 50%; and

WHEREAS, this proposal eliminates these funding streams and offers the distribution of funds on a competitive basis to counties, resulting in the elimination of funding to many rural counties, thereby promoting inequities in prevention and positive youth development services across New York State; and

WHEREAS, the proposed competitive bidding process will also result in a loss of local planning and control; and

WHEREAS, the aforementioned proposal will dismantle the current youth bureau system, structure and funding streams, and will be especially detrimental to municipal youth bureaus; and

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WHEREAS, current youth development and prevention services are provided through a fair and equitable formula-driven allocation through the New York State Office of Children and Family Services; and

WHEREAS, the current funding through youth bureaus structures ensure appropriate local monitoring, evaluation, and accountability; and

WHEREAS, youth development, prevention, and intervention are essential for critical services to children and youth; and

WHEREAS, if adopted, this portion of the Executive Budget would result in minimally the loss of \$83,767 state youth service dollars to Orleans County which is subsequently relied on to leverage hundreds of thousands more in competitive grants and matching funds; and

WHEREAS, if adopted, New York State will be abandoning its long-time national leadership and partnership in youth prevention, intervention, and development services set forth in Article 19-A of the Executive Law; and

WHEREAS, the Orleans County Legislature believes that providing services and programs for children and youth is an investment, not only in delinquency prevention, but also in the development of all our young people, in all ways thus enriching our society and nation as a whole; and

RESOLVED, the Orleans County Legislature hereby requests Governor Cuomo and the New York State Legislature maintain the current youth bureau funding streams and eliminate the concept of competitive bid funding; and be it

FURTHER RESOLVED, that Governor Cuomo and the New York State Legislature be directed to uphold Article 19-A of the Executive Law and to maintain the current youth bureau system and structure which is in the best interest of the 13,288 children and youth of Orleans County and of the children and youth of New York State as a whole; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Cuomo, Assembly Speaker Silver, Senate Majority Leader Skelos, Senator

Maziarz, and Assemblyman Hawley, New York State Association of Counties and the Western New York InterCounty Association.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 101-311**

AUTHORIZING EXTENSION OF TEMPORARY POSITION AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, Resolution No. 280-710 created two temporary part-time Leisure Time Activities Aide positions due to the serious depletion of staff due to various health issues; now, therefore be it

RESOLVED, that this Legislature authorizes the extension of one temporary part-time Leisure Time Activities Aide position at the Villages of Orleans Health and Rehabilitation Center through April 30, 2011.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 102-311**

AUTHORIZING A PURCHASE FROM HEALTH DEPARTMENT BUDGET

RESOLVED, that this Legislature does hereby authorize the Orleans County Public Health Department to purchase from CDW Government a HP Storageworks Backup Server with 3 year warranty at New York State Contract pricing in the amount of \$8,100 as approved in the Drinking Water Enhancement Program grant. County cost \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 103-311**

AUTHORIZING OUT OF TITLE PAY IN THE NURSING HOME

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WHEREAS, the Director of Nursing Service has been vacant since February 12, 2011; now, therefore be it

RESOLVED, that this Legislature authorizes out of title pay for the Director of Nursing duties effective February 13, 2011 at grade 9 step 4 of the Management Compensation Plan to employee in position 6030.003; and be it

FURTHER RESOLVED, that this Legislature authorizes payment until the position of Director of Nursing Service is filled.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 104-311**

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS

RESOLVED, that this Legislature authorizes the Orleans County Health Department to be awarded funding to house the Medical Reserve Corps and undertake activities to build membership and sustainability. Contract period: January 5, 2011 through July 31, 2011. Contract amount: \$5,000. County cost \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 105-311**

AUTHORIZING SETTING UP NEW MONIES IN THE HEALTH DEPARTMENT

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department as a result of a grant from the National Association of County and City Health Officials:

Revenue

A4489	Bioterrorism Preparedness	\$5,000
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Appropriations

A4010.418	Miscellaneous	\$1,000
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A4010.462	Travel	250
A4010.463	Travel other than Mileage	750
A4010.487	Environmental Supplies	3,000

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 106-311**

**APPROVING AGREEMENTS WITH HEALTH DEPARTMENT AND  
VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements with the Health Department:

NYS Department of Health, Division of Family Health, Fiscal Unit, ESP Corning Tower, Rm 878, Albany, NY 12237-0657, to provide Migrant Health Services for the eligible residents of Orleans County. Contract period April 1, 2011 through March 31, 2012. Contract amount \$53,515. Reimbursement from New York State Department of Health at 100%. County cost \$0. Contract #C023004

New York State Department of Health, Division of Family Health, Fiscal Unit, Empire State Plaza, Corning Tower, Rm 878, Albany, NY 12237-0657, to provide services through the Childhood Lead Poisoning Prevention Program. Contract period October 1, 2010 through September 30, 2011. Contract amount \$28,085. Reimbursement from New York State Department of Health. County cost \$0. Contract #C026526.

Oak Orchard Community Health, 300 West Ave Brockport, NY 14102, to provide Medical Consultant Services for several programs through the Orleans County Health Department. Contract period January 1, 2011 through April 30, 2011. Contract to be reexamined when "Policy Insurance" quotes are released. Contract amount \$5,000.00. County cost \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 107-311**

AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE

RESOLVED, that this Legislature approves the Out-of-State travel request by Margaret Wiley, BT Coordinator, to attend the “2011 Integrated Medical Public Health Preparedness and Response Training Summit” at Gaylord Texan; Grapevine, TX from May 1- May 5, 2011. All costs to be covered by NACCHO scholarship and BT grant.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 108-311**

AUTHORIZING EXTENSION OF A SPECIAL USE PERMIT TO OPERATE THE OAK ORCHARD STATE BOAT LAUNCH

WHEREAS, Resolution No. 378-1010 authorized Orleans County to operate and maintain the Oak Orchard State Boat Launch through March 31, 2011; now, therefore be it

RESOLVED, that this Legislature hereby approves the extension of the Special Use Permit for county operation and maintenance of the Oak Orchard State Boat Launch through April 30, 2011.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 109-311**

AUTHORIZING FILLING OF VACANCY IN PLANNING DEPARTMENT

WHEREAS, the full-time Senior Account Clerk Typist in the Planning Department has submitted notification of retirement to the Director of Planning effective March 25, 2011; now, therefore be it

RESOLVED, that this Legislature hereby authorizes the filling of the vacant Senior Account Clerk Typist position effective March 28, 2011.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 110-311**

**AUTHORIZING SETTING UP NEW MONIES IN THE HIGHWAY BUDGET**

WHEREAS, Resolution No. 427-1210 extended Contract No. C002422 with the New York State Office of Parks, Recreation, and Historic Preservation providing grant funds of \$8,914.11 for County Courthouse Dome Repairs; now, therefore be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Highway Budget as follows:

<u>Revenue</u>		
A3097	NYS Parks & Recreation	\$8,914.11
<u>Appropriations</u>		
A1620.486	B&G/Special Grants	\$8,914.11

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to approve an agreement for mowing at the Orleans County Marine Park, which is an increase of \$10 more per mowing over last year's contract; seconded by Legislator Allport. The following resolution was adopted:

**RESOLUTION NO. 111-311**

**APPROVING AGREEMENT FOR MOWING AT ORLEANS COUNTY MARINE PARK**

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Eugene Hart, 13512 Albion-Eagle Harbor Rd, Albion, NY 14411, for mowing at the Orleans County Marine Park at a cost of \$285 per mowing to be paid from Account A7180.432-Misc. Contracts; and be it



March 23, 2011  
Resolutions 94-119

FURTHER RESOLVED, that this Legislature hereby authorizes the Chairman of the Legislature to sign said agreement.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 112-311**

**AUTHORIZING SETTING UP NEW MONIES IN THE PLANNING BUDGET**

WHEREAS, Resolution No. 342-1010 approved Contract No. T006957 with the New York State Department of State providing grant funds of \$35,000 for a Regional Harbor Dredging Plan; now, therefore be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Planning Department Budget as follows:

<u>Revenue</u>		
A3910	NYS Dredging Plan	\$35,000
<u>Appropriation</u>		
A8020.486	Planning/Special Grants	\$35,000

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 113-311**

**AUTHORIZING FILLING POSITION IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a part-time Receptionist position (Position # 4310.40) in the Mental Health Department at Grade 7 of the CSEA Salary Schedule.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the Sheriff to apply for the Buckle Up New York Grant through the Governor's Traffic Safety Grant, which

this one came in from the State with a 3% increase; seconded by Legislator Smith. Legislator Bower commented that this grant came in with an increase because it is a money maker for the state by generating revenue in the collection of the surcharge and the money they collect on the tickets. Legislator Johnson said this is due to overtime. The following resolution was adopted:

**RESOLUTION NO. 114-311**

**AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR'S TRAFFIC SAFETY GRANT**

RESOLVED, that the Sheriff is authorized to apply for Governor's Traffic Safety Grants for use by the Sheriff's Office for the funding period of October 1, 2011 through September 30, 2012, which incorporates a 3% increase from 2010-2011 due to overtime, as follows:

Buckle-up New York, Click it or Ticket      \$4,332

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 1 nay, Bower; 0 absent.

**RESOLUTION NO. 115-311**

**APPROVING AGREEMENTS WITH THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Stericycle, 4010 Commercial Ave, Northbrook, IL 60062, for the removal and pick-up of medical waste; to be effective January 1, 2011 through December 31, 2015, at a cost of \$570 per month.

Dentserv, 15 Canal Road, Pelham Manor, NY 10803, for dental services at the Villages of Orleans at a monthly charge of \$2,569.29; effective January 1, 2011 through December 31, 2012, renewal is at 2010 rates, no increase.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

*March 23, 2011  
Resolutions 94-119*

**RESOLUTION NO. 116-311**

APPROVING EXTENSION AGREEMENT BETWEEN THE ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS

RESOLVED, that this Legislature approves an extension of an agreement, Resolution No. 78-210, between Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben St, Albany, NY, 12207 for Contract #T002560 – Voter Education and Poll Worker Training Program extending the period that the original funds of \$23,131 be available from April 1, 2011 through March 31, 2012.

Moved, Eick; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 117-311**

AUTHORIZING ABOLISHING A POSITION IN OFFICE FOR THE AGING

WHEREAS, this Legislature is forced to reduce staff by a layoff in the Orleans County Office for the Aging to insure that the County cost remains as was budgeted in 2011; now, therefore be it

RESOLVED, that this Legislature abolishes a full time Long Term Care Coordinator position in Office for the Aging effective March 31, 2011.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 118-311**

APPROVING AN AGREEMENT WITH PROBATION AND NEW YORK STATE PAROLE

RESOLVED, that this Legislature approves an agreement between the Probation Department and New York State Division of Parole, 97 Central Ave, Albany, NY, to provide an appropriate reporting station at the Orleans County Probation Department located at 13925 State Rte 31,

Ste 200, Albion, NY effective October 1, 2010 through September 30, 2011, with an option to renew for one year, at an annual cost of \$9,000, to be paid \$750 per month by New York State Parole.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 119-311**

REQUESTING THE ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO EXTEND THE EXPIRATION OF THE IMPOSITION OF AN ADDITIONAL 1% SALES AND COMPENSATION USE TAX

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax is in the best interests of the County of Orleans; be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of a senate bill and an assembly bill, entitled "An Act to amend the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax"; said bills to extend the sales tax increase through November 30, 2013.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick made a motion, on behalf of the Highway Committee, to move into Executive Session at 4:47 p.m. to discuss a real estate matter; seconded by Legislator Johnson. Motion Carried. Legislator Bower announced that we will not have any further business to discuss.

Legislator Bower moved to reconvene the meeting from an Executive Session at 5:05 p.m.; seconded by Legislator Smith.

Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:06 p.m.

**LEGISLATURE MEETING**

April 13, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Pastor Roy Harriger, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Susan Heard, Orleans County Treasurer has forwarded a list of Real Property Tax refunds that have been issued. The Western New York Armed Forces Week will be May 1<sup>st</sup>-7<sup>th</sup>, 2011. This supports the Wounded Warrior Project. An Opening Ceremony, Luncheon, and Ball have all been scheduled in Buffalo, NY. Revenues of the Traffic Diversion Program have been distributed to the Towns and Villages. Spreadsheets are available which shows the participation by jurisdiction. The Fall Regional Local Government Workshop will be held on May 13, 2011 at the Burgundy Basin Inn in Pittsford. The Resolution Urging Governor Cuomo to Reject the 2011 NYS Mandate Relief Redesign Team Report has been passed in Fulton County. The Orleans County Chapter of ABATE of New York has proclaimed May 2011 as Motorcycle Safety & Awareness Month and is requesting permission to use the Courthouse steps on May 1, 2011. April 10<sup>th</sup>-16<sup>th</sup>, 2011 is National Crime Victims' Rights Week. A candle light vigil will take place at the Courthouse on April 15, 2011 at 7pm.

The Legislative Board approved the request to use the Courthouse on May 1<sup>st</sup> to hold their ceremony for Motorcycle Safety and Awareness month in Orleans County.

Legislator Johnson presented the National Crime Victims Rights Week Proclamation, April 10<sup>th</sup> through April 16<sup>th</sup>, to Terrissa Drennan, Crime Victim's Services Coordinator and Phyllis Winters, representing BRAVE. Mrs. Drennan welcomed everyone to attend the Candlelight Vigil at the Courthouse on April 15<sup>th</sup> at 7:00 p.m. They will have a short program and refreshments. This year's program will have a Legislative focus based on a local tragedy and will host guest speakers to speak of this legislation.

Legislator Johnson also presented a Proclamation to designate the month of May as Motorcycle Safety and Awareness in Orleans County. Dale Graff and Matt Tracey represented ABATE and accepted the Proclamation. Mr. Graff thanked the Board for supporting and promoting motorcycle safety and awareness in Orleans County and indicated that this was his 20<sup>th</sup> year promoting this event. He invited the Board to attend

their rally and asked if a Legislator would publically present this proclamation at this event. Legislator Johnson stated she would happy to present the proclamation at the rally.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through March, 2011. A couple notes were mentioned on the report as to this year versus last year, Treasurer Heard said that she had to make some payments in the amount of \$1 million by March 31<sup>st</sup>. She was happy to report, a first in several years that sales tax cash is up \$564,000 as of today.

During open discussion, Paul Rusin, Murray, said that he has attended meetings for a while now on behalf of the Tea Party and finds that the Board is pretty open with what is done. He asked if the Board could explain more on the proposed resolutions especially in the expenditures and how they are related to the workings of the government. That would make it so the public would understand it better. He thinks most of the discussions occur at an earlier time so the “meat and potatoes” discussion is not really heard by the public. He said this would help the public know what is going on in the Legislative Chambers a bit better and thanked the Board to consider this request.

Allen Lofthouse, Kendall, spoke of the County Health Ranking overview program and he wanted to go on record that he was opposed to any grant applications for this program and if they do apply for them, he hopes they are denied.

Paul Lauricella, Yates, addressed Chairman Callard and thought that when Marcia Tuohey was Chairman, the weight tax or registrations at Motor Vehicle was imposed and was there any sunset provision on this? He also asked if there is any way in the future this can be repealed. He knows that the Board will say they need the money but people need the money. He said he can avoid the cell phone tax by not having one and can avoid cost of breakfast by not going anymore. He does have to drive and it gets annoying when he goes to register a car, he has to pay an extra twenty dollars and re-register it another twenty dollars is imposed. Chairman Callard stated that he does not know if it is a state or county imposition. Legislator Bower indicated that the county did it. Chairman Callard informed Mr. Lauricella that he will look into it and see if there was a sunset provision in it. He will obtain the history on this to go forward. Mr. Lauricella thanked the Chairman for looking into it and said that

people have been paying for it for years and years and we the people now need that money.

Chairman Callard asked the Board to explain the resolutions as they are presented and advised the public that if they don't understand something to let the Board know so they are aware that more information needs to be given. The following resolutions were then adopted:

Legislator Johnson moved to approve payment of claims and further explained that each Legislator takes turns to audit and goes through each bill that is paid for the month for each department. Legislator Johnson stated that this is the best these bills have been organized that she has audited and appreciated all the efforts that went into that; seconded by Legislator Smith. The following resolution was adopted.

**RESOLUTION NO. 120-411**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	6177-6414	\$570,200.13
Highway	738-749; 1977-2022	\$184,053.87
Nursing Home	1245-1252; 38649- 38704	\$227597.83
Job Development	1294-1313	\$28,476.22
Self Insurance	48253, 48255,48259; 48262-48264	\$124,464.68

Moved, Johnson; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 121-411**

**AUTHORIZING THE FILLING OF VACANCIES IN THE SHERIFF'S OFFICE**

WHEREAS, two employees have recently retired in the Orleans County Sheriff's Office; now, therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant Correction Sergeant (3150.15), Grade 6, and a vacant Civilian Dispatcher (3020.08) at Grade 4 of the Orleans County Sheriff's Employees Association contract, both effective April 24, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 122-411**

**AUTHORIZING THE PURCHASE OF SOFTWARE FROM THE COMPUTER SERVICES BUDGET**

RESOLVED, that this Legislature approves the purchase of Kaspersky antivirus and antispymware software license renewal for a three-year protection program from CDWG, 230 N. Milwaukee Ave, Vernon Hills, IL 60061 at a cost of \$6,393 from account A1680.250 –other equipment.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 123-411**

**APPROVING AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND COORDINATED CARE SERVICES, INC**

RESOLVED, that this Legislature approves an agreement between Mental Health and Coordinated Care Services, Inc., 1099 Jay St., Rochester, NY 14611, for the period of January 1, 2011 through December 31, 2011, providing specialized financial management services and preparation and submission of CFR reports at a cost of \$24,000. County cost is \$1,680.



*April 13, 2011*  
*Resolutions 120-137*

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 124-411**

AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER

WHEREAS, a full time Laundry Worker has retired at the Villages  
of Orleans Health and Rehabilitation Center; and

WHEREAS, The Villages of Orleans Health and Rehabilitation  
Center is wishing to create uniform position titles in the housekeeping and  
laundry departments; now, therefore be it

RESOLVED, that this Legislature authorizes the abolishment of a  
vacant full-time Laundry Worker at Grade 3, of the CSEA Salary  
Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby  
authorize the creation of a full time Health Facility Worker at Grade 2 of  
the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby  
authorize the filling of the newly created, vacant position effective April  
14, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to appoint various members to the Emergency  
Medical Services Council; seconded by Legislator Smith. Legislator Eick  
inquired if Shelby Fire Department has presented a representative to serve  
on this Council. Legislator Johnson said it appears they have not. The  
following resolution was adopted:

**RESOLUTION NO. 125-411**

APPOINTING MEMBERS TO EMERGENCY MEDICAL SERVICES  
COUNCIL

RESOLVED, that this Legislature appoints the following members to the Emergency Medical Services Council, all terms expiring December 31, 2011:

<u>AGENCY</u> <u>VOTING MEMBERS:</u>	<u>NAME OF</u> <u>REPRESENTATIVE</u> (Alternate in parenthesis)
Albion Fire Department	Lee Miesner
Barre Fire Department	Terry Bentley
Carlton Fire Department	David Bertsch
Clarendon Fire Department	Don Mosier
East Shelby Fire Department	Michael Fuller
Fancher-Hulberton-Murray Fire Dept.	Debbie Fiorito
Holley Fire Department	James L. Weaver
Kendall Fire Department	Gary Crawford
Lyndonville Fire Department	Scott Buffin
Medina Fire Department	Mike Maak
Ridgeway Fire Department	Katie Tuohey
Shelby Fire Department	
Volunteer Ambulance – COVA	Harold “Guy” Scribner
Holley Volunteer Ambulance, Inc.	LeeAnne Dann
Orleans County Health Department	Paul Pettit
Admin/Deleg. Medina Memorial Health Care	Charlie Smith
Admin/Deleg. Lakeside Hospital	Angela M. Jones-Brett
Mutual Aid Coord. /Civil Def. Director	Paul W. Wagner
Orleans County Sheriff	Scott Hess
Orleans County Dispatch	Allen Turner
Red Cross (Orleans Co. DAT Coordinator)	Brent Ginty
Mercy Flight of WNY	William Schutt
<u>NON-VOTING MEMBERS:</u>	
Orleans Co. Bd. Of Legislators (Public Safety Committee)	Lynne Johnson David Callard, Henry Smith
Orleans County Bar Association	
Albion Police	
Holley Police	
Medina Police	
New York State Police	
Orleans County Dept. of Social Services	Thomas Kuryla
NYS Department of Health	James M. Mihalko

*April 13, 2011*  
*Resolutions 120-137*

Orleans County Nursing Home  
Orchard Manor Nursing Home  
Medical Society / Physician

William Gillick  
Thomas Morien  
M. Kasaraneni, M.D.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 126-411**

AUTHORIZING AGREEMENT EXTENSION WITH HAROFF AUCTION AND REALTY, INC. AND ABSOLUTE AUCTIONS AND REALTY, INC.

WHEREAS, Resolution No. 121-310 approved extending the agreement with Haroff Auction and Realty, Inc. and Absolute Auctions and Realty, Inc. for professional auction and licensed real estate broker services for the County In Rem Auction; therefore be it

RESOLVED, that this Legislature approves an agreement extension for their professional services rendered through December 31, 2011 for the County In Rem Auction to be held on May 11, 2011 with no contract changes.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 127-411**

SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES NOTWITHSTANDING ANY RESOLUTION HERETOFORE ADOPTED, BE IT

RESOLVED, that the following terms of auction for County-owned property for the auction to be held Wednesday, May 11, 2011 at 11:00 am at the Albion American Legion Post, 131 South Main Street, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION  
ORLEANS COUNTY TAX PROPERTY AUCTION  
ALBION AMERICAN LEGION POST  
ALBION, NEW YORK  
May 11, 2011  
11:00 AM

This is the sale at public auction of various parcels of real property, which have been conveyed in the County of Orleans by final judgment under the so-called In Rem Tax Foreclosure Proceedings. This sale is ordered by various resolutions of the Orleans County Legislature and is in accordance with the appropriate provisions of the Real Property Tax Law. This sale and sale of each and every parcel herein is upon the following terms:

TERMS AND CONDITIONS  
OF THE  
ORLEANS COUNTY AUCTION OF TAX FORECLOSED PROPERTY

1. Orleans County acquired title to these properties in accordance with Article 11 of the Real Property Tax Law of the State of New York, and all known rights of redemption under said provisions of law have been extinguished by the tax sale proceedings; and/or as a result of forfeiture.
2. For purposes of these Terms and Conditions, parcel shall be defined as a section, block and lot number.
3. All real property, including any buildings thereon, is sold "AS IS" and without any representation or warranty whatsoever as to the condition or title, and subject to: (a) any state of facts an accurate survey or personal inspection of the premises would disclose; (b) applicable zoning/land use/building regulations; (c) water assessments are the responsibility of the purchaser, whether they are received or not; (d) the levied 2011 Town and County tax bill including any releived taxes, 2010/2011 village taxes, 2010/2011 school tax, any village or town water and sewer rents and assessments, in addition to any other applicable charges (including, but not limited to, omitted and pro rata taxes, demolition charges, interest and penalties); and (e) for purposes of taxation, the purchaser shall be deemed to be the owner prior to the next applicable taxable status date after the public auction.
4. The purchaser shall be solely responsible for the payment of: the levied 2011 Town and County tax bill including any releived taxes; any Village taxes levied after May 31, 2011, the 2011/2012 school taxes, the 2012 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.
5. All purchasers are advised to personally inspect the premises and to examine title to the premises prior to the date of the auction. Upon delivery of the quitclaim deed by the County of Orleans to

- the successful purchaser, any and all claims with respect to title to the premises are merged in the deed and do not survive.
6. No personal property is included in the sale of any of the parcels owned by Orleans County, unless the former owner or occupant has abandoned same. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.
  7. All informational tools, such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record cards, etc., are for identification purposes only and are neither a guarantee nor a warranty as to location, dimensions, parcel use and/or size, or anything else. THE COUNTY, THE AUCTIONEER, AND THE AUCTION SERVICE MAKE NO WARRANTY EXPRESSED OR IMPLIED IN CONNECTION WITH THIS SALE.
  8. The County of Orleans reserves the right, in its sole discretion, to withdraw from the auction any of the properties listed on the schedule of real property.
  9. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and sold subject to the provisions of law applicable thereto.
  10. All bidders are required to register and provide suitable personal identification prior to the auction. Auctioneer reserves the right to decline registration if identification is not sufficient.
  11. All bidders are required to use the bidder number issued to them for all purposes associated with the auction. A bidder may not bid on behalf of a party who is on the prohibited bidder list.
  12. Bidder acknowledges receipt of the pamphlet entitled "Protecting Your Family From Lead in Your Home." Bidder also acknowledges that he/she has had the opportunity to conduct a risk assessment or inspection of the premises for the presence of lead-based paint, lead-based paint hazards, mold, asbestos or any other hazardous substances.
  13. The former owner of the property, or his agent, shall not be deemed to be the successful bidder on the property or purchase same at the public auction, unless the bid amount exceeds the amount of the purchase price to affect the release of County's interest. If the former owner or his agent reacquires the property, all liens existing prior to the foreclosure, will be reinstated and the purchaser (former owner) must sign the deed to reinstate the liens.

14. Purchaser shall provide information necessary to complete, and shall execute, the necessary forms and documents required for recording the deed in the Orleans County Clerk's Office. The purchaser executing the auction terms and conditions of sale may not assign or otherwise transfer his right to complete the bid, unless the County agrees in writing. The deed prepared will be in the name of the successful bidder (and spouse) only. No third party bidding will be accepted, unless the bidder identifies that he is bidding as an agent for a disclosed principal.
15. The auctioneer's decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the proceeding bid.
16. The Purchaser will execute an Offer to Purchase form immediately upon being declared the high bidder. The approval of each bid by Resolution of the County Legislature *will not constitute a Contract of Sale* and the County reserves the right to reject any bid prior to the closing of title and the recording of the deed.
17. The Purchaser shall be responsible for the payment of an eleven percent (11%) buyer's premium should buyer be paying by credit card or a ten percent (10%) buyer's premium should the buyer be paying by cash or by bank check in addition to the accepted purchase price and the closing fees/costs. The "buyer's premium" is the fee/commission earned by the auctioneer. An additional one and one half percent (1.5%) of the purchase price will be added to each parcel for advertising expenses. Accepted purchase price is the amount bid by a perspective bidder, which has been approved by the Orleans County Legislature.
18. All required deposits must be paid in full for all successful bids immediately upon being declared the successful bidder. Any successful bidder, who fails to tender the deposit immediately upon being declared the successful bidder, will be forbidden to participate in this or any other auction. Any parcels which the County did not receive deposits for, as per these terms and conditions, will be considered to be defaulted, and resold and the bidder will be disqualified from further bidding.
19. 25% of the total contract price (total contract price is the combination of the high bid and the buyer's premium, as defined in section 17 of these terms and conditions), shall be paid as a down payment on the day of the auction upon execution of an Offer to Purchase Form. Total contract prices selling for \$250.00 or less must be paid in full at auction, including all closing costs which consist of the following will be paid with the down payment on the

day of the auction for each parcel: (a) New York State Transfer Tax [\$4.00 for the first \$1,000; \$2.00 for each \$500 thereafter of the purchase/bid price]; (b) Filing Fee for the Real Property Transfer Report [\$125.00 if the parcels classification code is 100-199, 200-299 or 411-C; \$250.00 for all parcels otherwise classified]; (c) Filing Fee for combined Gains Transfer Tax Affidavit [\$5.00]; (d) all fees required by the Orleans County Clerk for recording of the deed [\$50.00 to record a one page deed; \$5.00 for each additional page] *Closing costs may be subjected to an increase in fees as required by law, without notice.* All deposits must be made in cash or guaranteed funds payable to the “Orleans County Treasurer” and drawn on banks insured by the Federal Deposit Insurance Corporation (FDIC). No exceptions.

20. All bids shall be subject to approval by the Orleans County Legislature, which shall have the right, in the Legislature’s sole discretion, to reject any bid for any reason whatsoever.
21. All parcels for which you are the successful bidder for must be paid in full. No selective closings subsequent to the auction. Failure to remit full payment on all parcels for which you are the successful bidder will result in a default of all deposits tendered, and you will not be permitted to close on any other parcels for which you are the successful bidder.
22. The entire balance of the accepted purchase price, the buyer’s premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to received by the Orleans County Treasurer’s Office on or before June 30, 2011. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on June 30, 2011, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.
24. All sales shall be final, absolute and without recourse, once title has closed and the deed has been recorded. In no event, shall Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. be or become liable for any defects in title for any cause whatsoever, and no claim, demand or

- suit of any nature shall exist in favor of the purchaser, its heirs, success or assigns, against Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. arising from this sale.
25. The County of Orleans will execute no warranties concerning the parcel or title thereto and will not deliver or be responsible for abstracts, title insurance, title searches, surveys, maps or other documents concerning a parcel whatsoever.
  26. Conveyance shall be by quitclaim deed only, containing a description of the property as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the accepted purchase price, buyer's premium, and closing fees/costs. POSSESSION OF PROPERTY IS FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE ORLEANS COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED. It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording the deed.
  27. A quitclaim deed issued as a result of the auction shall contain the following provisions: (a) "Nothing contained in any description herein is intended to convey more than the assessed owner owned at the time of the levy of the tax, the non-payment of which resulted in the tax sale. There is no representation as to the extent of the acreage conveyed herein;" (b) Orleans County shall in no event be or become liable for any defect in the title so conveyed for any cause whatsoever, or for any encroachments or disputed boundaries; and that no claim or demand of any nature shall ever be made against said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
  28. Evictions, if necessary, are solely the responsibility of the successful purchaser after closing and recording of the deed.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 128-411**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 2-  
INTRO OF 2011 TO CHANGE THE NUMBER OF CORONERS FOR  
THE COUNTY OF ORLEANS



*April 13, 2011  
Resolutions 120-137*

WHEREAS, the County of Orleans has traditionally relied on a physician as one of the elected coroners, in order to obtain medical certification on death certificates; and

WHEREAS, the County of Orleans has not had an interested physician step forward to pursue this elected post; and

WHEREAS, the Orleans County Legislature created a Coroner's Physician position, by passage of Resolution No. 454-1210, as authorized under County Law Article 8, Section 400 in order to fill this void; and

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW TO CHANGE THE NUMBER OF CORONERS FOR THE COUNTY OF ORLEANS"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 27<sup>th</sup> day of April at 4:25 p.m. at the Legislature Chambers, 3 South Main St., Albion, New York.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 129-411**

**APPROVING EXTENSION OF GRANT CONTRACT PERIOD IN EMERGENCY MANAGEMENT**

WHEREAS, Resolution 77-208 approved the grant acceptance agreement between Emergency Management and the New York State Office of Homeland Security (SHSP FY07); be it

RESOLVED, that this Legislature approves the extended contract period of July 1, 2007 to June 30, 2011 for SHSP FY07.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 130-411**

**APPROVING AGREEMENTS BETWEEN THE OFFICE FOR THE AGING AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the renewal of agreements between the Orleans County Office for the Aging and the following agencies for the year 2011:

Angels in Your Home, 231 East Ave, Hilton, NY 14468, to provide Personal Care Aide Service with no change in hourly rate of \$17.33 per hour, for Personal Care Level 2 service and Nursing Supervision at the rate at \$33.03 per hour. County cost is 25% of rate.

ARC of Orleans County, 122 Caroline St, Albion, NY, for contracting for Social Adult Day Care; no change in the daily rate for 2011, with an annual cost of \$12,500; county cost is \$3,125.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 131-411**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Children's Home of Wyoming Conference, Binghamton, NY 13901, for the provision of residential foster care services; to be effective May 1, 2011 through April 30, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

ARC of Orleans County, Albion, NY 14411, for the provision of the Consumer Directed Personal Care Assistance Program; to be effective May 1, 2011 through April 30, 2012 at rates established by the NYS Department of Health. County cost is \$0.

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Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 132-411**

**AMENDING RESOLUTION NO. 96-311 REGARDING POSITIONS IN  
THE BUILDINGS AND GROUNDS DIVISION OF THE HIGHWAY  
DEPARTMENT**

WHEREAS, Resolution No. 96-311 authorized the filling of a vacant full time Working Supervisor position in the Buildings and Grounds Division of the Highway; and

WHEREAS, the County of Orleans and CSEA has come to an agreement in principal that this position shall be covered by the CSEA Collective Bargaining Agreement; now, therefore be it

RESOLVED, that this Legislature amends Resolution No. 96-311 by abolishing this full time Working Supervisor position in the Buildings and Grounds Division; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the creation of a full time Head Custodian position in the Buildings and Grounds Division of the Highway Department at Grade 11 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective April 14, 2011.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to approve an agreement with Monroe County to provide forensic pathology services through the Monroe County Medical Examiners Office; seconded by Legislator Johnson. Legislator Smith asked if this is normally a three year contract. Paul Pettit Director of Public Health stated that this is a renewal of an existing contract which typically is for three years. The following resolution was adopted:

**RESOLUTION NO. 133-411**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND MONROE COUNTY**

RESOLVED, that this Legislature approves an agreement between the Health Department and Monroe County, County Office Building, 111 Westfall Rd., Rm 956, PO Box 92832, Rochester, NY 14692, to provide forensic pathology services through the Monroe County Medical Examiners Office to the Orleans County Health Department for the County Coroners. Contract Period January 1, 2011 through December 31, 2013. Contract cost \$26,356. Reimbursement from New York State Department of Health \$9,488.16. County cost \$16,867.84. Contract amount to increase 2.5% each year through December 31, 2013. NYS reimbursement for remaining two years to depend on State Budget.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 134-411**

**APPROVING AGREEMENT BETWEEN DISTRICT ATTORNEY AND  
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES  
AND AUTHORIZING SETTING UP NEW MONEY IN THE DISTRICT  
ATTORNEY'S BUDGET**

WHEREAS, Resolution No. 34-111 authorized the District Attorney to apply for SFY2010/2011 Byrne/JAG grant funds from the New York State Division of Criminal Justice Services; therefore be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the District Attorney and New York State Division of Criminal Justice Service, Project ID No. BJ11-1075-E00 in the amount of \$18,648 for the purchase of equipment for the Video Recording of Statements (VRS) with the Orleans County Sheriff's Office, and the Villages of Albion, Holley, and Medina Police Departments participating in this initiative; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set-up new monies in the District Attorney's budget, as follows:

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<u>Revenue:</u>		
A3323	DCJS Equipment Grant DA	\$18,648
 <u>Appropriation:</u>		
A1165.250	Other Equipment	\$18,648

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 135-411**

**APPROVING AGREEMENT FOR DOCK WORKER/CUSTODIAL SERVICES AT ORLEANS COUNTY MARINE PARK**

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Ronald Bierstine, 1764 Oak Orchard Rd, Albion, NY 14411, to provide dock worker and custodial services at Orleans County Marine Park and Oak Orchard State Boat Launch from April 15, 2011 to October 15, 2011 at a cost not to exceed \$15,161 to be paid from Account A7180.432-Contracts & Agreements; and be it

FURTHER RESOLVED, that the Legislature Chairman is hereby authorized to sign said agreement.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 136-411**

**AMENDING RESOLUTION NO. 46-111 AND AUTHORIZING TO HIRE DIRECTOR OF NURSING SERVICES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, Resolution No. 46-111 authorized the filling of a vacant Director of Nursing Services position at the Villages of Orleans which is a critical position for the effective operation of the Nursing Home; and

WHEREAS, the Orleans County Legislature recognizes the need for highly competent personnel in sensitive positions; therefore be it

RESOLVED, that this Legislature amends Resolution No. 46-111 by authorizing the Administrator to hire the Director of Nursing Services at Grade 9, Step 9, of the current Management Salary Schedule.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to abolish, create, and fill positions at The Villages. Legislator Bower explained that a Senior Account Clerk Typist left the Nursing Home position and moved to another vacancy in the County at Grade 10. We are replacing this position with a person from Public Health at Grade 9, which will be a little savings for the Nursing Home but a great savings for the County because the position in the Public Health Department will not be replaced. Legislator Johnson seconded the motion. Mr. Nesbitt indicated that this will be an \$18,000 savings to the County. The following resolution was adopted:

**RESOLUTION NO. 137-411**

AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER

WHEREAS, a Senior Account Clerk Typist has transferred into a vacant position within the County; be it

RESOLVED, that this Legislature authorizes abolishing a full-time Senior Account Clerk Typist position at the Villages of Orleans Health and Rehabilitation Center at grade 10 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Account Clerk Typist position at the Villages of Orleans Health and Rehabilitation Center at grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that Legislature authorizes the filling of this newly created vacant position as of April 14, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

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Pastor Harriger completed the meeting with a Benediction. Legislator Eick moved into Executive Session at 5:03 p.m. to discuss the employment history of a County employee; seconded by Legislator Allport. It was indicated that no further business will be conducted after the conclusion of Executive Session.

Legislator Allport moved to reconvene the meeting from an Executive Session at 5:35 p.m.; seconded by Legislator Smith.

Legislator Rush moved to adjourn; second by Legislator Smith. Meeting adjourned at 5:36 p.m.

### **LEGISLATURE MEETING**

April 27, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, Chairman Callard announced the passing of Dick Eddy, who passed away on April 24, 2011. Mr. Eddy served four years on the Orleans County Legislature from 1980-1983, serving as Chairman of the Legislature for two of those years from 1982 through 1983. Chairman Callard requested a moment of silence to recognize Mr. Eddy's contributions to the County of Orleans and asked to keep his family in your thoughts and prayers during their time of loss.

The Clerk called the roll and all Legislators were present, with the exception of Legislator Smith.

The Clerk presented the following communications: Resolutions were received from New York State Counties: Oswego County – Opposing the Proposed Consolidation of Off Track Betting by New York State; Washington County – Calling for Immediate Payment of Intergovernmental Transfer Payments. The Town of Gaines announced a Public Hearing on May 2<sup>nd</sup> at 7:30 p.m. for the adoption of Local Law 1 of 2011 imposing a “Moratorium on the Acceptance, Processing, and/or Approval of all Applications for Building Permits, Area and Use Variances, Special Use Permits, and Site Plan Approvals in the Town of Gaines. Orleans County Department of Planning and Development announced the 10<sup>th</sup> Annual Land Use Workshop which is co-sponsored by the Niagara County Department of Economic Development. This year's event will be held on June 29<sup>th</sup> from 5 p.m. to 9:30 p.m. at the Albion Middle School Auditorium. Deadline for registration is June 27<sup>th</sup>.

The Treasurer distributed a copy of the In Rem Foreclosure Real Estate Auction Booklet. The sale is scheduled for May 11<sup>th</sup>. It currently lists 52 properties but only has 48. She expects another eight people to pay. Treasurer Heard stated that the auction will consist of 40 properties, including some repeats from last year, which is less than we had in the auction last year.

During open discussion, Thom Jennings, Town of Gaines, who thanked the Board for the opportunity to speak and feels it is important for governmental bodies to allow citizens to express their opinions. The issue he raised today is one that people have approached him about a few times over the last few years and asked him to research. He has done the research and they have asked him to spearhead some discussion and respectfully request the Board to set up a possible formation of a sub-committee. The issue is re-districting. With the new census figures out, there has been population shifts in this area and in other counties. Mr. Jennings indicated that other counties have begun the re-districting process, which in fact he said Bob Lonsberry on the radio today commended Monroe County for the fine job that they did with the re-districting plan because it was non-partisan and they did not place incumbents against each other. With regard to Orleans County, he looked over the numbers and thanked Chuck Nesbitt and Nadine Hanlon for an incredible amount of help in going above and beyond the call of duty by providing FOIL requested information immediately. Mr. Jennings stated the way Mr. Nesbitt handled FOIL requests should set the standard for Orleans County. Mr. Jennings said that he was able to come in and review the documents and the numbers. He said it is a very confusing issue but feels there are some concerns. Some of the major concerns he has is the way the At-Large districts are lined up, which are very disproportionate. One district has approximately 16,000 people in it and another has 11,000 people. In the case where he lives, Albion-Gaines, they get the raw end of the deal because they are the central district who has the most people and also in District 3 who has the most in that district, of which his representative is from. Mr. Jennings thinks it is an important issue and it is a good time to look at it because other counties are doing it. Other counties can be contacted and discuss the pitfalls of the things that they are doing which could help our process along. If we wait, we may lose that opportunity because we will be behind everyone else. Mr. Jennings stated that in regard to the legality of the current system and the numbers, he felt that Mr. Nesbitt presented enough information to say there may not be a legal issue here but there may certainly be a moral one; one that speaks to the democratic principal of fairness and fairness of



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representation in this county. If nothing else, being a member of a minority party in this county, we can take part in this process, and can at least feel the minority party had a say in our County government.

Theresa Martilotta, Gaines, wanted to know why the Board wants to get rid of, or sell, the only thing Orleans County has to be proud of. After spending over \$10,000,000 renovating it, now the Board wants to sell the Orleans County Nursing Home, or the Villages as they call it now. She would like an answer, and she is not the only one. An awful lot of people in Orleans County are very upset over this and she does not blame them.

Chairman Callard asked if anyone else would like to speak about the Nursing Home.

Deborah Sherk, President of Local 837 CSEA Union and also President of the larger local who represents over 500 County employees from town highways, BOCES, and school districts, to the Orleans County unit which entails most of the employees in the Nursing Home. Mrs. Sherk addressed the Board, by presenting over 200 signatures on petitions that residents in Orleans County signed in opposition of selling the Nursing Home. She expressed that there are many reasons why the Nursing Home should not be sold and why it should stay a public Nursing Home. She listed a couple. She indicated that the selling of the Nursing Home would not lower taxes. Private companies negotiate tax breaks and in turn would receive tax breaks as a private entity. Medicaid patients would lose because a public nursing home designates more beds for Medicaid patients than private nursing homes. If it becomes a private nursing home Medicaid beds will be lost and if a resident is on Medicaid, in the Orleans County Nursing home and not enough beds they will need to be moved farther away either to Rochester or Buffalo. There is a lower quality of care for the elderly. Private homes exist to make a profit where a public home does not exist to make a profit. Mrs. Sherk said if it becomes private, where does the money go, it is going to the people that own the home. The Orleans County Nursing Home supports local businesses and a private nursing home may not use local businesses to buy their supplies or equipment. Local citizens provide the best possible care. Mrs. Sherk believes that if you go into our nursing home, which anyone can visit the nursing home at any time and speak to the residents there. Mrs. Sherk said there is quality care there and members of the union are most of the caring employees in the county and they don't make a lot of money so they are not in it to make money. Mrs. Sherk strongly urged the Board to reconsider the sale of this very important asset to our County.

Ted Swiercznski, Gaines, served on the Legislature for several years. He said that Mr. Bower asked him a couple years ago about his thoughts on renovating the home. He thought the investment paid off. Mr. Swiercznski asked the Legislature to take a real hard look into the sale of the Nursing Home because the support shown by everyone over the years is priceless.

Chairman Callard asked if anyone wished to speak about the Nursing Home. With no further comments, he stated that the Legislature has not made a decision to sell the Nursing Home. They only discussed the feasibility and to ask for expressions of intent if we need to do so. At this point an analysis of cash flow based on the latest earnings has been done. Chairman Callard reported that they have had an improvement in figures for January through March. It is an improvement from what was budgeted but still forecasts perhaps a \$1,000,000 deficit, which earlier we predicted a \$2,000,000 deficit. Chairman Callard further expressed that much of what we do is dependent upon how the State treats Nursing Homes run by counties in general. We need to know what the State's intentions are. He stated that the Legislature will continue to monitor the situation. He expressed appreciation of the concerns voiced and the Legislature is just as concerned. They will take it month by month by looking at the figures and the situation. If the Nursing Home is to ever be sold it would be out of economic necessity or financial catastrophe. At this point we are further studying the financials and we will go from there.

Deborah Sherk asked why it has not been marketed. She thought with the current rehabilitation unit, which she has been told by a lot of people that it is a wonderful place to go for rehabilitation, why we don't market through our local hospitals or doctor's offices. Her mother was in Batavia Hospital and they never offered Albion as an option for rehabilitation. Chairman Callard said they have been concerned and the chairmen of the committees have followed on the marketing, increasing our efforts. He explained that every entity is territorial. Our rehabilitation unit is a very important consideration in our operation and it is being marketed as much as possible. Our new Administrator has stepped up to our request to increase the marketing. Chairman Callard asked to share any suggestions to help us to improve our salability of services.

Legislator Eick responded on the marketing issue. He has used the rehabilitation unit and the last time he was at his doctor's office in Batavia, they had pamphlets for the Villages, which may have been placed

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there in the last six months. He expressed that they are marketing. The comments he has heard from various people in this unit are tremendous. Along with Legislator Rush, he can speak that the care they experienced was exceptional. Chairman Callard said this may have accounted for the improvement for the figures for January through March.

Kathryn Wood, Carlton, asked how the community can be informed as to the value that the Nursing Home is providing to the community and she did not know until recently of the threat of the Nursing Home being sold. She said if people don't know about this, the people can't express their concern either for or against the sale of the Nursing Home. What can be done to keep people informed about it other than the confines of this room?

Legislator Bower, Chairman of the Nursing Home Committee, said he doesn't think there is anyone in the county that wants to keep the County Nursing Home more than he does. He even believes that there is not one Legislature at this meeting tonight that wants to sell the Nursing Home. We are awaiting the financial reports of the auditors, through 2015, that will provide us more insight. Legislator Bower handed out a fact sheet from the Legislature accurately answering many of the asked questions. Legislator Bower said that until we know definitely, he does not want to sell it, nor does he think the rest of the Board wants to sell it. A decision needs to be made if the taxpayers can afford the deficits that might happen. Legislator Bower welcomed to take any phone calls pertaining to this issue.

Thom Jennings shared a thought concerning marketing. He suggested setting up a booth at the Orleans County 4-H Fair. Chairman Callard said the Nursing Home Administrator is here and we will take note of that suggestion. Chairman Callard said that those that have been in the Nursing Home can attest to the care given to them there.

Paul Lauricella, Yates, voiced concern with Resolution No. 150 enacting a special law to extend the sales and compensation use tax. Mr. Lauricella said that when these things are sold to the public, the public is told it is a temporary thing; then when it comes up again the public is told they will not renew it. Mr. Lauricella stated he is opposed to extending this tax. Chairman Callard explained that this is not a new additional 1% tax; it is a continuation of what we do have. He stated that if it is eliminated, lowering the sales tax rate, the impact would be fewer revenues which would be passed off to the property owners in the county. By maintaining

the sales tax, it is distributed across all the people and not putting onerous on just property holders. Mr. Lauricella said why government can't cut back instead of passing it on to the property owner. Chairman Callard said that the State has to begin to fund these unfunded mandates which constitute probably 91% of our tax rate for just nine mandates in itself. What we are paying for is the State operations. The State talks about a property tax cap. It is great and sounds great but serves no purpose if we have to continue paying for unfunded mandates. Give us relief in unfunded mandates and we can have a property tax cap in this county, which has done very well in "skinnying" up our operation. We need to carry this message to Albany and we can't stop because until Albany changes we are all paying the cost of running the State operation. Chairman Callard agrees with Mr. Lauricella. Mr. Nesbitt added we are required by law to pass three actions in this Legislature every two years to maintain the sales tax. Mr. Lauricella said that he is a small government guy. Nothing happens without money. The government consumes the money and they don't have something to earn it. Chairman Callard said that we, on a local level, never give up and we continue to fight in what we believe in, the problem is in the State. We need to keep expressing that to our Senator and Assemblyman and continue writing letters to the Governor. We will continue to do so until the people help drive this change, which will happen sooner or later.

Allen Lofthouse, Kendall, questioned Resolution No. 143 regarding a trailer we are buying for the Highway Department. Highway Superintendent Gray explained that they have a 1979 trailer that no longer functions. This will take place of two and it is a significant savings because they can utilize their current tractor trailer for this. It will haul double than what a ten-wheeler will hold. Maintenance requirements are lower because of no engine and also lower insurances.

Mr. Lofthouse inquired about vacancies in Resolutions No. 145 and 146. Mr. Nesbitt explained that Resolution No. 145 is a new vacancy due to a retirement which could be filled with someone from outside. Resolution No. 146 is a vacancy for a temporary seasonal mower in conjunction with Soil and Water Conservation. Mr. Lofthouse asked if there is not enough help that can be utilized. Mr. Nesbitt stated that we are down to maintaining two crews instead of three. Chairman Callard stated that we are ahead of budget. Mr. Lofthouse stated that he has watched them for years while he was in business. He couldn't believe that the Highway Department doesn't have the people to handle the seasonal work with the staff on hand. Chairman Callard said we have to reach for 100%

productivity and we have been able to squeeze positions in other departments. We are ahead of budget in lowering total number of full time employees. Superintendent Gray stated that the mowing operator comes back every year. Soil and Water funds a portion of this. Mr. Lofthouse expressed it is still tax payer money.

Mr. Lofthouse inquired about Resolution No. 156, concerning the purchase of rabies vaccination and asked if it is a yearly thing. Public Health Director Paul Pettit said that it is to purchase exposure vaccines for people who are exposed to rabies whether it is through bites or bat contact in the home. Traditionally the Health Department averages treatment of twenty people during the year and they are stocking up the vaccine for the summer months. This will not be our only purchase throughout the year. The shelf life is for about a year and a half. This purchase will treat eight to ten people. Chairman Callard said that hopefully we will not have to utilize the supply but prior history has suggested that we will need even more. Mr. Pettit said they have treated up to 36 people in a year all depending on the exposure. That is why it is important in educating people on bats.

With there being no further public comment and no reports from the Legislature, Legislator Eick moved to add two resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 138-411**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	6429-6566	\$436,903.19
Highway	No Claims	
Nursing Home	1255-1271; 38705-38736	\$321,600.53
Job Development	1316-1320	\$5,779.59
Self Insurance	48418-48421; 48502	\$4,818.55

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 139-411**

**APPROVING APPOINTMENTS TO THE ORLEANS COUNTY  
YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend two appointments to said Orleans County Youth Board at this time; now, therefore be it

RESOLVED, that this Legislature does hereby approve the following appointment to serve on the Orleans County Youth Board effective January 1, 2011 through December 31, 2014:

Susan Squires, 1315 West Ave., Medina, NY 14103

and be it

FURTHER RESOLVED, that this Legislature approves the following re-appointment to serve as Education Representative to the Orleans County Youth Board effective January 1, 2011 through December 31, 2014:

Cindy Lonnen, 14023 W. Bacon Rd., Albion, NY 14411

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 140-411**

**AUTHORIZING SETTING UP NEW MONEY IN YOUTH BUREAU  
BUDGET**

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WHEREAS, Xavier Riley donated \$1,700 to cover the cost of the Youth Awards Program; and

WHEREAS, the Genesee County Youth Bureau Executive Director did request a budget amendment to include appropriation and revenue for this donation; and the Committee on Economic Assistance and Opportunity did review the request and does recommend approval at this time; now, therefore be it

RESOLVED, that the Treasurer is authorized to set up new money in the Youth Bureau budget, as follows:

<u>From:</u>		
A2705	Gifts and Donations	\$1,700
<u>To:</u>		
A7312.418	Other Contractual	\$1,700

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

#### **RESOLUTION NO. 141-411**

#### **AUTHORIZING TREASURER TO SET UP FUNDS FROM RESERVE ACCOUNT TO CENTRAL REPAIR ACCOUNT**

WHEREAS, funds in the amount of \$6,769.27 from the 2010 Central Repair Account have been reverted to the County's Reserve Account; and

WHEREAS, said funds must be segregated and carried forward to meet state auditing requirements; and be it

RESOLVED, that the County Treasurer is hereby authorized to set up funds from the reserve account in the amount of \$6,592.54 to Central Repair Account A1615.443 – Central Repairs to Office Equipment, and \$176.73 to Account A1615.453 – Central Repair Telephone and Communications.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 142-411**

**AWARDING BIDS FOR VARIOUS MATERIALS AND  
COMMODITIES FOR THE HIGHWAY DEPARTMENT**

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the years 2011-2012; and

WHEREAS, such bids have been received, opened, and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 143-411**

**AUTHORIZING THE HIGHWAY DEPARTMENT TO ACCEPT BID  
ON A 2011 TRAIL KING LIVE BOTTOM TRAILER**

RESOLVED, that this Legislature does hereby authorize the Highway Superintendent to accept the bid specifications of \$60,860, for the 2011 Trail King Live Bottom Trailer from STS Truck Equipment and Trailer Sales at 3496 Court St., Syracuse, NY 13206, to be paid from Account #DM5130.270-Capital Equipment; reimbursed through CHIPS.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 144-411**

**APPROVING CELLULAR PHONE USE AGREEMENTS FOR THE  
HIGHWAY/BUILDING AND GROUNDS DEPARTMENT**

RESOLVED, that this Legislature approves the Cellular Phone Use Agreement for the Building and Grounds Department due to a need



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for (1) Cell Phone shared amongst the following positions for Emergency on-call needs:

1620.15	Senior Building Maintenance Worker
1620.09	Senior Building Maintenance Worker
1620.18	Senior Building Maintenance Worker
1620.24	Building Maintenance Worker
1620.20	Building Maintenance Worker

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 145-411**

AUTHORIZING FILLING A VACANCY IN THE HIGHWAY DEPARTMENT

WHEREAS, an employee has recently retired in the Orleans County Highway Department; now, therefore be it

RESOLVED, that this Legislature does hereby authorize the filling of a vacant Motor Equipment Operator position (5110.13), Grade H2 of the CSEA Salary Schedule, effective April 28, 2011.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 146-411**

AUTHORIZING CREATING AND FILLING A TEMPORARY POSITION IN THE HIGHWAY DEPARTMENT

RESOLVED, that this Legislature does hereby authorize creating one (1) full-time temporary Motor Equipment Operator position (5110.31) in the Highway Department at Grade H2 of the CSEA Salary Schedule, for the mowing season of June 1<sup>st</sup>- October 31, 2011; to be paid from Account D5110.100; and be it

FURTHER RESOLVED, that Legislature does hereby authorize the filling of this newly created, temporary vacant position.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 147-411**

APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY BOARD OF ELECTIONS AND THE NEW YORK STATE BOARD OF ELECTIONS

RESOLVED, that this Legislature approves the agreement between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY for the allocation of federal funds under Contract #T003117 – HHS 2010 Voting Access for Individuals with Disabilities (VOTE) Grant Program, as proportionately sub-allocated by the State Board of Elections for use by County Board of Elections. County HAVA funds in the amount of \$1,742 are to be used for polling place improvement. Terms of this contract shall commence on April 1, 2011 through September 30, 2015.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 148-411**

AUTHORIZING FILLING OF A VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize filling a vacant, full time Senior Account Clerk Typist position (6010.0807) in the Department of Social Services at Grade 10 of the CSEA Salary Schedule effective May 2, 2011.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 149-411**

APPROVING RENEWAL OF DEFERRED COMPENSATION PLAN WITH NATIONWIDE RETIREMENT SOLUTIONS

WHEREAS, Orleans County has gone through the five (5) year rebid to continue the establishment of a Deferred Compensation Plan to be made available to all eligible municipal employees and elected or

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appointed officials pursuant to Federal legislation permitting such plans;  
and

WHEREAS, the Deferred Compensation Trustee (County Treasurer) advertised for Deferred Compensation proposals and having received four proposals, evaluated the various proposals, reviewed results with the Deferred Compensation Board, and is recommending the continuation of Nationwide Retirement Solutions administering the Orleans County model plan; and

WHEREAS, Nationwide as Plan Administrator, agrees to hold harmless and indemnify Orleans County, its appointed and elected officers and participating employees from any loss resulting from Nationwide's failure to perform its duties and services; be it

RESOLVED, that the Orleans County Legislature recommends that the Model Deferred Compensation Plan with Nationwide Retirement Solutions be renewed for the voluntary participation of all eligible Orleans County employees and elected or appointed officials; and be it

FURTHER RESOLVED, that the Chairman of the Legislature, with the approval of the County Attorney, is hereby authorized and directed to sign said renewal with Nationwide, said term of contract in effect for a period of five (5) years beginning with a mutually agreed upon date.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 150-411**

REQUESTING THE ENACTMENT OF A SPECIAL LAW  
AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS  
TO EXTEND THE EXPIRATION OF THE IMPOSITION OF AN  
ADDITIONAL 1% SALES AND COMPENSATING USE TAX

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the provisions authorizing the County of Orleans to impose an additional 1% sales and compensating use tax is in the best interests of the County of Orleans; be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of Senate Bill S.4495, sponsored by Senator Maziarz, and Assembly Bill A.7130, sponsored by Assemblyman Hawley entitled "An Act to amend the tax law in relation to extending the expiration of the provisions authorizing the County of Orleans to impose an additional one percent sales and compensating use tax"; said bills to extend the sales tax increase through November 30, 2013.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 151--411**

AUTHORIZING EXTENSION OF A SPECIAL USE PERMIT TO  
OPERATE THE OAK ORCHARD STATE BOAT LAUNCH

WHEREAS, Resolution No. 108-311 authorized Orleans County to operate and maintain the Oak Orchard State Boat Launch to April 30, 2011; now, therefore be it

RESOLVED, that this Legislature hereby approves the extension of the Special Use Permit for county operation and maintenance of the Oak Orchard State Boat Launch to October 31, 2011.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 152-411**

APPROVING APPOINTMENT TO THE DEVELOPMENTAL  
DISABILITIES SUBCOMMITTEE

RESOLVED, that this Legislature approves the appointment of Cindy Dowdall to the Developmental Disabilities Subcommittee, to serve a four-year term to begin May 1, 2011 and ending April 30, 2015.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

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**RESOLUTION NO. 153-411**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE OFFICE OF HOMELAND SECURITY**

WHEREAS, Resolution No. 452-1210 authorized the Orleans County Sheriff to apply for the FY2010 NYS Homeland Security Program grant; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between Sheriff's Office and New York State Office of Homeland Security in the amount of \$53,308 to be directed towards enhancing current capabilities in preventing terrorist attacks and mitigate against man-made and natural disaster; protect people of New York and our critical infrastructure and key resources, for a period of August 1, 2010 to July 13, 2013.

RESOLVED, that the Chairman of the Legislature is authorized to sign this agreement subject to final review and approval of the County Attorney and Chief Administrative Officer.

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 154-411**

**APPROVING AGREEMENT EXTENSION BETWEEN THE  
VILLAGES OF ORLEANS HEALTH AND REHABILITATION  
CENTER AND FREEDOM THERAPY**

RESOLVED, that this Legislature approves the extension to the current agreement between the Villages of Orleans Health and Rehabilitation Center and Freedom Therapy, P.C. with its principal office at 384 East Ave, Suite B, Rochester, NY 14607 for physical therapy services for the period of May 1, 2011 through April 30, 2013.

FURTHER RESOLVED, that the Chairman is authorized to sign said agreement upon final review and approval of the County Attorney and Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 155-411**

**RESOLUTION CALLING FOR THE MODERNIZATION OF  
PROCUREMENT PRACTICES**

WHEREAS, this Legislature recognizes a need for changes in existing state laws governing cooperative purchasing in order to remove needless restrictions on cooperation between schools and municipalities; and

WHEREAS, local governments are not currently allowed to share services with the Education Department or local school and BOCES districts; and

WHEREAS, modernization of local government, school district and BOCES district procurement practices offers a significant opportunity to reduce costs and improve efficiency for over 3,000 local governments in New York State who expend over \$120 million annually; now, therefore be it

RESOLVED, that the Orleans County Legislature fully supports the passage of S2897 calling for the changes to laws governing purchasing services through the department of education allowing local governments, school districts and BOCES districts to actively cooperate in the procurement of goods and services; and

FURTHER RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Cuomo, Senator Maziarz, and Assemblyman Hawley, New York State Association of Counties and the Western New York InterCounty Association.

Moved, Allport; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 156-411**

**APPROVING PURCHASE FROM HEALTH DEPARTMENT BUDGET  
FOR RABIES VACCINE**

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WHEREAS, the Orleans County Health Department needs to purchase Human Rabies vaccine for the residents in Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur for treatment of approximately 10 residents at a cost of \$23,645.36 to be paid from the Health Department budget account 4010.409 - Biologicals.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 157-411**

**RESOLUTION IN SUPPORT OF NEW YORK MAIN STREET GRANT**

WHEREAS, The Orleans Renaissance Group wishes to apply for a New York Main Street grant to spur investment in downtown Medina and facilitate interior and façade renovations of numerous buildings; and

WHEREAS, the grant will help facilitate the restoration of Bent's Opera House, an 1865 Downtown Medina landmark, now vacant, together with many properties in need of new investment; and

WHEREAS, the County of Orleans wishes to encourage economic development within Medina's Historic Downtown Business District, which is a National Register Historic District, attract new business, generate new sales tax revenue, and create new jobs; now, therefore be it

RESOLVED, that the Orleans County Legislature wholeheartedly supports the application of the Orleans Renaissance Group for funding under the New York Main Street Grant.

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

Legislator Rush moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:11 PM.

**LEGISLATURE MEETING**

May 11, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Susan Heard, Treasurer distributed the Annual Financial Report Update Document for the County of Orleans Fiscal Year Ending December 31, 2010. The Mental Health Association of Orleans County will be hosting an open house at their new location at 20 South Main Street in Albion on Friday, May 20<sup>th</sup> from 1-3 pm.

Legislators George Bower and Lynne Johnson presented a Proclamation for Nursing Home Week, May 8 – May 14, 2011, in Orleans County to Bill Gillick, Administrator of The Villages. Also present accepting the Proclamation was Marsha Gaddis, Head Cook, and Kathy Vagg, Registered Nurse, who both have over thirty years of service at The Villages.

Legislator Bower announced that he will be leading tours of the Villages of Orleans Health and Rehabilitation Center every first Friday of every month at 1:00 p.m. Reservations are to be made by calling the Legislature Office.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through April, 2011. Treasurer Heard reported that the cash balance looks good at the end of April, especially when payments have been made for returned school taxes, relieved village taxes as well as the first quarter sales tax payment to the Towns and Villages. The results of today's auction were also distributed. She indicated that it was a buyer's market today. The Legislature would need to adopt these bids today. The auction resulted in a net loss to the county; however she stated that these properties will be back on the tax roll. Chairman Callard indicated on a positive note that last year we had 54 parcels up for foreclosure where this year we had 37. In that regard that is a good sign.

Chairman Callard asked if the public wished to provide any comments. With there being none, Legislator Rush reported that he and Legislator Eick attended the Fire and EMS Training Recognition Dinner in East Shelby. He was amazed at the number of hours these firemen commit to training and he wished to congratulate them.



Chairman Callard reported on receiving statistics from the Department of Social Services Welfare Fraud Department and it is heartening because we are making a concerted effort to deal with fraud. Last year January to April period we recovered \$13,277, the same period this year we recovered \$27,318. In terms of cost avoidance, \$283,272 for last year and \$498,348 this year for the January through April time frame. Commissioner Kuryla stated that cost avoidance are monies that we would have had to pay if we didn't look into situations. He explained that a lot of times applicants have certain indicators that tip off the public assistance worker to make a referral to the fraud unit. These are monies that we would have to pay if we didn't investigate a person who didn't qualify for assistance. Recoveries are monies paid back to the county for assistance that was not warranted. The Commissioner stated that both units have made a concerted efforts to look into these cases much more intensely, they have developed strong communication lines with one another and made an all out effort, on behalf of the taxpayer, to recover these monies that should not have been paid out in the first place. Commissioner Kuryla said they are doing an excellent job and commend Mrs. Snyder and the entire public assistance department. Legislator Smith asked if these are total county dollars. The Commissioner stated that it could be between 25% to 35% of local dollars depending on what area of public assistance it involves.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Eick. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 158-511**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	6578-6740	\$337,259.64
Highway	750-764; 2023-2063	\$205,888.32
Nursing Home	38737-38775	\$131,610.25
Job Development	1323-1327	\$3,930.27
Self Insurance	No Claims	

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 159-511**

**AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending March 31, 2011; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

Mortgage Tax Apportionment  
October 1, 2010 through March 31, 2011

	Town Taxable	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	204,698,141	118,397,454	28.92%	17,605.17	5,091.42	12,513.75
Barre	81,687,109			5,959.43	0	5,959.43
Carlton	191,880,926			15,891.82	0	15,891.82
Clarendon	153,132,863			19,013.49	0	19,013.49
Gaines	113,101,724	22,813,223	10.09%	6,822.73	688.09	6,134.64
Kendall	152,890,901			12,960.13	0	12,960.13
Murray	179,158,627	53,625,381	14.97%	13,425.88	2,009.30	11,416.58
Ridgeway	223,806,270	96,320,515	21.52%	17,890.15	3,849.73	14,040.42
Shelby	180,516,904	73,521,834	20.36%	10,849.81	2,209.48	8,640.33
Yates	151,637,154	28,472,805	9.39%	9,371.44	879.83	8,491.61
	1,632,510,619	393,151,212		129,790.05	14,727.85	115,062.20

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Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 160-511**

ADOPTING LOCAL LAW NO. 2 OF 2011, ENTITLED A LOCAL LAW TO CHANGE THE NUMBER OF CORONERS FOR THE COUNTY OF ORLEANS

WHEREAS, Local Law No. 2-Intro of the year 2011 was introduced at a regular meeting of the Orleans County Legislature held on April 13, 2011, and a Public Hearing was held on April 27, 2011, at which time all interested persons wishing to speak were heard; be it enacted as follows:

COUNTY OF ORLEANS  
LOCAL LAW NO. 2 OF 2011

Local Law to Change the Number of Coroners for the County of Orleans

Section 1. This Local Law is adopted pursuant to § 400 subdivision 3 of the County Law of the State of New York which empowers a county legislature by local law subject to permissive referendum to change the number of coroners to be elected to not less than one nor more than four.

Section 2. The number of coroners to be elected in the County of Orleans shall be reduced in number from four (4) coroners to three (3) coroners pursuant to the provisions of this Local Law effective January 1, 2012.

Section 3. The reduction in the number of the coroners to be elected shall be implemented as follows:

The terms of office of all coroners elected or appointed and holding office in Orleans County at the time this Local Law becomes effective on January 1, 2012 shall expire on the December thirty-first following. At the general election to be held in 2012, the year this Local Law becomes effective, three coroners shall be elected in Orleans County who shall serve concurrent terms of office commencing on January 1, 2013.

Section 4. This Local Law is subject to a permissive referendum pursuant to § 24 of the Municipal Home Rule Law of the State of New York. This Local Law shall take effect January 1, 2012; nor until approved by the affirmative vote of a majority of the qualified electors of Orleans County voting on a proposition for its approval if within forty-five days after its adoption there be filed with the Clerk a petition protesting against this Local Law in the form provided for in § 24 of the Municipal Home Rule Law of the State of New York.

Moved, Bower; second, Allport.

Roll Call: 7 ayes; Allport, Bower, Callard, Eick, Johnson, Rush, Smith;  
0 nays; 0 absent.

Adopted.

**RESOLUTION NO. 161-511**

**APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING  
AND TENDER LOVING FAMILY CARE, INC**

WHEREAS, the Orleans County Office for the Aging provides housekeeping services to Orleans County seniors, at a sliding scale, to help them remain independent and in their community; now, be it

RESOLVED, that this Legislature approves the following agreement between the Office for the Aging and Tender Loving Care, 97 West Ave., Brockport, NY 14420, at the rate of \$19 per hour Personal Care Aide Level 1 for light housekeeping services; and \$70 per hour for Supervisory Visits; effective May 1, 2011 through December 31, 2012 at a county cost of \$4.75 per hour for Housekeeping Services. No additional county costs or increase in approved 2011 budget.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 162-511**

**APPROVING AGREEMENT BETWEEN COMPUTER SERVICES  
AND DELL FINANCIAL SERVICES**

RESOLVED, that this Legislature approves an agreement between Computer Services and Dell Financial Services, One Dell Way PS2DF-28, Round Rock, TX 78682, to lease 65 computers effective May 31, 2011

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through May 30, 2015 at an annual lease payment of \$10,705.46 with \$1 buyout of equipment at lease expiration.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 163-511**

**APPROVING REAPPOINTMENT TO THE COMMUNITY SERVICE BOARD**

RESOLVED, that this Legislature approves the reappointment of Brenda Bierdeman, to serve a second term to begin May 1, 2011 and ending April 30, 2015 on the Community Services Board.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 164-511**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Gustavus Adolphus C&FS, Jamestown, NY 14701, for the provision of residential foster care services; to be effective May 6, 2011 through May 5, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

New Directions Youth & Family Services, Randolph, NY 14772, for the provision of residential foster care services; to be effective July 1, 2011 through June 30, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 165-511**

**AUTHORIZING FILLING OF VACANCY IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Community Mental Health Nurse position (Position #4310.45) in the Mental Health Department at Grade 21 of the CSEA Salary Schedule effective May 30, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 166-511**

**AUTHORIZING PAYMENT OF TOURISM MATCHING FUNDS TO GREATER NIAGARA REGION**

WHEREAS, Resolution No. 377-1010 authorized application for, and receipt of, State I Love New York Matching Funds which, in part, are committed to regional tourism promotion; now, therefore be it

RESOLVED, that this Legislature hereby authorize payment of \$29,638 to The Greater Niagara Region, 210 E. Main St., Batavia, NY 14020, to be paid from account A6410.468 Matching Funds with said amount to be expended for regional tourism promotion as follows:

Greater Niagara	\$10,000
Country Byways	\$10,638
Canal New York	\$2,000
Lake Ontario Sport-Fishing Promotion Council	\$3,000
Great Lakes Seaway Trail	\$4,000

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 167-511**

**APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE MANAGEMENT BOARD**

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RESOLVED, that this Legislature confirms the Chairman of the Legislature's appointment of the following to the Fish and Wildlife Management Act Board, all terms ending December 31, 2012:

Scott Hazel	Landowner Representative
Harold Hazel	Alternate Landowner Representative

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 168-511**

**AUTHORIZING THE FILLING OF A VACANCY IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Correction Officer (3150.07) at Grade 5 of the Orleans County Sheriff Employee's Association contract effective May 12, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 169-511**

**ADOPTING SWIPE CARD IDENTIFICATION BADGE POLICY**

RESOLVED, that this Legislature adopts the Swipe Card Identification Badge Policy for Orleans County as written by the members of the Administration and Finance Committee, effective immediately, as follows:

**SWIPE CARD IDENTIFICATION BADGE POLICY**

**Purpose**

This policy is designed to ensure that all County employees, visitors, and contract personnel are properly identified and authorized to access a particular facility and/or property.

**Policy**

It is the policy of Orleans County to properly identify and authorize for access all individuals requesting entry onto Orleans County facilities or property.

**Procedure**

**1. Employee Identification Card**

All Orleans County employees will be issued an Orleans County Employee Identification Card at their new employee orientation. The Employee Identification Card, issued by the Department of Personnel and Self Insurance, will be imprinted with the employee's name, department, photograph of the employee, and signature of the employee.

The Employee Identification Card may also operate as an electronic access control card at a specific County facility. If the employee requires an electronic access to an equipped office door or an equipped building's entrance, the badge will permit authorized electronic access.

Employees are required to carry their Employee Identification Card at all times while on duty and must visibly display their Employee Identification Card when requested to do so by a security guard, Deputy Sheriff, or facility official.

In the event that an Employee Identification Card is lost or misplaced, the employee is required to report the theft or loss immediately to their Department Head and the Director of Personnel and Self Insurance at extension 3108. The affected department must have the employee execute a written statement as to the circumstances pertaining to the card loss and the statement must be provided to the Director of Personnel and Self Insurance before a new card will be authorized.

In the event that an Employee Identification Card is damaged, the employee is required to report the damaged card to the Department of Personnel and Self Insurance. The damaged card will be exchanged at the Department of Personnel and Self Insurance for the new replacement card.

Employee Identification Cards are the property of Orleans County.

**2. Visitor Passes**

Access control procedures have been implemented at various Orleans County facilities. Site-specific procedures may require the log-in and issuance of a Visitor's Pass to all individuals, other than County employees, seeking access to the County facility. These individuals may include visitors, vendors, service personnel, job applicants, and other individuals who have an official need to access the facility.

**3. Contractor Identification Card**

Contractor personnel, consultants, or interns, whose service to the Orleans County government will extend beyond two months, will be issued a



Contractor Identification Card that will be valid for the duration of their project.

Prior to being issued a Contractor Identification Card, contractor, consultant, or intern must complete a form titled Security Badges and Photo ID Application. The form is available through the Director of Personnel and Self Insurance office and is an Appendix of this policy.

The Contractor Identification Card, issued by the Department of Personnel and Self Insurance, will be imprinted with the contractor's name, photograph of the contractor, and signature of the contractor.

Individuals who are issued a Contractor Identification Card are required to carry them at all times while conducting business on behalf of Orleans County or while in Orleans County facilities. Site-specific procedures may require the Contractor Identification Card to be worn at all times on outer garments while the contractor is working within Orleans County facility. The Contractor Identification Card also may operate as an electronic access control card for specific County facilities.

Contractor Identification Cards are the property of Orleans County and must be surrendered upon completion of the contracted services. Failure to return an issued Contractor Identification Card by a contractor will result in the vendor company being charged \$50.00 for the card. Lost Contractor Identification Cards will be replaced for a fee of \$25.00.

The Director of Personnel and Self Insurance office must be notified immediately when a Contractor Identification Card is lost. The contractor (contractor agency) will be liable for misuse of a lost or stolen Contractor Identification Card when such loss is not reported to the Director of Personnel and Self Insurance.

#### **4. Site-Specific Access Control Procedures**

Site-specific access control procedures have been developed and implemented at various County facilities and properties. Employees, visitors, and contract personnel seeking access to these facilities or properties will be required to abide by access control procedures established and implemented at these sites.

At facilities where security personnel may or may not be assigned, access requirements, such as visitor log-in and the wearing of Visitor Identification Cards or Visitor Passes, may be required. The Department Head(s) at the affected facility will determine these requirements with the assistance of the Chief Administrative Officer.

These site-specific procedures must conform to the overall County policy and can be developed with the assistance of the Chief Administrative Officer. In all cases, the department enacting the access procedures will confer with the Chief Administrative Officer before implementing the procedures. Once a procedure regarding access control has been developed, such procedure will be provided to the Chief Administrative Officer for final review, approval, and retention.

**5. Granting, Revising, or Deleting Access Authorization**

*New Employee*

The Department Head must report to the Department of Personnel and Self Insurance the access requirements for the new employee no later than one day prior to the new hire's new employee orientation. This information will be included on the *Security Badge and Photo ID Application* completed by the employee's department and sent to the Department of Personnel and Self Insurance at least one day prior to the Employee Identification Card's issuance.

*Suspension of Access*

An employee who is out on medical leave for more than five (5) days or an employee who is suspended from work shall have their access privileges terminated until the employee can return to work. The Department Head must notify the Department of Personnel and Self Insurance in writing by email of any employee who meets these criteria to stop access and then once again notify the Department of Personnel and Self Insurance of the employee's return to re-activate the access privileges.

*Revision of Access Requirements*

Whenever an employee is reassigned, or circumstances require a change in access to certain facilities, the Department Head is required to notify the Director of Personnel and Self Insurance in writing using the *Badge Access Change Form* specifying the new access requirements and effective date. This notification to the Director of Personnel and Self Insurance must be made one full business day prior to the effective date.

*Termination of Employment (Voluntary or Involuntary)*

The Department Head must notify the Department of Personnel and Self Insurance of any termination of employment, regardless of whether the termination is voluntary or involuntary as close to the end day as possible. Notification is required in order to delete access authorization into County facilities. For preplanned terminations, Department Heads must notify the

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Director of Personnel and Self Insurance in advance and provide the planned date and time of termination. This notification is independent of any notification provided by the department for payroll purposes. In instances of involuntary termination, the Department Head must notify the Director of Personnel and Self Insurance as far in advance of termination as possible. Department Heads are required to obtain the Employee Identification Card at the time of termination. The Employee Identification Card will be returned to the Department of Personnel and Self Insurance as soon as possible.

*Special Procedures for Electronic Controlled Access Equipped Facilities*

The Director of Personnel and Self Insurance or designee has administrative and operational control of the electronic access control of the system.

The Director of Computer Services or designee has complete administrative and operational control of the electronic access control of the system to include the ability to override and terminate access.

**Effective Date**

This policy shall become effective upon adoption by the County Legislature.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 170-511**

**AWARDING BID FOR A BASKET LIFT FOR THE BUILDINGS AND GROUND DIVISION OF THE HIGHWAY DEPARTMENT**

WHEREAS, advertisement for sealed bids occurred and one bid was publically opened on April 25, 2011; now, be it

RESOLVED, that the Legislature awards the bid to NES Rentals of 28 Paul Rd, Rochester, NY 14624, for a 1998 Genie S-60 Dual Fuel used 60' Stick Boom, 4 wheel, 2 man basket man lift with 4843 hours in the amount of \$13,500 to be paid from account A1620.403 – Maintenance Projects.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 171-511**

APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between  
the Health Department and the following agencies:

New York State Department of Health, Center for Environmental Health,  
Division of Environmental Protection, Bureau of Public Water Supply  
Protection, Flanagan Square, 547 River St, Troy, NY 12180-2216 to  
provide \$111,812 to the Orleans County Health Department for the Public  
Water Supply Program. Contract period April 1, 2010 through March 31,  
2015. Contract amount to be decided each contract year. Contract#  
C026479. County cost \$0.

CP Rochester, 3399 Winton Rd. South, Rochester, NY 14623, to provide  
Related Services through the 3-5 program for the eligible children in  
Orleans County. Reimbursement from New York State Department of  
Health, Medicaid, and some third party insurances. Contract period  
September 1, 2010 through August 30, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 172-511**

APPROVING SALE OF COUNTY-OWNED PROPERTY

WHEREAS, a public auction of various parcels of property owned  
by the County under the In Rem Foreclosure was held May 11, 2011; and

WHEREAS, bids for various properties were obtained by the  
auctioneer at such auction in accordance with the stated terms of auction;  
and

WHEREAS, due deliberation has been made by the Orleans  
County Legislature as to the propriety of each of the said bids; now,  
therefore be it

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RESOLVED, that bids for various parcels set forth on the schedule hereto annexed be, and the same individually are accepted pursuant to the provisions of the Real Property Tax Law; and be it

FURTHER RESOLVED, that the standard form quitclaim tax deeds be prepared for the separate parcels and delivered to the County Treasurer for execution and delivery upon receipt of the balance of the purchase price set forth in the said deed.

ORLEANS COUNTY AUCTION  
 May 11, 2011

<b>ALBION – VILLAGE</b>		Sold To:	Amount:
62.18-2-42 PC – 220 Lot # 1	MATTISON WAYNE 88 Caroline St; 61.50 x 120.50 Land – \$9,300 Total - \$52,200	Robert D. Gibbs, Jr. 115 Brown Street Albion, NY 14411	\$11,000
73.6-2-6 PC – 210 Lot #2	VANDERLAAN RICHARD 48 North Liberty St; 50.00 x 66.00 Land - \$6,100 Total – \$49,900	Linda K. Smith 14054 Allen Road Albion, NY 14411	\$2,000
73.6-3-9 PC – 220 Lot #3	HAMZA JEROLD J 139 East Bank St; 56.40 x 94.00 Land - \$7,700 Total - \$15,000	Elise S. Kuhn 16841 Hinds Road Holley, NY 14470	\$2,000
73.6-3-74 PC – 439 Lot #4 2006 JUDG	COTE MARCEL PHILLIP 102 East Bank St; 70.00 x 98.00 Land – \$11,300 Total – \$40,000	Dan M. Turk 6459 Aiken Road Lockport, NY 14094	\$4,000
73.6-3-84 PC – 210 Lot # 5 2006 JUDG	MCCLARY STEVEN M 222 East Bank St; 66.00 x 165.00 Land - \$10,900; Total - \$34,800	Robert D. Gibbs, Jr. 115 Brown Street Albion, NY 14411	\$4,500
73.7-2-74 PC – 210 Lot #7	PACHECO JOY 10 Goodrich St; 125.00 x 98.04 Land - \$11,800; Total - \$64,100	Geoffrey and Joan H. Whittier 12900 Roosevelt Highway Waterport, NY 14571	\$20,000
73.13-1-7 PC – 210 Lot #9	RUSHING ROBERT 344 Hamilton St; 59.73 x 364.65 Land - \$11,500; Total - \$44,600	Melissa M. Storelli 152 Heritage Estate Albion, NY 14411	\$500
<b>ALBION - OUTSIDE</b>			
72.-3-6 PC - 210 Lot #11	HAWKINS HERBERT & VIRGINIA 13461 Phipps Road; 125.00 x 250.00 Land - \$8,400 Total – \$11,500	Robert D. Gibbs, Jr. 115 Brown Street Albion, NY 14411	\$4,500
82.-1-26 PC – 314 Lot #12	BRAXTON CATHERINE (fmrly NRRL East, LLC) 4095 Taylor Hill Rd; 1.10 acres Land Total - \$10,700	Chris A. Mathes 127 McClelland St Albion, NY 14411	\$800
<b>CARLTON</b>			
5.49-2-29 PC – 311	COUNTY OF ORLEANS (fmrly YOUNG ANDREW ) Hillsdale St; 35.00 x 75.00	Brian M. Eck 432 Main Street	\$750

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Lot #15 (2005 N&P)	Land Total - \$4,200	Pennsburg, PA 18073	
26.2-1-6 PC – 314 Lot #18	TERRY JARRIS (fmrlly County of Orleans) Railroad Ave; 54.45 x 105.10 Land – \$2,700	Courtney L. Plummer 1484 Townline Road Waterport, NY 14571	\$100
26.2-1-7 PC – 311 Lot #19	TERRY JARRIS (fmrlly County of Orleans) Railroad Ave; 54.45 x 138.10 Land – \$3,600	Courtney L. Plummer 1484 Townline Road Waterport, NY 14571	\$100
27.4-2-19 PC – 270 Lot #20	MCVIGE JOSEPH & JUDY 1985 Center Rd; 110.00 x 120.00 Land – \$6,500; Total - \$28,800	Chris A. Mathes 127 McClelland Street Albion, NY 14411	\$1,500
27.4-3-49 PC – 312 Lot #21	RATTI ALICIA 2038 Eagle Harbor Rd; 129.40 x 150.60 Land – \$7,800; Total \$58,900	Lord’s House, Inc. 28 East Bank Street Albion, NY 14411	\$500
30.2-1-34 PC – 312 Lot #22	STRZYZ JOSEPH JR 1744 Kent Rd; 165.00 x 231.00 Land – \$9,300; Total \$13,800	Joshua C. Brusso 15207 Brice Way Kent, NY 14477	\$4,500
<b>CLARENDON</b>			
97.-2-21.11 PC – 433 Lot #24	ABRAMSON FRED 15836 East Lee Rd; 1.60 acres Land – \$18,200 Total – \$41,100	Louise O. Robertson 4242 Holley Byron Road Holley, NY 14470	\$6,000
98.-1-48 PC – 210 Lot #25	LEAL LUCINDA 4685 Holley Byron Rd; 208.74 x 175.78 Land – \$12,800 Total – \$19,800	Gerald A. & Kim A. Zarpentine 16508 4 <sup>th</sup> Section Road Holley, NY 14470	\$2,500
<b>GAINES – OUTSIDE</b>			
49.-1-23 PC – 270 Lot #29	KEO KOMSAT 13387 Ridge Rd; 125.00 x 200.50 Land – \$7,900 Total – \$27,700	Dan M. Turk 6459 Aiken Road Lockport, NY 14094	\$300
50.2-1-13 PC – 210 Lot #30	GAUTHIER WALTER & MARY 13973 Ridge Road; 82.50 x 228.69 Land – \$10,000; Total - \$50,700	Julie M. Jones 940 Cobblestone Court Holley, NY 14470	\$600
60.-1-9 PC – 270 Lot #31	CARITHERS JAMES 3147 Kenyonville Rd; 150.00 x 167.00 Land – \$11,100; Total - \$25,500	Kennith S. Haylett 12985 Knowlesville Eagle Harbor Road Albion, NY 14411	\$300
<b>MURRAY-INSIDE</b>			
88.9-1-5 PC – 311 Lot #32	CHARLES MRS PAUL 73 State St; 87.00 x 147.00 Land – \$4,500	Craig J. VanAmeron 16170 Route 31 Holley, NY 14470	\$100
<b>MURRAY – OUTSIDE</b>			
64.-1-17.12 PC – 314 Lot #33	FIORITO THEODORE A JR. & DEBORAH J. Telegraph Rd; 175.10 x 104.02 Land – \$660	Lisa R. Wellington 15919 Telegraph Road Holley, NY 14470	\$200
<b>RIDGEWAY-VILLAGE</b>			
69.18-1-30 PC – 311 Lot #34	CICHOCKI IRENE B State St; 1.10 acres Land Total – \$12,200	Kevin D. Heideman 133 North Street Medina, NY 14470	\$600
79.12-3-68 PC – 220	NICHOLS RONNIE 313 Park Ave; 43.50 x 165.00	Adam W. Driscoll 412 Erie Street	\$20,000

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Lot #35	Land – \$5,900 Total – \$55,500	Medina, NY 14103	
79.36-1-51 PC – 311 Lot #36	VILLAGE OF MEDINA (firmly D. Castricone) 313 West Ave; 31.00 x 63.00 Land – \$2,600	Carolyn Lilley 11835 Ridge Road Medina, NY 14103	\$400
79.36-2-26 PC – 311 Lot #38 2006 JUDG	MOULE PATRICIA Lee Place; 24.00 x 44.00 Land Total – \$1,700	Paul D. Gray 11100 Maple Ridge Road Medina, NY 14103	\$1,500
80.05-1- 18.1 PC – 210 Lot #39	HOWARD THEODORE J. & STACEY 169 State St; 66.00 x 250.78 Land – \$12,000 total – \$65,100	Geoffrey & Joan H. Whittier 12900 Roosevelt Highway Waterport, NY 14571	\$24,000
80.5-2-25 PC – 210 Lot #40	TANNER SHARA LYNNE 188 State St; 66.00 x 74.00 Land – \$7,500	Matthew C. Mundion 536 Orient Street Medina, NY 14103	\$100
80.5-3-53 PC – 210 Lot #41	DECKER TRUDY 203 Mead Ave; 41.82 x 140.25 Land - \$5,300; Total - \$68,800	Donna J. Hess 3919 Taylor Hill Road Albion, NY 14411	\$12,000
80.9-1-26.2 PC – 311 Lot #42	EVANS ANTHONY S 523 East Ave; .60 acres Land Total - \$700	T & A Holdings of WNY, LLC 10381 Ridge Road Medina, NY 14103	\$1,100
80.37-2-47 PC – 481 Lot #45	URBANIAC ZIG 509 Main St; 30.00 x 99.00 Land - \$4,800; Total - \$41,500	Shan Chai Lin 515 Main Street Medina, NY 14103	\$8,000
<b>RIDGEWAY-OUTSIDE</b>			
70.2-2-38.3 PC – 422 Lot #46	CALEB LYELL & JANICE 3603 Knowlesville Rd; 121.15 x 110.37 Land –\$6,800 Total – \$38,000	Gary L. and Cynthia M. Saj 1023 West Avenue Medina, NY 14103	\$10,000
<b>SHELBY-OUTSIDE</b>			
101.-1-60 PC – 210 Lot #50	WEESE EMMITT R 4969 Salt Works Rd; 115.00 x 162.00 Land – \$6,900 Total – \$58,900	Michael J. & Joyce L. McCabe 10680 Ryan Road Medina, NY 14103	\$17,500
112.-1-52.2 PC – 314 Lot #52 2006 N&P	YATES JAMES S West Shelby Rd; 70.00 x 175.25 Land Total – \$5,600	Donald H. Smith 4777 Bigford Road Medina, NY 14103	\$200
114.-1-25.2 PC – 314 Lot #53 2006 N&P	SNELL RICHARD D. 5583 East Shelby Rd; 5.00 acres Land – \$15,200	Gypsy Skellon 525 West Center Medina, NY 14103	\$4,500
114.-1-26 PC – 314 Lot #54 2006 N&P	SNELL RICHARD D. 5579 East Shelby Rd; 50.00 x 75.25 Land – \$100	Gypsy Skellon 525 West Center Medina, NY 14103	\$500
<b>YATES-OUTSIDE</b>			
14.3-2-35 PC – 210 Lot #56	NOONE LORI ANN & DUJENSKI SHERRY MAY 1566 Lyndonville Rd; 165.00 x 188.10 Land – \$9,700 Total - \$87,500	Geoffrey & Joan H. Whittier 12900 Roosevelt Highway Waterport, NY 14571	\$19,000

TOTAL:

\$186,150

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 173-511**

APPROVING AGREEMENT BETWEEN THE BUILDINGS AND GROUND'S DIVISION OF THE HIGHWAY DEPARTMENT AND PANEK COATINGS, LLC AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE BUILDINGS AND GROUND'S BUDGET

RESOLVED, that this Legislature approves an agreement between the Buildings and Grounds Division of the Highway Department and Panek Coatings LLC., 13998 W. County House Rd, Albion, NY 14411, for scraping, priming and painting the exterior of the Courthouse dome, cupola and columns, per written proposal submitted, in the amount of \$14,635 with such work to be formed in June of 2011. Project to be paid for by New York State Office of Parks, Recreation and Historic Grant (Res No. 427-1210) in the amount of \$8,914.11 and county cost be the remaining balance of \$5,720.89; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign said agreement upon final review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$5,720.89
<u>TO:</u>		
A1620.418	Other Contractual Expenses	\$5,720.89

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

It was noted by Legislator Bower that they looked into cleaning it and it was not feasible. Highway Superintendent Gray indicated that the contractor will come in and scrape and paint the dome and cupola. There is a small window that the work can be completed due to court being in



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session. Repairs will also be made to the hole that was caused by the weather vane falling off the top of the dome. Legislator Rush indicated that a grant will pay for a portion of this project.

Legislator Allport moved to adjourn; second by Legislator Bower. Meeting adjourned at 4:50 PM.

## **LEGISLATURE MEETING**

May 25, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Care Net Center of Greater Orleans has requested the use of the Courthouse lawn to display a large vinyl banner to promote the Albion Strawberry Festival 5k and 8k Race. The banner will be set up immediately and removed after the event. United Way of Orleans County is requesting permission for a banner to be displayed on the Courthouse lawn for the United Way of Orleans County/Van Hungerford Golf Tournament that is to be held on June 29<sup>th</sup> at Shelridge County Club in Medina. The banner will be set up immediately and removed after the event. Genesee/Finger Lakes Regional Planning Council will hold their 34<sup>th</sup> Annual Meeting at the Hotel Clarence in Seneca Falls on June 9<sup>th</sup>. The Orleans County Elms Poorhouse Cemetery dedication will be held on June 20<sup>th</sup> at 10am.

A Proclamation of Retirement was presented by Legislators Lynne Johnson and Henry Smith Jr. of the Public Safety Committee, to Officer Cliff a patrol K-9 trained to detect drugs and apprehend suspects.

The Treasurer distributed a colored copy of the final report for the auction results from the auctioneer.

During open discussion, Thom Jennings, Albion, NY, took a few minutes of the Legislature's time to discuss the County's plans on redistricting. Mr. Jennings would like to know if the County is going to attempt to redistrict and if so, will some members of the parties that are not represented on the Legislature, such as Conservative or Independent, be involved in the process. The Chairman asked the CAO or County Attorney to address this question. Chuck Nesbitt, CAO, stated that it has been looked into and the tolerances that the districts need to fall in are within 10% and the methodologies that are being used are the same as we

have used in previous decades. The State Municipal Home Rule Law states that we are not to break up a town unless it exceeds 110% of the ideal size. Currently there is no town that exceeds this amount. In relation to the Home Municipal Law there is no legal reason to make an adjustment. Mr. Jennings stated that he is aware that the New York Civil Liberties Union (NYSCLU) has sent a letter and he is consulting with an attorney and they believe it is something that needs to be done. Aside from the legal stand point he believes that the At Large districts are grossly out of proportion. Mr. Nesbitt pointed out that the letter that was received from the NYSCLU has a lot of factual inaccuracies and there will be a letter sent pointing out the inaccuracies. Mr. Jennings then asked in conclusion that the County currently has no plans on forming a committee to look further into redistricting. The Chairman confirmed this and also added that the County is within the parameters of the law and sees no justification in redistricting. Legislator Allport added that it was previously determined by a court order that the At Large districts be split into East, Central, and West districts and the candidate must reside in the area they wish to represent. Mr. Jennings argues that this puts constraints on the party's possible candidates. If we had two candidates that resided in the same district only one could run. If the Legislature was to remove the residency requirement for the At Large districts that would give the other parties a better chance to participate. Legislator Allport restates that the residency requirement was set by court order established by the constitution. Chairman added that the residency requirement eliminates a concentrated representation of a specific area and spreads out the representation fairly. In reality we represent all of the people of the County. Mr. Jennings thanked the Board for the time.

Chris Loss, Barre Center, NY, in regards to selling the Nursing Home, those of us that are concerned about the future would like a subject of a referendum on the ballot in the November election. This issue is important enough to place it to a vote of the people. The Chairman expressed that this request is premature due to the fact that there has been no decision one way or the other to sell the Nursing Home. The decision, once it is made, will be based on the financials and how the State positions its desire to maintain nursing homes. The audit has been completed and it is possible that we will be presenting the results to the public in our next Board Meeting. The Chairman anticipates at a future meeting that we will be presenting an accountant prepared analysis of what 2011 and forward looks like financially. This process has not been conducted with the intent to sell the nursing home; we have not stated that we are selling the nursing home. Ms. Loss asks that if the Legislature does decide to sell the Nursing

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Home that it be put to public vote. The Chairman assured her that if that time comes; it will be put to due public opinion, but as of now this is premature. For the first four months of this year the numbers are not profitable, but they are 45% ahead of plan, which is heartening. The bottom line is how the State deals with counties that own nursing homes. Without government support it becomes extremely difficult for any county to support a nursing home without having to increase taxes. An example of such irresponsibility of the State is the Property Tax Cap, which would limit tax increases by 2%, at the same time the State has already decreased the revenues by 6%. So all things being equal we exceed the Property Tax Cap. If we are mandated by law to stay inside the parameters of the Property Tax Cap, what services do we continue to provide? The Sheriff's Department, the Nursing Home, the Highway Department, what services would be required by the State to continue to be provided? These are the types of decisions we will be faced with in coming years with the input of the community. Ms. Loss is concerned over more than figures, it is about the care of her mother. The Chairman agrees that it is about all of the people of Orleans County and feels that it is very serious business. We encourage people to spread the word of the quality of services and rehabilitation The Villages offers. It is a key in our survival.

The Chairman read a letter provided by NYSAC that will be sent to our representatives regarding the Property Tax Cap and how the unfunded mandates have shown no relief. A 100% of the County's taxes go to unfunded mandates and if there was relief we would not have to worry about the future of our Nursing Home, Sheriff's Department, or the Highway Department. This letter will be sent tomorrow morning.

Mr. Jennings questions mandate relief. If county tax dollars do not pay unfunded mandates, then state dollars will. The people will pay either way. The Chairman states that the State needs to cut spending altogether instead of down streaming the cost to the people by increasing property taxes. They can not downstream the cost to the people on the local level and then say the local level is acting irresponsibly. Mr. Nesbitt, CAO, stated that the counties have proposed 256 aspects of mandate relief. One of which is that Dave Lucas, an expert on Medicaid, has been hired by NYSAC out of the Washington Office to do an analysis of the federal health care law. He believes that NYS can take over the local share of Medicaid without additional expense that would reduce this county's property tax rate by 55% and by 100% in other counties. That is what we want to see happen. Mr. Jennings responded that when he thinks of mandate relief he simply sees it as a shift of responsibility of the burden

from the local county level to the State level. Mr. Nesbitt is asking just the opposite of having the county be responsible for local spending. The Chairman added that 256 items were presented to the State and every item was disregarded and passed by. The fight needs to start in this room and we need the people to help in making these important decisions. This needs to be dealt with now and it starts with our representatives.

The following resolutions were then presented:

**RESOLUTION NO. 174-511**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	6750-6903	\$342,926.38
Highway	No Claims	
Nursing Home	1274-1278; 1283- 1287; 38776-38818	\$283,813.84
Job Development	1330-1339	\$24,795.43
Self Insurance	48580-48584	\$4,805.37

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 175-511**

**AUTHORIZING OUT-OF-STATE TRAVEL FOR TOURISM DIRECTOR**

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*Resolutions 174-190*

RESOLVED, that this Legislature hereby authorizes Wayne Hale, Jr. to attend the following Destinations of New York State 2011 Group Tour Sales Missions to promote Orleans County and regional attractions:

- 1.) Ontario Sales Blitz, June 13 to June 15, 2011 to be funded by the Orleans County Tourism budget using I Love New York Matching Funds.
- 2.) Central Pennsylvania Sales Blitz, August 9 to 11, 2011 to be funded by Greater Niagara Region's Country Byways budget.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport pointed out that the tourism industry is a \$22 million industry for our county and our tourism director Wayne Hale and his department does a fantastic job.

#### **RESOLUTION NO. 176-511**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Baker Victory Services, Lackawanna, NY 14218 for the provision of residential foster care services; to be effective July 1, 2011 through June 30, 2012, at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Berkshire Farm Center, Canaan, NY 12029 for the provision of residential foster care services; to be effective July 1, 2011 through June 30, 2012, at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 177-511**

AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY BUDGET

RESOLVED, that this Legislature authorizes setting up new money in the Highway budget due to receipt of insurance recovery monies to pay for repair, labor, and equipment for a guardrail located on the Monroe Orleans Countyline Road Bridge, as follows:

<u>Revenue:</u>		
D2680	Insurance Recovery	\$2,030.36
<u>Appropriation:</u>		
D5120.436	Road Construction	\$2,030.36

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 178-511**

AUTHORIZING CREATING AND FILLING TEMPORARY POSITION IN THE JOB DEVELOPMENT AGENCY

RESOLVED, that this Legislature authorizes the creation of a Temporary Employment and Training Counselor position in the Job Development Agency, at Grade 15 of the CSEA Salary Schedule, effective June 1, 2011 through August 26, 2011, to assist with the Summer Youth Program; and be it

FURTHER RESOLVED, that this Legislature authorizes filling of this newly created vacant position effective June 1, 2011

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 179-511**

APPROVING APPOINTMENT TO THE COUNTY PLANNING BOARD

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

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<u>NAME</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Bruce Newell 17141 Norway Heights Kendall, NY 14476	Town of Kendall (Alternate)	12-31-13

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 180-511**

**AUTHORIZING SETTING UP NEW MONEY IN THE WEIGHTS AND MEASURES BUDGET**

RESOLVED, that this Legislature authorizes setting up new money in the Weights and Measures budget due to receipt of insurance recovery monies for damage to the department vehicle, as follows:

Revenue:

A2680	Insurance Recovery	\$1,661.02
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Appropriation:

A6610.446	Vehicle Maintenance	\$1,661.02
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Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the Probation Director to apply for Probation Eligible Diversion money through New York State which is already an 8% decrease to what Orleans County was funded last year; seconded by Legislator Smith. The following resolution was adopted:

**RESOLUTION NO. 181-511**

**APPROVING PROBATION DIRECTOR TO APPLY FOR PROBATION ELIGIBLE DIVERSION MONIES FROM THE NYS DCJS OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES**

RESOLVED, that this Legislature approves the Orleans County Probation Director to apply for the Probation Eligible Initiative through the New York State Department of Criminal Justice Services Office of

Probation and Correctional Alternatives in the amount of \$33,815 for the period of January 1, 2011 to December 31, 2011, to provide supervision and treatment to high risk offenders eligible for probation who are in jeopardy of incarceration.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 182-511**

**AUTHORIZING CREATING AND FILLING POSITION IN THE  
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, there is a need for transitional training as a result of replacing a full time contracted Intervention worker through Educational Resources Associates (ERA) as a result of the termination of the ERA contract effective August 31, 2011; and

WHEREAS, services will continue to be provided with a recognizable budgetary savings; now, therefore be it

RESOLVED, that this Legislature does hereby authorize the creation of a part-time Caseworker position in the Department of Social Services at Grade 16 of the CSEA salary schedule; and be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill this newly created vacant position effective September 1, 2011.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 183-511**

**AUTHORIZING FILLING OF VACANCY AND ABOLISHING  
POSITION IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Keyboard Specialist (4010.15) in the Public Health Department at Grade 7 of the CSEA Salary Schedule effective May 26, 2011; and be it



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FURTHER RESOLVED, that this Legislature does hereby abolish a full-time vacant Account Clerk Typist position (4010.38) in the Public Health Department at Grade 9 of the CSEA Salary Schedule effective May 26, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson commended the Public Health Director for avidly looking at the positions and making these changes.

**RESOLUTION NO. 184-511**

**APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD**

RESOLVED, that this Legislature approves the appointment of Raymond Neiswonger to the Community Services Board, appointment effective May 1, 2011 with a first term expiration date of April 30, 2015.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 185-511**

**AUTHORIZING FILLING OF VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full time Registered Nurse (In Charge) has transferred to a part-time Registered Nurse (In Charge) position at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to fill the full time Registered Nurse (In Charge), a critical position for the effective operation of the Nursing Home; now, be it

RESOLVED, that this Legislature authorizes the filling of a full-time vacant Registered Nurse (In Charge) Position (6030.018) at the Villages of Orleans Health and Rehabilitation Center at grade 21 of the CSEA Salary Schedule effective May 26, 2011.

Moved; Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 186-511**

AUTHORIZING ABOLISHING, CREATING, AND FILLING OF POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the full time custodial worker has transferred to the Dietary Department at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, the Villages of Orleans Health and Rehabilitation Center is wishing to create uniform position titles in the housekeeping and laundry departments; now be it

RESOLVED, that this Legislature authorizes the abolishment of a vacant, full-time Custodial Worker at Grade 2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a full-time Health Facility Worker at Grade 2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created, vacant position effective May 26, 2011.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 187-511**

AUTHORIZING SETTING UP NEW MONIES IN MARINE PARK BUDGET

WHEREAS, Resolution No. 233-610 authorized the Chairman to execute a grant project agreement with New York State Parks, Recreation, & Historic Preservation for the Orleans County Marine Park Boating Access project in the amount of \$121,000; and

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WHEREAS, a portion of the grant will be expended in 2011 for decking, four finger docks, and a project sign; now, therefore be it

RESOLVED, that this Legislature does hereby authorize and direct the County Treasurer to set up new monies in the Marine Park budget as follows:

<u>Revenue:</u>		
A3097	NYS Parks Grant	\$60,000
<u>Appropriation:</u>		
A7180.486	Special Grants	\$60,000

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to accept the 2010 State Homeland Security Program grant. Legislator Johnson added that there is an increase in the grant funds for the Homeland Security over last year. Chairman asked if future Homeland Security grant funding may become limited. Paul Wagner, EMO Director, stated that the funding for the 2011 fiscal year can be expected at a 20% decrease. Legislator Smith seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 188-511**

APPROVING ACCEPTANCE OF 2010 STATE HOMELAND SECURITY PROGRAM GRANT

WHEREAS, Resolution No. 434-1210 authorized the Emergency Management Office to apply for a State Homeland Security Program Grant for Federal Year 2010; be it

RESOLVED, that this Legislature approves the grant acceptance agreement with NYS Homeland Security, 1220 Washington Ave, Bldg 7A – Suite 610, Albany, NY 12242, Contract No. C838700, for the period August 1, 2010 to July 31, 2013 in the amount of \$137,692.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 189-511**

ACCEPTING A STANDARD OPERATING POLICY GUIDELINE FOR  
NYS HOMELAND SECURITY GRANTS

RESOLVED, that this Legislature adopts *The Orleans County Homeland Security Grant Administration Standard Operating Guideline* as a formal policy on the handling of Homeland Security Grant Funds to keep Orleans County in compliance with all required documentation set forth by the Department of Homeland Security.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 190-511**

AUTHORIZING CONVEYANCE OF 5029 EAST SHELBY ROAD,  
TAX MAP NO. 103.-1-37 TO THE TOWN OF SHELBY

WHEREAS, the County of Orleans became vested with the title to the real property commonly known as 5029 East Shelby Rd in the Town of Shelby, parcel dimensions 132.00 x 140.25, tax map no. 103.-1-37, by virtue of an In Rem Tax Foreclosure proceeding pursuant to Article 11 of the RPTL; and

WHEREAS, §1166 of the RPTL authorizes the sale and conveyance of real property acquired by a county in an In Rem Tax Foreclosure proceeding; and

WHEREAS, the Shelby Town Board has requested conveyance of said parcel to the Town in consideration of a chargeback to the Town of unpaid town taxes; and

WHEREAS, the said parcel is in close proximity to the East Shelby Volunteer Fire Department garage and storage facility complex; and

WHEREAS, the Town of Shelby and the East Shelby Volunteer Fire Department intend to demolish the building situate on the premises as a public improvement project and improve the visual impact of the parcel on the community and the property now owned by the Fire Department; and

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WHEREAS, this Legislature recognizes and determines that the rehabilitation of said parcel by demolition of the building situate thereon is in the best interests of the Town of Shelby as a part of the Town's revitalization efforts and enhances the East Shelby Volunteer Fire Department Facility which in turn serves the best interests of the County of Orleans; now, therefore be it

RESOLVED, that this Legislature hereby authorizes the transfer of 5029 East Shelby Road, tax map no. 103.-1-37 to the Town of Shelby; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to execute a deed conveying all of the County's right, title and interest in and to said parcel to the Town of Shelby; and be it

FURTHER RESOLVED, that the County Treasurer be authorized to cancel all unpaid taxes on said premises, including unpaid school relevy and recycling relevy, together with interest and penalties, with appropriate chargebacks to the taxing entities; and be it

FURTHER RESOLVED, that this resolution is adopted on the condition that in the event the Town sells this parcel and the Town realizes any surplus revenues on the sale of said parcel in excess of the costs of rehabilitation, such surplus revenues will be divided pro-rata so as to reimburse the County for its proportionate share of the chargeback to Orleans County of unpaid taxes.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport reported that the Bonadio Group gave their yearly report on the financial status of ARC of Orleans. They scored 91% and last time they scored 72%. It is one of the elite non profits in New York State and Legislator Allport is president of the ARC. Legislator Allport gave kudos to Don Colquhoun for all of his hard work.

Legislator Allport moved to adjourn; second by Legislator Smith.  
Meeting adjourned at 5:13 PM.

**LEGISLATURE MEETING**  
June 8, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: County of Orleans Industrial Development Agency will hold a Public Hearing on June 16, 2011 at 9:00 a.m. in the offices of COIDA at 121 N Main St, 2nd Floor, Albion NY 14411 for the purposes to consider financial assistance requested of COIDA by Liberty Fresh Farms, Albion NY. Monroe County will be hosting this month's InterCounty Association of Western New York meeting on June 17th at the Ebenezer Watts Conference Center in Rochester. After the meeting a tour will be held of the new state of the art Monroe County Public Safety Crime Lab Facility. Webelos Scouts of Den 5 Pack 164 Leader Eric Brown expressed appreciation for the time and effort the Orleans County Legislature afforded the boys and the information shared by the Board helped each boy earn their Citizenship Badge.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through May, 2011. The report was passed out and looks very well. The Treasurer will be cutting checks for snow plowing, so the end of June may not look as well. Legislator Rush added that this included roadside mowing. The Treasurer also stated that it was to fulfill the contract of the previous season, not the upcoming one. Legislator Johnson inquired about the sales tax. The Treasurer stated the check she just received was down by six or seven thousand from this time last year. In June we will receive another check next week and also on June 30.

Chairman opened with a statement on redistricting. Chairman read the following:

*Last week the Orleans County Legislature was informed by the New York Affiliate of the American Civil Liberties Union of its intent to take legal action against the county should it not redistrict the legislature, apparently at the request of one resident within the county. Its contention is that the variation among the district population is too great and violates the one-man-one vote rule. It further indicated that we cannot wait until July to draw new lines because the parties need to circulate nominating petitions in June.*

*The county legislature feels that there is significant merit to arguments for maintaining the current district structure. A majority vote of the*

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*legislature always represents a majority of the constituency. After much discussion with the county attorney, the legislature has decided that it is in the best interest of the Orleans County taxpayers to make a slight adjustment to the current legislative district structure rather than enter into a protracted legal confrontation. If the county's case were unsuccessful in federal court, the risk of such a lawsuit would be two-fold. First, the county would not only be forced to bear the cost of defending the suit, but would also be liable for the legal expenses of the ACLU related to the lawsuit. This could represent a significant outlay of county dollars, possibly reaching into the tens of thousands of dollars. This is an untenable risk in tough economic times for the citizens of our county to bear.*

*The second, and possibly even more important risk were the county to lose, is that a federal court would likely appoint an outside person to draw legislative districts for Orleans County. It is my belief that the process of redistricting the County of Orleans should not be forfeited to a federal entity by the duly elected representatives.*

*Therefore we will be introducing Local Law No. 3 of 2011 today regarding reapportioning the legislative districts and setting the date of the public hearing for our next meeting. This local law makes a slight adjustment to the current structure by moving one election district in the Town of Shelby from Legislative District One to Legislative District Two. Election District Number 3 in the Town of Shelby will be taken from Legislative District 1 and placed in Legislative District 2 thereby alleviating the threat of a lawsuit based on the assertions of the American Civil Liberties Union. Election District 3 consists of the portion of the Village of Medina south of the Shelby line and from West Avenue to the west ending at the village lines.*

*The plan brings Orleans County into compliance with the standard used by the ACLU with only a very small impact on the integrity of town lines in Shelby and Ridgeway. The plan also preserves the geographically contiguous districts. In fact, only two of the four districts are changed at all. According to the ACLU the at-large seats are not in question and those remain intact as well. Only legislative candidates for District 1 and District 2 need to be concerned with the small changes impacting petitions. Information on the specifics of those changes are readily available at the County Elections Office.*

*It is important to note that despite the ACLU's assertions, the variance would have had no impact on the outcome of any vote as four votes of seven in every instance results in a majority.*

*This will need to be done in a timely manner, as the petitions have the need to be circulated.*

Legislator Smith reported that RGRTA will be providing bus shelters in October/November. One will be placed here in Albion and the other will be placed in Medina. There will be further discussion as to where exactly the shelters will be placed.

Allen Lofthouse, Kendall, questioned Resolution No. 195 in regard to the hard economic times why are we purchasing property on W. Academy Street for \$64,900, what would be the reason for this purchase, and what will be the return on investment. Nesbitt, CAO, stated that the County is looking to get out of the business of renting property. Currently, there is a tenant on the property that generates \$250 per month in rent to the County. The County is not looking to grow the Highway Department. In the future RGRTA may look to expand an area for bus maintenance.

Paul Lauricella, Lyndonville, referred to the article in this week's paper that Orleans County highest taxed per capita in the country in regards to property. The Chairman stated that Orleans County is one of 22 counties in the State of NY that is in the list of the top 25 in the nation, so this is a New York State problem. It becomes more evident in this county because the real estate values are low. If it were a measure of spending versus people, we rank among the best in the state. If you took the median salaries and the median values of home, Orleans County is one of the best ratios in the country. It all depends on how it is measured. Until we get unfunded mandate relief this statistic is not going to change. Mr. Lauricella argues that between the County and the State it takes two. On a local level, there must be something that can be done. The Chairman emphasized that over 100% of the tax levy goes to unfunded state mandates. The County must continue to convince the State to stop spending and passing it down through the counties. We could sell the nursing home and get rid of the highway department and sheriff department, but we would still be paying 100% of our tax levy to NYS. Legislator Bower added that the biggest part of the tax is school tax, which this Body has no control over at all. The Chairman stated there is a chart that breaks down the school taxes, county taxes, town taxes, and village taxes. The school's portion is 63.9% of the total, which begs to ask what



are the schools doing, along with the towns and villages. The schools are under state mandate as well. Mr. Lauricella asks if this government can relinquish aid and put its foot down and not pay. Nesbitt, CAO, responds that what Mr. Lauricella is asking is illegal. The counties exist due to a state law as a way to put the programs throughout the state, and they have also used the counties as their personal bank account. Mr. Lauricella references that economists are reporting a depression worse than the great depression. The Chairman agrees that this issue is coming to a bursting point and the only solace is that we are not alone in this issue. All of the counties are living through this. Legislator Johnson added that Orleans County has taken numerous actions to consolidate funds. Last year the Highway Department and Buildings and Grounds were consolidated into one department. The record of employees has dropped. In looking at District 2, the County is considering consolidating services of the Village of Medina, Town of Shelby, and the Town of Ridgeway. There are two school districts on the west side that are currently without superintendents. There needs to be pertinent conversations about sharing these services that benefit the tax payer and still provide at least the level of service that is provided currently.

Chairman Callard, referred to the nursing home discussion last week and public referendum on the ballot in the November election, has looked into this and it is not legal for us to do that. County Attorney Schubel stated that the Municipal Home Rule Law has a specific list of topics for referendum. The sale of the nursing home is not amongst them. He further stated that the state comptroller has released opinions on municipalities holding referendum on great public interest and it is inappropriate to use public funds for no statutory authority to do it. The Chairman reiterates the this Legislature has not made the decision to sell the nursing home and it would be irresponsible to do so without looking at the financials and seeing how it will effect tax payers in the long run. For the first four month the nursing home has made a 45% improvement, but is still running at a loss. Chris Loss asked when the Legislature anticipates making a decision on the sale of the Nursing Home. The Chairman reiterated that they hope to have the results of the annual report by the next meeting. The Legislature has a responsibility to the taxpayers to do what is best for the County. There is no rough timeframe of making a decision. There has been no request for buyers, only an expression of interest to simply see what is out there.

Mr. Lauricella stated that the opposition to selling the Nursing Home is becoming very organized. There are letters almost daily. His suggestion

is to issue a letter explaining the Legislature's case. He is not in favor of selling the Nursing Home if the County can keep it, but on the other hand Mr. Lauricella is getting pounded on his taxes. For the first time in his life he paid his property taxes in May and is not happy about the 5% increase that happened this year. He continued to ask the Chairman to issue a letter to the newspapers to reiterate what has been reiterated in these meetings concerning the Nursing Home. Chairman said what he reads is fair and balanced for the most part. Legislator Bower added that he has stated many times during these meetings that not a single Legislator wants to sell the Nursing Home. He further stated that the paper leads you to believe he is the only Legislator that doesn't want to sell the Nursing Home and this is not correct. Do not believe everything you read in the newspaper. If there comes a time that the taxpayers can not afford to keep it, he may have to vote to sell it. Currently we are doing everything we can to advertise and promote the facility to bring public awareness of the quality of care we provide here in Orleans County.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 191-611**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	6910-7079	\$335,036.06
Highway	765-783; 2064-2092	\$1,197,088.97
Nursing Home	1290-1296; 38819- 38864	\$222,787.52

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Job Development	1342-1351	\$5,327.34
Self Insurance	48654-48656	\$3,976.60

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 192-611**

APPROVING AGREEMENT BETWEEN PROBATION  
DEPARTMENT AND AUTOMON CORPORATION

RESOLVED, that this Legislature approves an agreement between Probation Department and Automon Corporation, 10450 N. 74<sup>th</sup> St, Ste 210, Scottsdale, AZ 85258, for a maintenance contract to maintain the Probation Case Management System (Caseload Explorer) for the term of June 21, 2011 through June 21, 2012 at a cost of \$6,363.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve the nursing services contract for the Orleans County Jail. She stated that this was the lowest bid received. Motion seconded by Legislator Smith. The following resolution was adopted:

**RESOLUTION NO. 193-611**

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE  
AND LAKE PLAINS MEDICAL

RESOLVED, that this Legislature approves a 2-year agreement between the Sheriff's Office and Lake Plains Medical PLLC, 100 Ohio St, Medina, NY, 14013, for nursing services at the Orleans County Jail at a cost of \$6,758 per month for 2011 and \$7,096 per month for 2012; effective January 1, 2011 through December 31, 2012.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 194-611**

APPROVING APPOINTMENTS TO THE FIRE ADVISORY BOARD

RESOLVED, that this Legislature approves the appointments to a term on the Orleans County Fire Advisory Board; effective January 1 through December 31, 2011, as follows:

NAME	REPRESENTATION
Shawn Cook	Albion Fire Department
Jesse Babcock	Barre Fire Department
Matt Olles	Carlton Fire Department
Robert Freida	Clarendon Fire Department
Allen Turner	East Shelby Fire Department
Joe Morlino	Fancher-Hulberton-Murray Fire Department
Peter Hendrickson	Holley Fire Department
Brad Youngjohn	Kendall Fire Department
Jason Gerety	Lyndonville Fire Department
R.J. Morgan	Medina Fire Department
Vacant	Morton Fire Department
Francis Woodward	Ridgeway Fire Department
Andrew Benz	Shelby Fire Department

and be it

FURTHER RESOLVED that the following are approved as non-voting members of the Board:

NAME	REPRESENTATION
Paul W. Wagner	Orleans County Emergency Management
Francis Gaylord	Orleans #2 Deputy Coordinator
Martin Zwifka	Orleans #3 Deputy Coordinator
David Hydock	Orleans #4 Deputy Coordinator
David Clary	Orleans #5 Fire Investigator
Walter Batt	Orleans #6 Fire Investigator
David Knapp	Orleans #7 Fire Investigator
Peter Stritzinger	Radio Systems Manager
David Callard	Legislature Chairman
Lynne Johnson	Legislator
Scott Hess	Sheriff
Vacant	Office of Fire Prevention & Control

Moved, Johnson; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 195-611**

**AUTHORIZING PURCHASE OF REAL PROPERTY FOR USE BY ORLEANS COUNTY AND AUTHORIZING TREASURER TO TRANSFER FUNDS FROM CONTINGENT FUND**

RESOLVED, that this Legislature will purchase the property known as 237 W. Academy St, Albion, NY presently owned by Theresa Albanese, property to be used by the Buildings and Grounds and Highway Departments, at a total cost of \$64,900; \$64,900 due upon the delivery and recording of the deed; and be it

FURTHER RESOLVED, that the Treasurer is authorized to transfer funds as follows:

FROM:

A1990.435	Contingent Fund	\$64,900
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TO:

A1620.480	Buildings and Grounds Property Acquisition	\$64,900
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Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 196-611**

**AUTHORIZING TREASURER TO SET UP NEW MONEY FROM THE FUTURE INFRASTRUCTURE RESERVE**

RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Jail account for purchase of a boiler (\$228,000) and 2 hot water heaters (\$45,000) in conjunction with the Wendel Energy Performance Contract which will guarantee future energy performance savings, as follows:

FROM:

	Future Infrastructure Reserve	\$273,000
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TO:

A3150.405	Building Projects	\$273,000
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FURTHER RESOLVED, any unspent funds will be returned to the Future Infrastructure Reserve.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 197-611**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 3-INTRO OF 2011 A LOCAL LAW AMENDING SECTION 3 C. OF LOCAL LAW NO. 2 OF THE YEAR 1982 TO REAPPORTION LEGISLATIVE DISTRICTS

WHEREAS, the U.S Census Bureau has released the final 2010 Census figures, and Orleans County has reviewed the populations in the Legislative districts; and

WHEREAS, the Orleans County Legislature finds the need for an adjustment to ensure unquestionable compliance with federal law; and

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW AMENDING SECTION 3 C. OF LOCAL LAW NO. 2 OF THE YEAR 1982 TO REAPPORTION LEGISLATIVE DISTRICTS"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 22nd day of June at 4:25 p.m. at the Legislature Chambers, 3 South Main St., Suite 2, Albion, New York.

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to enter into Executive Session to discuss possible litigation as authorized under Open Meetings Law §105(d); seconded by Legislator Allport at 5:04 PM.

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Legislator Bower moved to reconvene meeting from Executive Session seconded by Legislator Allport at 5:46 PM.

With no further business discussed, Legislator Allport moved to adjourn; seconded by Legislator Bower. Meeting adjourned at 5:47 PM.

## **LEGISLATURE MEETING**

June 22, 2011

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Chairman Callard called the meeting to order at 4:39 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present. Charles Nesbitt, Jr., the Chief Administrative Officer was absent.

The Clerk presented the following communications: Albion Middle School Service Learning Class wished to thank Chairman Callard and the Legislature for helping them with the Alms House Cemetery Project. A Thank you note was sent, signed by the members of that class and Mr. Archer. Go ART! 2012 Reach & Ripple Grant Program Workshop Schedule has been announced. Visit [www.goart.org](http://www.goart.org) for details of the dates and locations. Funding is available to assist nonprofit organizations and individual artists in the creation and presentation of arts and cultural programming throughout Genesee and Orleans Counties. This funding is contingent on the approval from the New York State Council on the Arts. They have requested that pre-registration is a must to attend the scheduled workshops.

Legislator Johnson announced that three Orleans County Officials were recently honored from New York State for outstanding contributions to community corrections and interagency collaboration at the Mid Atlantic States Correctional Association Conference and Training Institute sponsored in Albany. Probation Director Luci Welch, retired Commissioner of Department of Social Services Carol Ludwig, and current DSS Commissioner Thomas Kuryla shared the 2011 award for outstanding collaboration between Probation and Social Services. Legislator Johnson shared that there are 3,100 probation officers in New York State who supervised 125,000 adult and 17,000 juvenile probationers across New York last year. Probation Officers along with their partners in community corrections and Social Services make a significant difference in the lives of countless youth at risk along with young adult and adult offenders and their work can often go unnoticed. She stated that this County has taken great strides in collaborating services between

departments and consolidating services whenever a chance arises without affecting positions. Here is a great example of two departments that worked together to collaborate. Legislator Eick, Chairman of the Economic Assistance and Opportunity Committee and Legislator Johnson, Chairman of the Public Safety Committee presented special recognition certificates to both Luci Welch and Tom Kuryla congratulating them for collaboration between the departments of Probation and Social Services.

Chairman Callard opened the floor for discussion. Bob Golden, Carlton, was pleased to hear how the departments of Probation and Social Services are continuing to work together, as they did back when he was Director of Probation. In regards to the Nursing Home, he urged the Legislature to not look at the difference between the expenses and revenues as a loss but look at the expenditures the same way we expend tax dollars on the Sheriff's Department. It would be nice to run the infirmary without any debt dollars but if not, he said it is worth to the citizens to pay the extra tax dollars if necessary to keep the Nursing Home going. He knows that there are increasing revenues for the rehab beds and understands that the County is working on promoting that as well. He knows, with his involvement with Holy Family Parish, that people will pay the additional tax dollars to make sure we maintain a county home. He has seen personally all of the good work done in the care of our residents at our Nursing Home

Gary Kent, Albion, apologized to Legislator Bower for unintentionally misrepresenting his vote on the hiring of William Gillick. He was, in fact, the lone "No!" vote. In a separate vote, Legislator Bower offered Resolution No. 373-1010 which authorized the CAO to seek Requests for Expressions of Interest in purchasing The Villages, as well as subsequent Request for Proposals authority. The vote in favor was unanimous.

Mr. Kent stated that some of us have decided that selling the County Nursing Home would be unwise, as did CGR advise Genesee County in selling their facility. If Orleans County leaders could recognize a need and respond to it in 1833 by building an Alms House, we can recognize a similar commitment today. Mike Paduchak and Joan Hudson have accurately framed the issue as it existed in the 19<sup>th</sup> century simply and eloquently. The need continues and so must courageous leadership.

Mr Kent expressed that selling The Villages would provide short term gain at considerable "cost." It would be abdicating our responsibility to many functionally incapacitated County residents such as his 98 year old friend



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who requires skilled nursing care, whom has no family, and cannot live alone. Our unwritten covenant with seniors must be kept.

He explained that to sell The Villages based on vague projections is imprudent. There is no one here who can predict the future. How well was sales tax revenue for 2011 predicted? What would five dollar a gallon gas do for sales tax revenues? None of us knows where the economy and retirement contributions will be in 2014. Will the nation continue to allow the insane system in which private health insurers buy Congress and beat County residents out of \$5,000,000 a year in taxpayer funded municipal health insurance premiums forever? There are informed opinions about IGT money and Medicaid reimbursement, but is anyone here certain about where these will be three years from now? Can you predict the priorities of our next Governor? Consider how much things changed when a new Commissioner of Corrections came to town. Mr. Kent claimed that Chairman Callard has said Nursing Home financials are not looking as dire as anticipated last fall. If we cannot even guess what will happen in the next six months, how can we forecast 2014?

In its response to a concerned citizen's information point, the Legislature said, "The Villages has been the most widely publicized program for the last five years for a variety of reasons." When Legislator Eick left The Villages Rehab last June, he astutely noted that area nurses and doctors are not aware of our rehab wing, and we need to advertise this. The minutes of June 23<sup>rd</sup> show he may have used the word "excellent" three times in describing his care.

How do we know what The Villages bottom line would look like with an aggressive attempt to sell its services, asked Mr. Kent. How will a shortage of nursing homes in nearby Niagara County affect The Villages? What if a similar scenario occurred in Genesee County? Could Orleans be marketed as a community that welcomes and values its seniors? Though Erie and Albany Counties are building new long term care facilities, the trend is to close or sell them. Mr. Kent further stated that if we can buck the trend by holding on to what is essentially a new facility, we can put ourselves on the map. Excellent public safety, ambulance services and a hospital add to the attractiveness of Orleans County. But a peaceful, rural setting in close proximity to Erie and Monroe County medical facilities positions us well to capitalize on an aging population. If you take this course, it would be news across the Empire State.

Whether you take the long view, or not, the concerned citizens of Orleans

County are not going anywhere. We are a diverse group with Nursing Home employees and family members constituting less than ten per cent of us. CSEA has yet to play a role in our efforts. Legislator Bower was correct when he spoke to Christine Loss--if he meant that opposition to selling The Villages has political implications. At its core, it is not political. He knows better than most that it isn't political with me.

Mary Bannister and Christine Loss were unable to be here today. Their appreciation for The Villages stems from the fact that three of their parents are residents. One of our staunchest activists greatly values the care his father received before he passed away after several years as a resident. There are many other citizens who share a sense of responsibility to seniors without ever having had a family member need long term care. It would be a mistake to see the interest of such thoughtful people as political, continued Mr. Kent.

As difficult as it may appear, liquidating an asset like The Villages Long Term Care and Rehabilitation facility would mean we took the easier way. We understand the Siren call of privatization. It is not that we think you are evil, but we disagree that selling The Villages is in the long term interests of Orleans County. Mr. Kent thanked the Legislature for their indulgence. Chairman Callard thanked Mr. Kent for his thoughtful comments.

Paul Lauricella, Lyndonville, said that people are coming to these meetings looking for funding. The reality is that there is no money. The ARC for example, which is a noble organization, started out doing a service and now over the last twenty years have expanded into other services, which got them away from their original intent. That is great when the money is good. As a taxpayer, he does not want his taxes raised. He would love to see these programs and organizations funded. As a business man if he expanded into areas that are not successful, he would have to pull back or go out of business. If your primary source is the taxpayer, he indicated that we have had enough. Taxpayers are also cutting budgets at home and these organizations also need to make further cuts. The taxpayers are not in the market to subsidize programs, policies and not for profit organizations. They are nice to have when the money is here but if there is no money reductions need to be made. There are people in this county who are taxed to death. Mr. Lauricella said he rather have less services and lower taxes than support all of this stuff.

Grace Denniston, Carlton, wished to re-iterate what Bob Golden stated earlier that the Nursing Home is a service that we provide like other

departments in the county. It is not there to make money. Certainly we want to do all we can to make the cost bearable but in the end this is what we are providing to our Senior Citizens. She feels that we can through them out the window and she would pay higher taxes to keep the Nursing Home.

Kay Walter, Barre, indicated that she has had four close family members in the Nursing Home over the past fourteen years. She said that not one of them wanted to be in the Nursing Home, certainly she didn't want to put her mother there. Once they got there, they all thought it was wonderful. She appreciated having them close so she could visit, rather than traveling to Niagara or Genesee Counties or them being forgotten by family. She urged the Legislature to do everything they can to keep the Villages open.

Chairman Callard indicated that it is the desire of the Legislature to keep the Villages open. This Board has a fiscal responsibility to the taxpayer. The figures are studied month by month and that through the month of May the figures have improved by 72% from budget but still running at a loss. We need to run a profitable operation, in operations itself and not be dependent on the State for survival. The State is our biggest problem and what it is going to do to impact our viability. The State is forcing counties to give up this operation. This Board has not given up and we will continue looking at this and making steps everyday to try to enhance the viability of the Nursing Home. He indicated that we may even see future advertising on the television promoting our facility.

Kay Walter indicated that she would be willing to pay higher taxes to keep the facility. Chairman Callard said he thinks all of us would but we may be in a better position to do that other than an average tax payer whose annual income is \$40,000. It becomes an increasing burden on the majority of people. We need to be cognizant of the needs of all the people of our county.

Diana Dudley, Albion, who's mother was a resident at the Nursing Home and was thankful that she was able to live close so she could go three times a day to help feed her. She spoke recently to a Nurse's Aide, who has worked at Beikirch, Orchard Manor, and the Villages, who said that the Villages does not bill the state for reimbursement for detailed activities for the residents. She said they can bill for much more reimbursement detailing the care of a resident, such as if a resident needs to be hand fed but said it involves much more paperwork. Legislator Bower stated that it is completely incorrect. He said that we do everything we can do to get

every dollar we can for reimbursement. Chairman Callard appreciates the input and it is important for the Board to hear what is going on. His mother in law was placed in The Villages, even though Orchard Manor was closer, traveling eleven miles each way because of the great care.

Grace Denniston questioned if the old section of the nursing home could be rented out for additional revenue. Chairman Callard said that they looked at the potentiality however a large cost could be involved in the upgrades. Currently the Board of Elections office is there along with another area being rented.

Gary Kent thought in 2009, when he was a sitting legislator, an estimate to update the air conditioning in the old section of the nursing home was in the neighborhood of 150 to 200 thousand dollars. He believes that an investment needs to be made in that space to make renting profitable. He stated that a lot of people at this meeting do not realize how many things are on the Legislators plates. He knows from being here, that a lot of things slip through the cracks, are forgotten about or new priorities step forward. He wondered if the cost of renovating this space has been discussed since then. Chairman Callard stated that they have talked about this within the year and would need new cost estimates. He said there is a lot of rentable space in Albion, even within the entire County and feels that they would not get the occupancy such to offset the cost. Legislator Bower stated that this has been looked into and in knowing that we have an income from renting that, the State would reduce their payments to us which would end up costing us more.

Paul Lauricella asked Chairman Callard if there is a possibility in running the numbers on the Nursing Home and on all these other programs that people want to keep in effect or funded as to how much per taxpayer their taxes would go up. Mr. Lauricella suggested placing an ad in the local newspaper or pennysaver to seek volunteers to pay for this, having their taxes raised. Chairman Callard said they could determine that and questioned Mr. Lauricella if he is willing to pay additional taxes. Mr. Lauricella said he does not want to see it go but he can't afford the taxes he is paying now.

Legislator Allport indicated that every \$16,000 expense is a penny per assessed thousand on your taxes.

Richard Kox, Barre, said his father was in the Nursing Home but unfortunately passed away February 5<sup>th</sup>. The time that he was in there, he

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accepted it as his home. He knows of others who are in there and also accept it as their home. Mr. Kox would pay additional taxes to keep The Villages here.

Legislator Rush commented that he and Legislator Bower worked on the construction project by meeting with the contractor daily and watching it progress. He said that both Legislator Bower and he have rooms picked out and he is not in favor of selling it.

Legislator Bower commented on the apologies of Gary Kent who miss quoted his record of voting in his article "Where does our Legislators stand on the Nursing Home", of which an apology was made publically today and the other in this week's newspaper. Legislator Bower confirmed that he did not vote to have William Gillick be the Director of the Nursing Home. He was adamant about it and still is now. Legislator Bower stated today that Mr. Gillick has done an excellent job at the Nursing Home. Legislator Bower has been on the Nursing Home Committee for almost the twenty two years on the Legislature, and it is the best run Nursing Home today that he has seen. In Mr. Kent's correction in the newspaper, it was stated that Legislator Bower did vote for request of interest in the sale of the Nursing Home. Legislator Bower likened that to the County Highway Department getting in trouble with the State mandates cut us off on the funding and then we would need to get rid of that. It would be foolish for him to vote against going out and looking to where we would have these facilities provided for us in the future. We have to protect what we have here and one way to protect it is in looking out for things that might happen tomorrow. This is not the first time he has had problems with articles written by Mr. Kent, but Legislator Bower expressed that these really hit home. If anyone knows him, he loves this Nursing Home. The three factors that are driving the real problem in the Nursing Home are the retirement costs, health care costs, and the high raises. Legislator Bower recited portions of the November 22, 2010 letter to the editor in the Daily News written by Mr. Kent and in that Legislator Bower pointed out that the raise issue was only vetoed by Legislator Bower, not Mr. Kent's.

Legislator Eick commented on the article in the paper because he was criticized as being silent in regards to the Nursing Home. His position is that this Board is looking at all aspects of the Nursing Home and we want to keep the Nursing Home. He was in the Nursing Home for several weeks and it is an excellent facility. A Nursing Home is drastically needed by the hour because his Dad is in Orchard Manor because it is

closer for his mom but he needs to be there, expressed Legislator Eick. He said we all have concerns and the idea that this Board is going to sell it needs to get out of people's heads. He explained him getting out of the dairy farm business because of future declining milk prices. We as a group want to keep the Nursing Home but later on we may need to do something. We have spoke of various aspects of advertising and will have a booth at the 4-H fair, which we welcome volunteers to man this booth.

Legislator Johnson stated that on behalf of Mr. Gillick, a list was given to her pertaining to what was done in the month of May concerning marketing the Nursing Home.

Richard Kox stated that at an Office for the Aging event held at the Trolley Building, The Villages was not represented. A quick phone call was made to Bill and then they quickly were able to get there. The facility needs more marketing. He suggested that the televisions should be turned off to help cut costs.

Legislator Bower announced that The Villages Garden will be included in this year's Master Gardener's Garden Tour on July 9<sup>th</sup>. Legislator Bower requested that all citizens need to help in marketing our Nursing Home by telling friends and neighbors about our great Nursing Home and the opportunity of having great rehabilitation. The hospitals in Monroe County are not going to help us. He announced that he will continue hosting tours the first Friday of each month at 1:00 p.m.

Legislator Smith indicated he does not have a room picked out but we do have a beautiful facility as eloquently stated and is certainly in favor of everything said by his peers here today. There is no way the Nursing Home will be sold unless something happens down the road.

Theresa Martilotta, Albion, stated that she was in for rehabilitation for eight weeks a year ago this past September and everyone was wonderful. The nurses and the aides were all wonderful and she could not imagine being without the Nursing Home.

Pam Canham, Director of Office for the Aging, reiterated what Legislator Bower said and that people can advocate for their frail and elderly loved ones. The Office for the Aging staff meets with care givers and provides them information that they have options as to where their loved ones can be placed to be cared for. That is one of the missions for the Office for the Aging.

Chairman Callard called for the presentation of the following resolutions:

**RESOLUTION NO. 198-611**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	7092-7258	\$493,445.23
Highway	No Claims	
Nursing Home	1299-1306; 1309-1312; 38865-38908	\$163,513.16
Job Development	1354-1359	\$15,031.50
Self Insurance	48731-48734; 48927	\$35,835.66

Moved, Rush; second, Allport  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 199-611**

**SETTING DATE FOR PUBLIC HEARING FOR ADDITIONS TO CERTIFIED COUNTY AGRICULTURAL DISTRICTS.**

RESOLVED, that a public hearing will be held by this Legislature to consider requests for inclusion of additional agricultural lands in certified County Agricultural Districts on the 13<sup>th</sup> day of July at 4:20 PM at the Legislative Chambers, 3 S Main St, Albion, NY; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearing in the two official County newspapers.

Moved Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 200-611**

**AUTHORIZING SETTING UP NEW MONEY IN YOUTH BUREAU BUDGET**

WHEREAS, Sarah Brinsmaid donated \$1,000 to offset reductions to youth programs; and

RESOLVED, that the County Treasurer is authorized to set up new money in the Youth Bureau budget as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$1,000
 <u>Appropriation:</u>		
A7310.418	Youth Programs	\$1,000

Moved, Rush; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 201-611**

**AUTHORIZING COMMUNITY FOUNDATION GRANT ACCEPTANCE FOR OFFICE FOR THE AGING**

WHEREAS, the Board of Directors of the Rochester Area Community Foundation Inc has informed the Orleans County Office for the Aging that they have been approved grant funding through the G. Stanley and Teresa Ann Allen Fund; now, therefore be it

RESOLVED, that this Legislature authorizes the Director of the Office for the Aging to accept a grant from the Community Health Foundation in the amount of \$8,000 to become effective July 1, 2011 through June 30, 2012, to be used to recruit and utilize volunteers throughout the county and to determine the feasibility of creating a volunteer transportation program. Grant will increase current half time



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Community Services Worker position to part time, only for the life of the grant. County Cost \$0; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this grant agreement subject to review and final approval of the Chief Administrative Officer.

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 202-611**

**AUTHORIZING SETTING UP NEW MONEY IN THE HEALTH DEPARTMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department budget as a result of additional funding received from Health Research, Inc. for emergency response planning and implementation, as follows:

<u>Revenue:</u>		
A4489	Bioterrorism Preparedness	\$25,000
<u>Appropriations:</u>		
A4010.100	Salaries	\$6,720
A4010.411	Office Supplies	\$790
A4010.452	Personal Service Contracts	\$3,000
A4010.462	Travel	\$900
A4010.463	Travel other than mileage	\$100
A4010.487	Environmental Health Supplies	\$6,065
A4010.489	Nursing Supplies	\$700
A4010.810	Retirement	\$1,366
A4010.820	Medicare	\$540
A4010.830	Social Security	\$2,313
A4010.860	Health Insurance	\$2,506

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 203-611**

APPROVING ANIMAL CONTROL SERVICES AGREEMENTS WITH  
VARIOUS TOWNS IN ORLEANS COUNTY

RESOLVED, that this Legislature approves agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Kendall, Murray, Ridgeway, Shelby and Yates to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2011 through December 31, 2011; and be it

FURTHER RESOLVED, that the Towns shall pay the County the sum of money set forth in the contract in two (2) equal payments, with the first payment being due on or before July 1<sup>st</sup> and the second payment being due on or before December 21, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to adopt the redistricting Local Law which was discussed extensively this afternoon and explained by our County Attorney; seconded by Legislator Smith. On behalf of the Legislature, Chairman Callard presented the following statement prior to final adoption of the resolution:

*Before the vote on redistricting commences I thought it is appropriate to review the record on how this resolution was necessitated. The issue was raised by one, who recently announced his candidacy for the District 3 Albion and Gaines Legislative seat. At the April 27<sup>th</sup> meeting he commended CAO Nesbitt and Clerk of the Legislature Hanlon for providing his FOIL requested information in a timely manner. He specifically mentioned his concerns with the At Large Central District and the District 3 population where he lives, and while conceding that there may not be a legal issue, redistricting should at least be looked at by a citizen group.*

*The county legislature has maintained that there is significant merit to arguments for maintaining the current district structure and that a majority vote of the legislature has always represented a majority of the constituency. Redistricting, when not required, would only become a politicized issue.*

*That same individual revisited the legislature on May 25<sup>th</sup> and stated that he had been consulting with an attorney and that he was aware that the*

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*New York Affiliate of the American Civil Liberties Union would be writing a letter to the county and that something had to be done. That person further suggested that the county remove its residency requirements for legislative offices.*

*One week before the June 8<sup>th</sup> meeting of the legislature, the county was informed by the Civil Liberties Union of its intent to take legal action against it should the county not redistrict. Its contention was that the variation among the district population is too great and violates the one-man-one person rule. It further indicated that this needed to be done immediately because of the political parties needing to circulate nominating petitions this month.*

*The legislature decided that it was in the best interest of the Orleans County taxpayers to make a slight adjustment to the current legislative district structure rather than enter into a protracted legal confrontation with the Civil Liberties Union which could cost tens of thousands of dollars.*

**The legislature was given ONE WEEK, then, to legally set this in motion** *(one week - which in itself causes one to question the motive and whether or not it was political in nature). A decision had to be made immediately and a call for a Public Hearing placed at the June 8<sup>th</sup> meeting and a vote is being taken at this meeting to comply with the Civil Liberties Union's request. One week is hardly time for a citizen group to be formed and to deliberatively discuss the issues.*

*Election District Number 3 in the Town of Shelby will be taken from Legislative District 1 and placed in Legislative District 2 thereby alleviating the threat of a lawsuit based on the assertions of the Civil Liberties Union.*

*The plan brings Orleans County into compliance with the standard used by the Civil Liberties Union with only a very small impact on the integrity of town lines in Shelby and Ridgeway. The plan also preserves the geographically contiguous districts.*

*The Local Law is subject to permissive referendum under the provisions of the Municipal Home Rule Law of the State of New York should the people feel it is necessary; or if the one or two who have been driving this request wish to pursue it through a lawsuit, then so be it – but this legislature will*

*not be intimidated or threatened by politicians and the people will ultimately know how the cost occurred.*

**RESOLUTION NO. 204-611**

ADOPTING LOCAL LAW NO. 3 OF 2011, ENTITLED A LOCAL LAW AMENDING SECTION 3 C. OF LOCAL LAW NO. 2 OF THE YEAR 1982 TO REAPPORTION LEGISLATIVE DISTRICTS

WHEREAS, Local Law No. 3-Intro of 2011 was introduced at a regular meeting of the Orleans County Legislature on June 8, 2011 and a Public Hearing was held on June 22, 2011, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 3 Intro of 2011, in the form hereto annexed below, and hereby is adopted as Local Law 3 of 2011; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 3 of the year 2011, together with the required text thereof in the official newspaper and shall file such adopted Local Law No. 3 of 2011 as prescribed with the Office of the Secretary of State.

**Local Law No. 3 of the Year 2011**  
**A LOCAL LAW AMENDING SECTION 3 C. OF LOCAL LAW NO.**  
**2 OF THE YEAR 1982 TO REAPPORTION LEGISLATIVE**  
**DISTRICTS**

**SECTION 1. TITLE:**

A Local Law Amending Section 3 C. of Local Law No. 2 of the Year 1982 to Reapportion Legislative Districts.

**SECTION 2. AUTHORITY:**

This Local Law is enacted pursuant to Municipal Home Rule Law §10(1)(ii)(a)(13) which authorizes local governments to reapportion their legislative bodies in order to comply with the one person one vote standards enunciated by the United States Supreme Court.

**SECTION 3. PURPOSE:**

The purpose of this Local Law is to amend Section 3 C. of Local Law No. 2 of the Year 1982 by reapportioning the legislative districts established therein by removing that portion of the Village of Medina situate within the Town of Shelby lying west of the center line of West Avenue (currently referred to as Shelby Voting District 3) from County Legislative District 1 and adding that portion of the Village of Medina situate within the Town of Shelby lying west of the center line of West Avenue (currently referred to as Shelby Voting District 3) to County Legislative District 2.

**SECTION 4. AMENDMENT OF SECTION 3 C.:**

Section 3 C. of Local Law No. 2 of the Year 1982 is hereby amended by replacing the provisions of Section 3 C. with the following provisions which shall read as follows:

- C. The remaining four (4) county legislators shall be elected from four (4) separate legislative districts as follows:

Legislative District 1 shall include that part of Orleans County being all of the Towns of Clarendon and Barre and that portion of the Town of Shelby bounded and described as follows: All of the Town of Shelby excluding therefrom the portion of the Village of Medina situate within the said Town of Shelby lying west of the center line of West Avenue.

Legislative District 2 shall include that part of Orleans County being all of the Towns of Yates and Ridgeway and that portion of the Town of Shelby bounded and described as follows: The portion of the Village of Medina situate within the said Town of Shelby lying west of the center line of West Avenue.

Legislative District 3 shall include that part of Orleans County being all of the Towns of Albion and Gaines.

Legislative District 4 shall include that part of Orleans County being all of the Towns of Murray, Kendall, and Carlton.

**SECTION 5. LEGISLATIVE DISTRICTS CONTINUED:**

The four legislative districts as previously bounded and described by Section 3 C. of Local Law No. 2 of the Year 1982 shall continue as such for the limited purpose of continuing in office the legislators elected from said districts through December 31, 2011 and such current legislative districts shall continue to exist through December 31, 2011. For the purpose of the general election of 2011 and all other purposes on January 1, 2012, the County of Orleans four legislative districts are described in Section 4. hereinabove and more particularly shown on a map entitled Orleans County Legislative Districts attached hereto and made a part hereof.

**SECTION 6. EFFECT OF OTHER LAWS OR ACTS:**

Any law, ordinance, resolution or other act inconsistent with the provisions hereof shall be superseded by this Local Law.

**SECTION 7. SEPARABILITY:**

If any clause, sentence, paragraph or section of this Local Law shall be adjudged by any Court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation of the clause, sentence, or paragraph thereof directly involved in the controversy in which such judgment shall have been rendered.

**SECTION 8. SUBJECT TO REFERENDUM ON PETITION:**

This local law shall take effect forty-five (45) days after its adoption hereof, or after approval of the affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval if within forty-five (45) days after its adoption there be filed with the Clerk a petition protesting against this Law in the form, signed and authenticated, as provided for in section 24 of the Municipal Home Rule Law of the State of New York

Moved, Eick; second, Smith.

Roll Call – 7 ayes: Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

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**RESOLUTION NO. 205-611**

**AUTHORIZING FILLING OF VACANCIES IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Sheriff's Office effective June 23, 2011:

Part-time Cook (3150.32) at an hourly rate of \$12.88.

Part-time Animal Control Officer (3510.03) at an hourly rate of \$13.12.

Moved, Johnson; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 206-611**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Joanne Best, Brockport, NY 14420 for the provision of legal services relating to child support matters; to be effective July 1, 2011 through June 30, 2012 at a cost of \$75/hour. County cost is \$0.

Kids Peace National Center for Kids in Crisis, Schnecksville, PA 18078 for the provision of therapeutic foster care services; to be effective July 1, 2011 through June 30, 2012 at rates established by New York State Office of Children & Family Services. Reimbursement will vary by child's eligibility for State and Federal Funding; and be it,

FURTHER RESOLVED, that these agreements are subject to the Chief Administrative Officer's approval.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 207-611**

**AUTHORIZING EXPENDING STATE HOMELAND SECURITY  
GRANT FUNDS AT EMERGENCY MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase twenty (20) 2-year Pictometry Online Licenses for various County and local agencies; said licenses to be used by the agencies for planning and response purposes; and be it

FURTHER RESOLVED, that the cost of these licenses, \$12,720 to be paid from A3640.486.2008 State Homeland Security Program (SHSP Grants) for Fiscal Year 2008.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 208-611**

**AUTHORIZING PAYMENT TO TROTT COMMUNICATIONS  
GROUP**

WHEREAS, Resolution No. 433-1210 authorized Orleans County to enter into agreement with Trott Communications Group for preparation, administration, and evaluation of RFP proposals regarding the 800 MHz system; be it

RESOLVED, that this Legislature authorizes payment to Trott Communications Group in the amount of \$36,000 to be paid from H3097 Capital Project 911/EM Radio account.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 209-611**

**AWARDING BID FOR A UTILITY TERRAIN VEHICLE (UTV) AND  
AUTHORIZING EXPENDING GRANT FUNDS IN SHERIFF'S  
OFFICE**

WHEREAS, advertisement for sealed bids occurred and one bid was publically opened on May 20, 2011; therefore be it



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RESOLVED, that this Legislature awards the bid for a new 2011 John Deere XUV 825i Utility Terrain Vehicle, to be purchased from Lakeland Equipment, 3237 Union St, North Chili, NY, 14514, for the amount of \$10,553.59; to be fully paid from FY2009 Operation Stonegarden Grant, approved by Resolution No. 214-610, through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants. County Cost \$0.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 210-611**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND SUPPLEMENTAL HEALTH CARE, INC.

RESOLVED, that this Legislature approves an agreement between The Villages of Orleans Health and Rehabilitation Center and Supplemental Health Care, 2005 Sheridan Dr, Buffalo, NY 14223 for agency nurse services on an as needed basis for the period July 1, 2011 to June 30, 2012; and be it

FURTHER RESOLVED, that the LPN and CNA cost schedule is:

	LPN	CNA
Weekday	\$35.00	\$23.00
Weekend	\$35.00	\$23.00

Holiday and Overtime hours over forty hours per week will be billed at time and half; and be it

FURTHER RESOLVED, that this agreement is subject to County Attorney and Chief Administrative Officer approval.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 211-611**

AUTHORIZING THE CREATION AND FILLING OF A TEMPORARY PART TIME POSITION AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, a part-time Health Facility Worker will be on medical leave for a period of six months; and

WHEREAS, to assure sufficient staff levels in the Housekeeping and Laundry departments of the Villages of Orleans Health and Rehabilitation Center; now, be it

RESOLVED, that this Legislature authorizes the creation of a temporary part time Health Facility Worker at the Villages of Orleans Health and Rehabilitation Center; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created temporary full-time position until employee 6030.707 returns to work from medical leave but no later than December 31, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 212-611**

APPOINTING MEMBER TO THE GLOW WORKFORCE INVESTMENT BOARD

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new term membership of Melissa Haight, Regional Administrator, PathStone Corporation, 140 N. Main St., Albion, NY 14411, representing Migrant Seasonal Farmworkers, for the At Large seat appointment on the GLOW Workforce Investment Board, replacing Shelly Dale-Hall, to be effective immediately.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to submit the proposal of the realignment of the Great Lakes Seaway Trail through the Point Breeze area in Carlton as

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discussed earlier by Wayne Hale, Director of Tourism. This new trail could incorporate nearly seventeen additional businesses if realigned. Legislator Allport seconded the motion. Legislator Johnson thinks it is wonderful that this Board is backing something that promotes tourism in Orleans County. The following resolution was adopted:

**RESOLUTION NO. 213-611**

**PROPOSING REALIGNMENT OF THE GREAT LAKES SEAWAY TRAIL IN ORLEANS COUNTY**

WHEREAS, the Great Lakes Seaway Trail, created by New York State Transportation Law and designated one of 150 National Scenic Byways in the United States, crosses Orleans County along State Route 18 and the Lake Ontario State Parkway; and

WHEREAS, Seaway Trail, Inc. is evaluating the corridor to ensure the byway is following the optimal route along its 518-mile length; and

WHEREAS, the existing corridor alignment bypasses seventeen businesses, public facilities, and points of interest in the Point Breeze area; now, therefore be it

RESOLVED, that this Legislature hereby supports a Great Lakes Seaway Trail corridor realignment in order to provide direct access to Point Breeze, our primary boating and fishing destination, thereby enhancing the economic well-being of travelers, businesses, and our community as follows:

Follow State Route 18 east to the intersection with State Route 98;  
Turn left on State Route 98 through the hamlet of The Bridges;  
Turn right on Marsh Creek Road then left on Point Breeze Road for .5 miles;  
Turn right onto on-ramp and merge onto the Lake Ontario State Parkway heading east toward Rochester;

and be it

FURTHER RESOLVED, that a copy of this resolution shall be sent to Seaway Trail, Inc., Senator George Maziarz, and Assemblyman Steve Hawley.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:35 p.m.

## **LEGISLATURE MEETING**

July 13, 2011

---

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the invocation was led by Bob Beach Sr., World War II Veteran and Chaplain of the Military Honors Firing Squad from Medina.

Chairman Callard announced that United States Marine Corp Sergeant Trevor Thomas Cook passed away on July 6<sup>th</sup> as a result of a Marine Corps' Helicopter crash at Camp Pendleton, California. Sergeant Cook was a 2004 graduate of Lyndonville High School. Sergeant Cook was a highly decorated Marine who served two tours overseas including the Pacific Asiatic Theatre in the Gulf of Aden and USMC Camp Bastion in Afghanistan. He was currently serving with the Third Marine Division, 369<sup>th</sup> Light Helicopter Attack Squadron, who were known as the "the Gunfighters".

Chairman Callard requested a moment of silence to remember our local hero and to pray for his family and friends during their time of loss.

The Clerk called the roll. All Legislators were present, with the exception of Legislator Eick.

The Clerk presented the following communications: The Albion Ministerium, a group of clergy from the Greater Albion community, requests the use again, for the fourth consecutive year, of the outer grounds of the Courthouse for their annual Ecumenical Picnic on Sunday, July 17<sup>th</sup> from Noon until 2:30 p.m. Approximately 15 congregations gather, about 200 people in total, to celebrate common bonds and to grow in greater fellowship with one another. Access to the grounds would be from 10:30 a.m. until 3:00 p.m. EAP is sponsoring an American Red Cross Blood Drive which will be held on July 15<sup>th</sup> from 9:00 a.m. to 2:00 p.m. at the Orleans County Administration Building Conference Rooms. Supervisor Dick Moy will host Assemblyman Steve Hawley at the Clarendon Town Hall on July 15<sup>th</sup> at 2:00 p.m. for a question and answer session regarding the 2% Tax Cap. A thank you was read from Village of

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Albion Mayor Dean Theodorakos, thanking Jerry Gray and the Orleans County Highway Department for assisting the Village DPW in demolition of the former restaurant at 19 North Main Street.

The Board approved the request of the Albion Ministeriam to use the Courthouse grounds on July 17<sup>th</sup>.

Legislators Johnson and Smith of the Public Safety Committee presented the Probation Department a Proclamation designating the week of July 17 – 23<sup>rd</sup>, 2011 as Probation, Parole and Community Supervision Week in Orleans County. Those present to accept the proclamation included Luci Welch, Director of Probation; Jeannette Riley and David Quaranto, Probation Supervisors; Casey Gearing and Chris White, Probation Officers.

During open discussion, Chairman opened the floor. Jeanne Crane, Carlton, Orleans County Democrat Chairwoman, came before the Board to today explain their position regarding redistricting and Local Law No. 3 of the year 2011. Their intent was not done maliciously but rather was initiated because no redistricting has been done in approximately thirty years. It is the duty of the Legislature to review their plan every ten years after each census has been completed. Their concern is the concept of “one man, one vote”. Mrs. Crane advised that the League of Woman Voters presented a program on February 3<sup>rd</sup> on redistricting and the gerrymandering that occurs when a partisan party initiates the process. At that time the Democrats formed a subcommittee to review Orleans County’s plan. Thom Jennings, as a member of that subcommittee, did some of the research and crunched the numbers. She indicated that this was not politically motivated as previously stated in news articles. The committee wanted to make sure their numbers were correct and were eventually referred to the NYCLU. They did not threaten litigation or lawsuits, she stated. Therefore, she said it was unfair to single out Mr. Jennings. As this Board may be aware, Mayor Koch garnered 138 lawmakers to sign an independent redistricting process. Redistricting is important for all local and state wide because it ultimately impacts the future political agenda, and possibly the pool of candidates in one particular area. She feels it is unfair to say that the Legislature had only one week to fix the issue. The issue was presented to the Legislature in April and May, and the NYCLU sent several e-mails requesting to review the process. She hopes that this will end the dialogue in the Pennysaver. Let each legislative candidate stand on their own platform. In closing, Mrs. Crane asked as the Orleans County Democratic Chair that each

legislative candidate follow the guidelines of the League of Women Voters and sign a "Fair Campaign" pledge. She thanked the Board for their kind attention.

Paul Lauricella, Lyndonville, asked about the resolution for the Sheriff to apply for a Governor Traffic Safety grant for Child Passenger Safety Program. He asked if this is to show people how to use car seats. Sheriff Hess stated that the Child Seat program is to teach new or young parents how to properly install child safety seats into vehicles; which is not as easy as it used to be indicated the Sheriff. There are specifically trained Deputies to do this. We also supply child safety seats for those who cannot afford them. Mr. Lauricella stated that this implies that people are morons and can't read directions. Mr. Nesbitt stated that he just utilized a Deputy to install a new car seat into his vehicle because he is a new father. He said he read the directions and there were a couple of tricks to get it secured safely into his vehicle and the Deputy was very helpful which he greatly appreciated the assistance. Mr. Lauricella questioned if the government should be funding this program. Mr. Nesbitt said that would have to be taken up with the State. He said it seems like a waste of money. Sheriff Hess said that the service is provided for keeping our children safe.

Amy Hope Witroyl, Lewiston, expanded on the remarks of Mrs. Crane and also noted that in her pleasant acquaintance with her she has never known Mrs. Crane to put any partisan interest before public interest. She said she has also never been to a Public Hearing after which the Chairman read a statement drafted before the public even made comment. She found it to be ironic that the absence of any discussion or even acknowledgement of public comments at the redistricting hearing prior to the voting on the measure was just as what Mr. Jennings had predicted. County Officials first politicized this issue and the Legislators wholesale failure to educate and engage the public about something important enough to be in the US Constitution discourages people from caring, so does holding the hearing during normal work day hours, stated Ms. Witroyl. It seems to be a shame to her especially for our young people who are more likely to stay educated and engaged.

She asked to consider the following facts: 1) New census data was released at the end of March. 2) According to the data, the difference between the highest and lowest populated districts in this county was 13.6%, thereby exceeding the 10% threshold established by the courts. 3) The County declined to redistrict when first asked in April. The County

declined again when asked a second time in early May. The county declined to take up the issue when raised a third time at a meeting in May only after a FOIL request from an Attorney in early June to the County for proposed redistricting and did so behind closed doors. 4) The petition process for County Legislators began July 7<sup>th</sup>. Finally, on June 22<sup>nd</sup> the legislature passed a proposal that would change the variance from 13.6% to 9.3%. There were only ten weeks between the census data and July 7<sup>th</sup> start for petitions. The heated refusals by the county to comply with legal requirements invited litigation. It was her understanding that the County did not request additional time from NYCLU. Under the law, the Chairman still suggests that litigation against the County can only come about because of politics. She said this notion seems absurd at best because based on enrollment; this party will inevitably dominate any county legislature district. The new 9.3% variance is at the high end of the 10% maximum compliance threshold. Courts have been known to order much less than 9.3% and in all Orleans districts are not within 5% of the average district size, neither are at large seats slated from scrutiny. Ms. Witroyl stated that is just one illustration under the new law every ten votes in Yates or Ridgeway will affectively equal every nine votes casted in Shelby or Clarendon. She certainly hopes that no one sues the county but if we do, it will be due to compliance and process concerns, not politics. The county should evaluate the possibility of rescinding the amendment provided however NYCLU are willing to forbear to allow for a reasonably independent proposal process with public education and input. If such a request was made of the NYCLU, doing so in partnership with other stakeholders would seem important in this juncture. A rescission would not alter the qualifications of any of the announced candidates for this election, but maybe easier to accomplish within the current year period. The new lines, whatever they may be, would become effective within the next election. The bigger impact for all of us in upstate is that if we don't come to terms with a fair redistricting process, New York City may see an increase in gerrymandering therefore domination of the State Assembly. Ms. Witroyl has been told that the next speaker could be far less attentive to upstate and it may well be because all of us together in upstate fail to insist on independent redistricting now before the tables inevitably turn in the State Senate. As for Orleans County, taxpayers should not be unduly exposed because of the latest by the Legislature which rushed what are to be argued as partial compliance with redistricting requirements. Residents deserve process that is worthy of this great county, stated Ms. Witroyl. She said it is always a pleasure to see everyone and thanked the Board for their time.

Paul Lauricella, Lyndonville, questioned Resolution No. 216-711 asking what the rate of pay for a grade 18 concerning positions in the Mental Health Department. Chairman Callard said we could provide that figure to him after the meeting. Legislator Bower said this is to better serve the people of Orleans County. Mr. Lauricella asked if there is ever a position that should be gotten rid of and not create another one. Mr. Nesbitt indicated that we have reduced 40 positions in the last twelve months. Chairman Callard said the budget for 2011 is for 606 filed positions and currently we have 566.

Legislator Johnson moved to add one resolution to the agenda; second by Legislator Rush. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 214-711**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	7269-7479	\$521,788.12
Highway	758-805; 2093-2128	\$429,568.38
Nursing Home	1313-1317; 38909-38963	\$290,700.07
Job Development	1362-1373	\$9,101.40
Self Insurance	48872, 48875	\$37,253.64

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.



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**RESOLUTION NO. 215-711**

**AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR'S TRAFFIC SAFETY GRANT**

RESOLVED, that the Sheriff is authorized to apply for the Governor's Traffic Safety Grant for the Child Passenger Safety program in the amount of \$4,000 to be used by the Sheriff's Office for the funding period October 1, 2011 through September 30, 2012.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Bower moved to fill a vacancy and abolish a position at the Mental Health Department to better serve the needs of the people of Orleans County. He stated that people can be rest assured that every position that he looks at needs to be filled. As Chairman of the Health Committee, we did eliminate many jobs last year and currently within the Mental Health, Public Health and Nursing Home, they are looking at eliminating more. Legislator Johnson seconded the motion. Mr. Nesbitt further explained that a person will be transferring from one position to another, transferring from one program to another at the same step and grade to get full funding from a better funded program. The following resolution was adopted:

**RESOLUTION NO. 216-711**

**AUTHORIZING FILLING AND ABOLISHING POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a Supportive Case Manager position (Position #4310.17) at Grade 18 of the CSEA Salary Schedule effective July 14, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishing of an Intensive Case Manager position (Position #4310.18) at Grade 18 of the CSEA Salary Schedule effective upon filling the Supportive Case Manager position.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 217-711**

APPROVING APPOINTMENTS TO THE AGING ADVISORY COUNCIL

RESOLVED, that this Legislature approves the following appointments to the Office for the Aging Advisory Council for a three year term, effective April 1, 2011 through March 31, 2014. (\* denotes final term)

- \* Virginia Carpenter 2344 S. Lyndonville Rd, Lyndonville, NY 14098
- \* Gloria Costello 476 Oak Orchard Estates, Albion, NY 14411
- Susan Dydo 3389 Fruit Ave, Medina, NY 14103
- \* Benjamin Jones 127 Brown St, Albion, NY 14411
- \* Maralyn Joslyn 4275 Oak Orchard Rd, Albion, NY 14411
- \* Jack Kemp 17065 LaDue Rd, Holley, NY 14470
- Josette Lauze 11863 E. Lakeshore Rd, Lyndonville, NY 14098
- \* Christina Short 12072 Million Dollar Hwy, Medina, NY 14103
- Marcia Tuohey 107 Woodland Ave, Medina, NY 14103

Moved, Eick; second, Allport  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 218-711**

APPROVING APPOINTMENTS TO THE STOP-DWI COMMITTEE

RESOLVED, that this Legislature approves the following appointments to the STOP-DWI Committee through December 31, 2012.

Scott D. Hess	Sheriff
Kathy Hodgins	GCASA
Lucille Taylor-Welch	Probation
Joseph Cardone	District Attorney
David Callard	Chairman of the Legislature
Lynne M. Johnson	Public Safety Chairman
Henry Smith, Jr.	Legislature

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 219-711**

**GRANTING EXTENSION FOR PAYMENT ON IN REM AUCTION PARCELS**

WHEREAS, Resolution No. 127-411 Setting Date and Terms for Auction of County-owned Tax Properties, indicates that the balance of the successful and accepted bids for parcels sold at the property auction must be paid to the Orleans County Treasurer by June 30, 2011, unless extended by the Orleans County Legislature; and

WHEREAS, Linda K. Smith, the successful bidder on Parcel 2, Town of Albion, Tax Map #73.6-2-6; Melissa M. Stornelli, the successful bidder on Parcel 9, Town of Albion, Tax Map #73.13-1-7; and Chris A. Mathes, the successful bidder on Parcel 12, Town of Albion, Tax Map #82.-1-26 and Parcel 20, Town of Carlton, Tax Map #27.4-2-19, have requested an extension, not to exceed sixty (60) days; therefore be it

RESOLVED, that this Legislature grants an extension for balance due payment for this parcel for a period of time not to exceed sixty (60) days; and be it

FURTHER RESOLVED, that due to this extension and loss of interest to the County, there will be a charge of \$250 for parcel (property with improvements), and \$100 for vacant land for each 30 day period until the property is fully paid, not to exceed a period of 60 days

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 220-711**

**AUTHORIZING SETTING UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET**

WHEREAS, Resolution No. 323-910 accepted the grant agreement between Emergency Management and the Office of Homeland Security in the amount of \$119,972; and

WHEREAS, said Resolution authorized setting up \$19,000 of the SHSP FY2009 grant funds; be it



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Election Commissioner	Dennis Piedimonte	6	1/1/2011- 12/31/2012	N	11.50
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and be it

FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing on January 1, 2011, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 222-711**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND ORLEANS COUNTY JOB DEVELOPMENT**

RESOLVED, that this Legislature does hereby approve an agreement with the Orleans County Department of Social Services and the Orleans County Job Development, Albion, NY for funding of the summer employment for TANF eligible youth; to be effective May 1, 2011 through September 30, 2011 at a cost of \$36,030. County cost is \$0.

Moved, Rush; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 223-711**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE PROBATION DEPARTMENT BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Probation Department budget for firearms and equipment, as follows:

<u>From:</u>		
A3140.100	Personal Services	\$1,500
<u>To:</u>		
A3140.251	Safety Equipment	\$1,500

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 224-711**

**AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET**

RESOLVED, that this County Treasurer is authorized to set up new money in the Sheriff's budget, as a result of monies received as donations to the K-9 Fund from DK Auto Body LLC, Bonnie L. Waters, OCDSA, Loretta Smith, and Charles & Joan Robishaw; as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$1,810
<u>Appropriation:</u>	Other Contractual Expenses	\$1,810

Moved, Johnson; second, Smith  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 225-711**

**AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Cook (6030.303) at the Villages of Orleans Health and Rehabilitation Center at Grade 8 of the CSEA Salary Schedule effective July 14, 2011.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 226-711**

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**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND OAK ORCHARD COMMUNITY HEALTH**

RESOLVED, that this Legislature approves an agreement between the Health Department and Oak Orchard Community Health; 300 West Avenue Brockport, NY 14102 to provide Medical Consultant Services for several programs through the Orleans County Health Department. Contract period May 1, 2011 through September 30, 2011. Contract to be reexamined when "Policy Insurance" quotes are released. Contract amount \$5,000. County Cost \$0.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 227-711**

**AUTHORIZING FILLING OF VACANCY IN THE SHERIFF'S OFFICE**

WHEREAS, New York State Civil Service Law §52 states that vacancies in positions in the competitive class shall be filled, as far as practicable, by promotion; therefore be it

RESOLVED, that this Legislature hereby authorizes the filling of the vacant full-time Senior Civil Clerk position in the Sheriff's Office at Grade 3 of the OCSEA salary schedule effective July 14, 2011.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 228-711**

**APPROVING LEASE AGREEMENT BETWEEN FORD MOTOR CREDIT COMPANY AND SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes a two-year lease agreement between the Sheriff's Office and Ford Motor Credit Company, 1 American Rd, Dearborn, MI 48121-1739, for four (4) leased 2011 Crown Victoria Police Interceptors, Lease No. 7829808, in the amount of \$46,171.28 for 2011 and \$46,171.28 for 2012, to be paid from budget account A3110.270, Sheriff – Capital Equipment.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson announced the times of Sergeant Cook's calling hours and funeral at St. Mary's in Medina. She requested that those who could attend to please do so because he deserves to receive a hero's welcome home.

Legislator Bower moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:59 p.m.

### **LEGISLATURE MEETING**

July 27, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Legislator Eick, the Clerk called the roll. All Legislators were present.

The Clerk had no communications to present. The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through June 2011. Sales tax was paid to towns and villages July 1<sup>st</sup>.

During open discussion, Larry Montello, County Commander of the American Legion, indicated that he was here in the past concerning a 911 memorial stone. Mr. Montello distributed a handout as to what the stone looks like, incorporating all three 911 events that occurred. In his past visit, approval was given by the Board to place this at the flag pole at Courthouse square. Mr. Montello had some concrete questions which he was referred to Jerry Gray, County Highway Superintendent. Mr. Montello also asked if an additional clip could be attached to the flag pole because his family purchased the County a 911 memorial flag. Mr. Montello announced that they will be having another 911 memorial event and asked if power and a podium could be available for this event. Chairman Callard stated that Mr. Montello should be commended for his efforts and those present also applauded his efforts. Chairman Callard stated that the Board is welcome to help in the future arrangements of this event.

Paul Lauricella, Lyndonville, asked if the new dump truck they are purchasing today had snow equipment included and if it will be reimbursed through CHIPS because he thought CHIPS was only for road materials. Jerry Gray, Orleans County Highway Superintendent stated



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that the new dump truck will not be equipped with snow equipment and that CHIPS reimbursement does allow equipment but the program has criteria they need to follow.

Allen Lofthouse, Kendall, questioned Resolution No. 233-711, by asking if the full-time employment training counselor that is being abolished is at the same grade 15 as the part-time position that is being created. Carol Miller, Director of Job Development indicated that both positions are grade 15. Mr. Lofthouse asked, referencing Resolution No. 236-711, if the K9 dog is fully trained. Mr. Nesbitt indicated that he is not fully trained, but has done extensive training and will be going through additional training with the K9 Officer. Mr. Lofthouse asked how much that training would cost. Mr. Nesbitt indicated that a proposed training budget has not been submitted.

Chris Loss, Concerned Citizens Group, inquired about the power shut down at the Nursing Home on Friday, July 22<sup>nd</sup> during one of the hottest days of the year. Mr. Nesbitt indicated that the County is part of a program through the New York State Independent Operators that helps them accomplish grid management by holding wide spread blackouts by shutting down electricity and going to generator power. There was a scheduled shutdown that we were notified of on Thursday that power could be shut down either on Thursday or Friday, with only one hour notification provided to us. Mrs. Loss felt it was an endangerment to her mother and other patients with heart/lung problems. She indicated that they only had four outlets in the dementia unit and cords were all over for fans, bathroom lights were not on. Mr. Nesbitt stated that they had extensive debriefing on how the shutdown went and planned ahead for the same event to occur in the future. Mr. Nesbitt appreciated hearing her concerns and will duly note them.

Roland Nenni, new Village of Albion Police Chief, voiced how important the relationships they have with the Sheriff's Department are and would like to continue that relationship. He stated that they will continue working on the formation of the county-wide SWAT team and make sure everything is operable amongst all the entities involved. They will continue to pull together a legal agreement on how to run the team, which is standard across the state. Chief Nenni stated that he knows that we continue to have concerns with the radio system and as a police manager he is concerned with the equipment and down the road on a budgetary standpoint, that they don't become too costly. He wants to make sure the equipment is reliable and maintained. Chief Nenni does not want to be a

complainer; he wants to be part of the solution. He offered the Albion Village Police Department's assistance to facilitate a solution. He wants to make sure that the safety of the residents is being met. Mr. Nesbitt asked Chief Nenni if their records incorporate concerns or problems they have had and if they could be shared with our Emergency Management Department. Chief Nenni indicated he will get that information to them quickly. Chief Nenni introduced Holley Police Chief Murphy and Deputy Fuller who will be very willing to help facilitate this. Chief Murphy indicated that he has also kept records of their departments concerns. He said in the Village of Holley, and parts of the Town of Murray, have areas that have radio problems because they are in a "bowl" type setting. Chairman Callard voiced his appreciation that they came today to introduce themselves and he looks forward to the spirit of cooperation in all working together. Legislator Johnson expressed that the Emergency Management Department and this Legislature are working admittedly to get these situations under control. She stated they are making good strides in getting to where they want to be. Legislator Johnson asked again to forward the documentation of the issues so we have the evidence we need to move forward.

Legislator Allport announced the Meals on Wheels Chicken BBQ fundraiser on Thursday, August 4<sup>th</sup>.

Chairman Callard mentioned that he was invited to Monroe Community College yesterday to participate in Governor Cuomo's announcement of the formation of the new Finger Lakes Regional Economic Development Council to help drive growth in New York. He was able to meet the Governor personally. This council is one of ten councils being formed around the state to compete for more than one billion dollars in stimulus funding. Bradley McDonald, Vice President of Brunner International will serve on the Board and Chairman Callard has been named to the council as an ex-officio member representing Orleans County. Their work will begin immediately by submitting a proposal to the state by November with awards being announced in December.

Legislator Rush announced that the Orleans County 4-H Fair is ongoing this week. The chicken BBQ is Thursday night and also mentioned the Master Gardeners Honor Garden and that bricks are for sale if you wish to honor someone.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 229-711**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	7496-7663	\$647,667.54
Highway	806-807	\$273,213.31
Nursing Home	1320-1324; 38964-39005	\$115,231.16
Job Development	1376-1379	\$15,052.07
Self Insurance	48872-48874; 48929-48932	\$80,332.59

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 230-711**

**AUTHORIZING THE HIGHWAY DEPARTMENT TO ACCEPT BID ON 2012 NEW AND UNUSED TANDEM AXLE DUMP TRUCK**

RESOLVED, that this Legislature authorizes the Highway Superintendent to accept the bid specifications of \$151,791 for the 2012 New and Unused Tandem Axle Dump Truck from Hunter Buffalo

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Peterbuilt at 2370 Walden Ave, Buffalo, NY 14225 to be paid from Account #DM5130.270; reimbursement through CHIPS.

Moved, Smith; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to abolish positions in the Mental Health Department as was presented by James Graziano, Director of the Mental Health Department during today's conference session. Legislator Bower expressed that it is very tough to have a resolution on the floor to reduce jobs but in the view of our financial times, and with the State, it is the right thing to do for the people. Motion was seconded by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 231-711**

**AUTHORIZING ABOLISHING POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, due to cutbacks in State Aid and other financial reimbursement, it is necessary to abolish positions in the department; be it

RESOLVED, that this Legislature authorizes the abolishing of the following positions:

Case Manager (Position # 4310.22) at Grade 15 of the CSEA Salary Schedule, effective at the close of business on August 12, 2011.

Leisure Time Activities Director (Position # 4310.25) at Grade 11 of the CSEA Salary Schedule, effective at the close of business on August 12, 2011.

SPOE/SPOA Specialist Part Time (Position # 4310.44) at Grade 6 of the Management Compensation Plan, effective at the close of business on August 10, 2011.

Moved Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 232-711**

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**APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING  
AND HOME CARE OF ROCHESTER**

RESOLVED, that this Legislature approves an agreement between the Office for the Aging and Home Care of Rochester, 85 Metro Park, Rochester, NY 14623 for Personal Care Services at the rate of \$17.41 for Level 2 services, County cost \$4.35/hour, and Nursing Supervision services at a rate of 83.27/hour, County cost \$20.82/hour, with contract effective August 1, 2011 through December 31, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 233-711**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE JOB DEVELOPMENT AGENCY**

RESOLVED, that this Legislature hereby abolishes a full-time Employment & Training Counselor position (Position #6210.12) in the Job Development Agency effective August 26, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Employment and Training Counselor in the Job Development Agency at Grade 15 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes filling this newly created position effective August 29, 2011.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 234-711**

**APPROVING AGREEMENT BETWEEN JOB DEVELOPMENT AND  
NEW YORK STATE DEPARTMENT OF LABOR**

WHEREAS, this Legislature has approved the establishment of a One Stop Center in Orleans County to provide Employment and Training services to area Job Seekers and Employers; be it

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RESOLVED, that the Legislature approves an Office Space Permit agreement between the Orleans County Job Development and the New York State Department of Labor, with said agreement back dated to July 1, 2009 through June 30, 2011. County cost is \$0.

Moved, Eick; second, Rush  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 235-711**

APPROVING APPOINTMENT TO THE AGING ADVISORY COUNCIL

RESOLVED, that this Legislature approves the appointment of Michael Paduchak, 1412 Center Rd, Kendall, NY 14476 as an additional member to the Office for the Aging Advisory Council for a three year term, effective April 1, 2011 through March 31, 2014.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 236-711**

AUTHORIZING PURCHASE FROM THE SHERIFF'S DEPARTMENT BUDGET

RESOLVED, that this Legislature authorizes the purchase of a K-9 Patrol Dog from International DogSport, Knauerweg 4, 91781 Weissenburg, Germany in the amount of \$6,600 to be paid from A3110.418 - Other Contractual Expenses.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 237-711**

AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature hereby authorizes filling a full-time vacant Social Welfare Examiner position, (Position # 6010.249) at

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the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective August 1, 2011.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 238-711**

**AUTHORIZING CREATING TEMPORARY POSITIONS IN  
DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature authorizes the creation of temporary positions in the Department of Social Services for implementation of the Home Energy Assistance Program to be reimbursed with 100% Federal funds, as follows:

Full-Time Social Welfare Examiner effective August 1, 2011 – March 31, 2012 at Grade 13 of the CSEA salary schedule;

Full-Time Social Welfare Examiner effective November 1, 2011 - May 31, 2012 at Grade 13 of the CSEA salary schedule;

Full-Time Clerk effective November 1, 2011 – April 30, 2012 at Grade 7 of the CSEA salary schedule;

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created temporary positions.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 239-711**

**AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY  
MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase tactical/ballistic equipment from United Uniform and tactical equipment from Amchar Wholesale, for the Interagency County SWAT Team, to be paid from 3640.486.2008 (SHSP FY2008 Grant) in the amount of \$ 25,182, in accordance with said Fiscal Year 2008 State Homeland Security Grant Work Plan.

Moved Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize purchase of radios to meet FCC Narrow Band Mandates and it will only be paid from 2008 State Homeland Security Grant funds, with no 2009 grant funds needed for this purchase as first indicated in the resolution; seconded by Legislator Smith. The following resolution, as amended, was adopted:

**RESOLUTION NO. 240-711**

**AUTHORIZING PURCHASE OF MOTOROLA RADIOS TO MEET  
FCC NARROW BAND MANDATES**

WHEREAS, the FCC has set a mandate to narrowband UHF equipment by January 1, 2013; and

WHEREAS, some conventional radio equipment is connected to the Orleans County trunk radio system for interoperability; be it

RESOLVED, that the Director of Emergency Management is authorized to purchase four (4) Motorola XPR4550 radios and associated equipment from Saia Communications, Inc. of 100 Stradtman St, Buffalo, NY 14206 at a cost of \$6,873.41, to be paid from 3640.486.2008 (State Homeland Security Grants FY2008).

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 241-711**

**ADOPTING ADDITIONS TO CERTIFIED AGRICULTURAL  
DISTRICTS**

WHEREAS, Article 25AA of State Agricultural and Markets Law provides for the addition of predominantly viable agricultural land into existing, certified agricultural districts following an annual thirty day enrollment period and public hearing; and



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WHEREAS, said enrollment period occurred in June 2011 and proper notice was provided and a public hearing was held on July 13, 2011; therefore be it

RESOLVED, that additions to Agricultural Districts No. 1, 2 and 3 of twenty-eight whole tax parcels of predominantly viable farmland be adopted as identified by numbers 19.00-1-10.1, 29.00-1-13.2, 38.00-1-1.1, 38.00-1-1.2, 50.00-1-64.111, 50.00-1-67, 57.00-1-36.3, 57.00-1-38, 58.00-1-50, 58.00-1-55.12, 60.00-1-34.12, 61.00-1-21.1, 66.00-1-18.12, 72.00-2-23.11, 77.00-1-9.13, 77.00-1-9.14, 84.00-1-1.2, 90.00-1-19.21, 90.00-1-19.31, 90.00-1-19.41, 90.00-1-19.42, 90.00-1-19.41, 92.00-1-2.112, 95.00-1-63.1, 96.00-1-11.2, 96.00-1-13, 97.00-1-37, 107.00-1-50, 114.00-1-11; and be it

FURTHER RESOLVED, that a Notice of Determination of Non-Significance - Negative Declaration shall be filed in the absence of a significant effect of this action on the environment, pursuant to Article 8 of Environmental Conservation Law.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 242-711**

#### **APPROVING LEASE AGREEMENTS WITH XEROGRAPHIC SOLUTIONS INC. FOR COPIERS AT COUNTY ADMINISTRATION BUILDING**

RESOLVED, that this Legislature approves the following lease agreements with Xerographic Solutions Inc., 138 Fairport Rd, Suite 1000A, Fairport, NY 14450 for copiers at the County Office Building mail room, with terms effective August 1, 2011 through July 31, 2016, with monthly payment and per print rates being lower than previous held agreements:

60 month FMV lease on 5755T Copier with 4 trays, finisher and customer training at a monthly charge of \$153.23, with a per print charge of \$.0057 and a \$75 processing fee.

60 month FMV lease on W5135T copier with offset catch tray and customer training at a monthly charge of \$67.07 with a per print charge of \$.0080 and a \$75 processing fee.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 243-711**

AUTHORIZING DIRECTOR OF COMPUTER SERVICES TO MAKE APPLICATION TO NATIONAL GRID FOR FIBER LINE INSTALLATION AND 5 YEAR POLE ATTACHMENT LICENSE

RESOLVED, that this Legislature authorizes the Director of Computer Services to submit an application to National Grid, 300 Erie Blvd. West, Syracuse, NY 13202 to attach fiber line to National Grid poles from 34 E. Park St. to 14016 Rte 31 Albion, incorporating a \$140 application fee; and be it

FURTHER RESOLVED, that this Legislature also approves the Distribution Pole Attachment Agreement with Niagara Mohawk approving a 5 year pole attachment license with a term of 5 years effective August 1, 2011 through September 30, 2016 incorporating pole rent at the rate of \$11,422.80 for the term of the license.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 244-711**

AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the full time Assistant Director of Nursing position has been vacant at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time Assistant Director of Nursing position, a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of the full time Assistant Director of Nursing position (Position # 6030.004), covering the evening shift, at the Villages of Orleans County Health and

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Rehabilitation Center at Grade 7 of the Management Compensation Plan effective July 28, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 245-711**

**AUTHORIZING THE FILLING OF POSITIONS IN THE DISTRICT ATTORNEY'S OFFICE, MODIFICATION OF SALARIES AND AMENDING RESOLUTION 436-1209 REGARDING TRAFFIC DIVERSION COORDINATOR**

RESOLVED, that this Legislature authorizes the hiring of Susan M. Silleman as full-time First Assistant District Attorney at grade 7, step 9 of the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the hiring of John S. Sansone as part time Third Assistant District Attorney at grade 5, step 7 of the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature requires that future step increases for the Third Assistant District Attorney shall require the Legislature's approval; and be it

FURTHER RESOLVED, that this Legislature amends Resolution 436-1209 by appointing the First Assistant District Attorney as the Traffic Diversion Program Coordinator and that the District Attorney's Office shall be reimbursed by the Traffic Diversion Program for the services provided by the Traffic Diversion Program Coordinator in the sum of seven thousand seven hundred twenty-five dollars (\$7,725) per year, and be it

FURTHER RESOLVED, that the effective date of said hirings, designations and salaries is August 1, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower withdrew two resolutions to cancel the first meeting in August and the related resolution to process and release account payable checks due to cancelling the meeting.

Legislator Johnson moved a resolution in its entirety to set zero percent compensation increase for Management and Elected Officials for 2012 and phase in health insurance contributions for employees hired prior to January 14, 2004 and setting 2012 salaries for the Orleans County Legislature; seconded by Legislator Bower. Legislator Johnson stated that she thought long and hard about the introduction of this resolution. This is not something that she does lightly, she said. She wanted to stress that she is very appreciative of the jobs done by the management team. She does not want these folks to see this as a diminishment of their efforts. These times dictate that we all have to take part in the sacrifices necessary. She expressed that they have an extremely dedicated group of professionals helping the Legislature to run their county operations, however times are tough. She expressed that all employees are being asked to do their parts. All the Sheriff's unionized employees have taken a zero percent raise in either 2009 or 2010; and she stated that they still look to the CSEA to do the right thing at some point as well. It is the Management team's turn to do their part in this economy to help the common tax payers make ends meet. It is best to settle this issue prior to going into the budget season and as she stated last year, it is entirely inappropriate to leave our Management team with an uncertain future as late as December for the following year. Legislator Johnson stated that there was discussion about the idea of sitting down with a representative group of the Management team to discuss a way forward but unfortunately she said she does not see a consensus amongst the Legislators to do this. Therefore, Legislator Johnson proposed a way forward for 2012 and offering this resolution that includes zero percent pay scale increase for 2012 and a five year phase in for health insurance contributions for those non-contributing management personnel. This resolution also calls on the Legislature to take no pay raise for 2012 and this is the fifth year in a row that the Legislature has taken no increase in addition to taking a pay cut in 2009. Legislator Johnson asked the Legislature to support her proposal and asked all Management and Elected Officials to share the pain.

Chairman Callard stated that he always expressed his support for fair compensation for workers in the marketplace and for our employees in the county and certainly the management team is no exception. He expressed that this team has done an excellent job in the execution of its duties and has done much to control expenses while the State continues to reduce revenues. It is unfortunate that we are in such a time of national economic stress. He stated that this resolution lays out a reasonable and thoughtful approach to next year's budget in a difficult time and he will support it.

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Chairman Callard called for a vote and the following resolution was adopted:

**RESOLUTION NO. 246-711**

SETTING A ZERO PERCENT COMPENSATION INCREASE FOR MANAGEMENT AND ELECTED OFFICIALS FOR 2012 AND PHASING IN HEALTH INSURANCE CONTRIBUTIONS FOR EMPLOYEES HIRED PRIOR TO JANUARY 14, 2004 AND SETTING 2012 SALARIES FOR THE ORLEANS COUNTY LEGISLATURE

WHEREAS, this Legislature desires to control costs and provide certainty for the approaching budget process as it relates to compensation for management and elected officials; therefore be it

RESOLVED, that the management compensation plan for 2012 will remain the same as 2011 including all pay scales except for the following language to be inserted in to the section relating to medical coverage on page 12:

*“Employees hired prior to January 14, 2004 will contribute to health insurance as follows:*

*2% of the cost of their medical coverage for 2012*

*4% of the cost of their medical coverage for 2013*

*6% of the cost of their medical coverage for 2014*

*8% of the cost of their medical coverage for 2015*

*10% of the cost of their medical coverage for 2016 and thereafter*

*Elected officials serving a term ending after December 31 2011, would be exempt from the changes described directly above for the remainder of their current term. Upon beginning a new term, elected officials would be required to contribute consistent with the terms for a regular employee with the same date of service.*

*Management employees will be offered a less expensive tier II medical plan on a voluntary basis. An employee selecting the tier II plan will afford the employee a contribution discount of 6% of the cost of their medical coverage. In no case will the employee contribution be less than 0%.*

*The County may also offer other voluntary health coverage as it sees fit.”, and be it*

FURTHER RESOLVED, that all conflicting sections of the Management Compensation Plan are to be removed; and be it

FURTHER RESOLVED, that this legislature authorizes the current salaries for the legislature and the Chairman to remain the same for 2012 at \$16,424 for the Chairman and \$10,948 for the members respectively.

Moved, Johnson, second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:07 p.m.

### **LEGISLATURE MEETING**

August 10, 2011

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Vice Chairman Bower called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor Roy Harriger from the Community Fellowship Church, the Clerk called the roll. All Legislators were present, with the exception of Legislative Chairman Callard.

The Clerk did not have any communications to present.

Vice Chairman Bower called upon Mr. Larry Montello, Commander of the American Legion of Orleans County, to discuss the 911 Memorial. Mr. Montello stated that he forgot to ask a couple questions while he presented at the last Board meeting. The memorial stone is done, with the exception of a few things needing to be etched on it. Mr. Montello requested permission to place a banner on the lawn of the Courthouse Square to let the public know of the candlelight service that is to be held on 9/11. Vice Chairman Bower asked the Board if there was any objection in doing this. All were in agreement. Mr. Montello asked a member of the Board to come and speak along with Assemblyman Hawley on that evening. Legislator Allport stated that he would be honored to come speak. Mr. Montello presented the Board with a brand new American flag and a 911 memorial flag to be placed on the new pole, in his family's name. The Board thanked him for all the work that he has done, followed by a round of applause.

*August 10, 2011  
Resolution 247-252*

Mr. Nesbitt added that he had talked to the Buildings and Ground Committee earlier and a resolution was added on to this agenda to help pay for a new flag pole as well as a new concrete setting. During an inspection of the existing flag pole and space to set the new stone it was decided by Mr. Nesbitt, Mr. Gray, and Mr. Cliff that trying to place it on the existing sight would make the project look like a cob job. There are things that just can't be done halfway and a 911 memorial is one of them.

During open discussion, Paul Lauricella, Lyndonville, referred to last meetings add-on resolution added by Legislator Johnson, regarding the wage freezes and benefit phases. He questioned if that was something that is in the works right now or is it a finalized deal? Mr. Nesbitt stated that it is done. Vice Chairman Bower answered that it is finalized. Mr. Lauricella continued to question the 5 year portion of the health insurance benefit. He asked, do you think you have five years the way the economy is starting to meltdown right now? The world is on fire, France is going to get a downgrade today, Spain and two other countries in Europe are about to default. The economy is going down the tubes. At this time next year will this county even have the money to operate? Isn't there a way to phase that in for everybody, immediately for the following year? Legislator Johnson thanked Mr. Lauricella for his comments and further commented that that resolution was a very difficult resolution to move. What we ended up doing is freezing our department heads wages and for those who don't contribute towards their health insurance will phase in 2% per year over the next five years so that everyone in the end will be contributing the same amount. That was a huge step in the direction the State has put us in. It was a reaction because of the Tax Cap. We have the best department heads in any county or anywhere. This was a very difficult thing to do to the people who run this County. With that being said, I appreciate your input but this was a step in the right direction early so we could get the budget done. Mr. Lauricella is not diminishing the department heads, he is simply stating that by this time next year the County may not have very much money and the Board will probably have to revisit this.

Vice Chairman Bower thanked Mr. Lauricella for his comments and asked if there was anyone else who would like to address the Legislature. There were no further comments.

Legislator Johnson moved to add one resolution to the agenda; second by Legislator Allport. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 247-811**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	7671-7834	\$219,060.28
Highway	808-826, 2129-2153	\$177,613.98
Nursing Home	1327-1334, 39006- 39057	\$290,738.28
Job Development	1382-1385	\$7,215.88
Self Insurance	48995-48996	\$49.36

Moved, Johnson; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

**RESOLUTION NO. 248-811**

**AUTHORIZING CREATING AND FILLING POSITIONS IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Public Health Nurse (Position # 4010.28) in the Public Health Department at Grade 21 of the CSEA schedule effective August 11, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a temporary part-time Public Health Nurse position in the



*August 10, 2011  
Resolution 247-252*

Public Health Department at Grade 21 Step 8 of the CSEA salary schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant Public Health Nurse position effective August 11, 2011.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

**RESOLUTION NO. 249-811**

APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Ridge Road Express Inc, 5355 Junction Rd, Lockport, NY 14094 to provide transportation services to the eligible children in Orleans County through the Early Intervention and 3-5 programs for the 2011-2012 school years. Contract option to renew yearly up to three years. Contract period September 1, 2011 through August 31, 2012.

The ARC of Orleans Rainbow Preschool, 122 Caroline St., Albion, NY 14411, to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract Period July 1, 2011 through June 30, 2012. Rates set by New York State Department of Health. Reimbursement from and New York State Department of Health, Medicaid and some third party insurances.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

**RESOLUTION NO. 250-811**

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Hillside Children's Center, Rochester, NY for the provision of residential foster care services; to be effective July 1, 2011 through June 30, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Orleans County Health Department, Albion, NY for the provision of nursing assessments and nursing supervision for DS Medicaid Personal Care Aide clients; to be effective April 1, 2011 through December 31, 2011 at rates established by the NYS Department of Health. County cost is \$0.

Regional Action Phone, Batavia, NY for the provision of crisis intervention to Orleans County youth and their families; to be effective August 1, 2011 through July 31, 2012 at a cost of \$1.50 per call. County cost is \$0.

Snell Farm Children's Center, Bath, NY for the provision of residential foster care services; to be effective July 1, 2011 through June 30, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

#### **RESOLUTION NO. 251-811**

#### **AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase (2) two Honda portable generators with halogen light heads, Tempest smoke fluid, and gloves from Churchville Fire Equipment in the amount of \$3,082, to be paid from 3640.486.2008, State Homeland Security Fiscal Year 2008 in accordance with said SHSP grant work plan.

Moved, Johnson; second, Smith  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

**RESOLUTION NO. 252-811**

**AUTHORIZING THE TREASURER TO SET UP NEW MONEY IN  
THE BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money into the Buildings and Grounds budget to purchase a new flag pole and to prepare a larger cement slab to place the approved 911 memorial stone at the Courthouse Square as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$5,000
<u>TO:</u>		
A1620.403	Maintenance Projects	\$5,000

Moved, Smith; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

Vice Chairman Bower announced that Chairman Callard was on vacation. Legislator Allport moved to adjourn; second by Legislator Smith. Meeting adjourned at 4:42 p.m.

**LEGISLATURE MEETING**

August 24, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor Roy Harriger, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Girls Scouts of Western New York will hold their Women of Distinction Awards on September 15, 2011 at 6:30 p.m. at the Rochester Riverside Radisson Hotel, featuring keynote speaker America Ferrera, One of Time Magazine's "Most Influential People in the World". Traffic Diversion Program has reported their Distribution of Revenue for the period of April 1 through June 30, 2011. Finger Lakes Regional Economic Development Council invites the public to a community workshop seeking input to aid in the creation of a five-year economic development Strategic Plan for the Finger Lakes Region. The closest scheduled workshop is at Genesee Community College in Batavia on August 29, 2011 from 6 to 8 p.m. The 13<sup>th</sup> Annual Orleans County Chamber of Commerce Awards Dinner is

scheduled for September 23<sup>rd</sup> at White Birch Golf Course beginning at 5:30 p.m. Genesee Finger Lakes Regional Planning Council meeting will be held on September 8, 2011 at 10:30 a.m. at the Radisson Hotel on Jefferson Road in Henrietta.

The Treasurer provided on the desks of the Legislators an Analysis of Monthly Cash Receipts and Disbursements through July 2011. In Treasurer Heard's absence, Legislator Johnson deferred her question to CAO Nesbitt if the sales tax is running ahead. Mr. Nesbitt confirmed that it is. Legislator Johnson inquired about the largest transfer to other funds and asked CAO Nesbitt if he knew what that was for. CAO Nesbitt did not know.

During open discussion, Chairman Callard welcomed Town of Kendall Supervisor Dan Gaesser who was present at today's meeting. Chairman asked if anyone from the floor would like to address the Legislature. No comments were asked. Chairman opened up comments from the Legislators.

Legislator Rush reported on the success of the "Concerts in the Park" series this summer at the Marine Park. He indicated that the last concert held last evening brought about 400 listeners, which is the most we have had all summer.

Legislator Johnson reported that four Legislators' attended the Supervisor/Legislators meeting last evening in which Senator Maziarz and Assemblyman Hawley spoke concerning the 2% property tax cap. They specifically requested that a meeting be set up by them for Orleans County to meet with Governor Cuomo to let him personally know how the tax cap is affecting Orleans County. Assemblyman Hawley advised them that he will get back to them with a date. Chairman Callard asked Legislator Johnson if the state will be addressing the unfunded mandates before the yearend so it will impact how we react to the property tax cap or does it look like it will be left undone and dealt with next year. Legislator Eick said it sounded like they will deal with it when they are back in session. Legislator Johnson thought that it didn't sound like it would be done in time for our budget preparations. Legislator Smith expressed that it was stated last night that we might have a friend in Lieutenant Duffy, since he is from Rochester. Chairman Callard said we will look forward to that. CAO Nesbitt stated that Lieutenant Duffy was quoted in saying "stop your whining about the tax cap". The following resolutions were adopted:

August 24, 2011  
Resolution 253-265

Legislator Johnson moved to authorize payment of claims. She passed on kudos to the Legislative staff, in that the girls have done an outstanding job in organizing the bills and making sure that all the purchase orders and receipts are attached therefore she had no issues with the audit. Legislator Smith seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 253-811**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	7845-7984	\$367,156.11
Highway	No Claims	
Nursing Home	1337-1344; 1348-1356; 39058 – 39091	\$42,779.10
Job Development	1388-1394	\$16,298.50
Self Insurance	49109-49110; 49113	\$13,964.13

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 254-811**

AMENDING RESOLUTION NO. 164 OF THE YEAR 1967 IN RELATION TO ORLEANS COUNTY SALES AND COMPENSATING USE TAXES, INCREASING THE RATE OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND ON CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND

AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE  
TAX LAW OF THE STATE OF NEW YORK

BE IT RESOLVED, BY THE ORLEANS COUNTY  
LEGISLATURE AS FOLLOWS:

That Resolution No. 164 of the Orleans County Board of Supervisors adopted November 30, 1967, as amended by Resolution No. 17 of said Board, adopted February 6, 1969, Resolution Numbers 90 and 91 of said Board, both adopted June 4, 1970, and as further amended by the Orleans County Legislature by Resolution No. 547-1290, adopted December 12, 1990, of said Legislature, Resolution No. 264-593, adopted May 1, 1993, Resolution No. 388-795, adopted July 29, 1995, of said Legislature, Resolution No. 396-997, adopted September 24, 1997, Resolution No. 380-1099, adopted October 13, 1999, and Resolution No. 377-901, adopted September 12, 2001, and Resolution No. 387-903, adopted September 10, 2003, and Resolution No. 272-705, adopted July 27, 2005, and Resolution 361-807, adopted August 22, 2007 and Resolution No. 297-909, adopted on September 9, 2009 be amended in its several parts as follows:

SECTION 1. The first sentence of section 2 of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after September 1, 1970, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing June 1, 1993 and ending November 30, 2013, there is hereby imposed and shall be paid an *additional* tax of one percent upon:

SECTION 2. Subdivision (g) of section three of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(g) With respect to the additional tax of one percent imposed for the period commencing June 1, 1993 and ending November 30, 2013, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to June 1, 1993, all references in said subdivision (a) to the date four months prior to the effective date

shall be read as referring to February 1, 1993, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to May 31, 1993. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to June 1, 1993 any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after June 1, 1993, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land, as defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an



unrelated contractor who similarly fabricated and installed such tangible personal property to the specification of an addition or capital improvement to such real property, property or land.

(f) For purposes of Clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2013, the tax shall be at the rate of four percent, and on and after December 1, 2013, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 4. Paragraph (B) of subdivision one of section eleven of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(B) With respect to the *additional* tax of one percent imposed for the period beginning June 1, 1993 and ending November 30, 2013, in respect to the use of property used by the purchaser in this County prior to June 1, 1993.

SECTION 5. Subdivision (b) of section fourteen of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(b) Net collections attributable to the *additional* one percent sales and compensating use taxes imposed for the period beginning June 1, 1993, and ending November 30, 2013, are set aside for County purposes and shall be available for any County purpose.

SECTION 6. This resolution shall take effect on December 1, 2011.

Moved, Allport; second, Bower.

Roll Call Vote: 7 ayes: Allport; Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

Legislator Rush moved to approve the selection of F-E-S Associates to prepare a Lake Ontario Regional Harbor Dredging Plan and approve the agreement. Legislator Rush asked Wayne Hale, Director of Planning, if he wished to comment. Mr. Hale indicated that Clerk Hanlon gave him some notes that reminded him that we requested these funds in 2008. Our dredging still is a real need, which he considers infrastructure for the county just like other roads, bridges and utilities. The federal budget does not allow any funding for the harbors so that is why we are doing this plan. The plan covers twenty harbors, including ours, all along Lake Ontario. Mr. Hale stated that the Department of State did approve the agreement with F-E-S as well. There will be some sampling and economic analysis on all the harbors and hopefully a package could be presented to all federal and state legislators to show them our dredging needs. Legislator Allport seconded the motion. Chairman Callard asked how long the plan preparation will take. Mr. Hale said he hopes less than eighteen months. There is a lot of up front data collection and there will be two opportunities for public input. Legislator Smith asked what the next step is. Mr. Hale believes that the six counties and municipalities involved should take this to our federal and state delegations. The \$34,000 only covers the plan; it does not include the dredging which involves a big pocketbook. The following resolution was adopted:

**RESOLUTION NO. 255-811**

APPROVING SELECTION OF AND AGREEMENT WITH F-E-S ASSOCIATES TO PREPARE A LAKE ONTARIO REGIONAL HARBOR DREDGING PLAN

*August 24, 2011*  
*Resolution 253-265*

WHEREAS, the Orleans County Planning Department, as the lead county agency and on behalf of the Project Advisory Committee (PAC) issued an RFP for a Lake Ontario Regional Harbor Dredging Plan on June 28, 2011; and

WHEREAS, two proposals were received on July 22, 2011 and reviewed by the PAC; and based upon that review and an interview with consultants on August 10, 2011 recommended the selection of F-E-S Associates of Rochester, NY; now, therefore be it

RESOLVED, that, as lead county for the project, this Legislature hereby selects the firm of F-E-S Associates to prepare the Lake Ontario Regional Harbor Dredging Plan at a cost not to exceed \$34,400 to be paid from Account A8020.486; and authorizes the Legislature Chairman to execute an Independent Contractor Agreement with said firm upon the approval of the Orleans County Attorney and the New York State Department of State.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 256-811**

#### **APPOINTING MEMBER TO THE RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL**

RESOLVED, that this Legislature appoints Edward Morgan, representing Orleans County Soil and Water Conservation District, to the Resource Conservation and Development Council with a term expiration of December 31, 2013, filling the unexpired term appointment of Lynn Metcalf.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to file an application for State Assistance from the Household Hazardous Waste State Assistance Program which helps pay for our Household Hazardous Waste Collection day that we held in May. Legislator Rush indicated that the collection event was at a county cost of \$16,000 out of our solid waste fund and we will be reimbursed \$8,000. Legislator Allport seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 257-811**

AUTHORIZING THE FILING OF AN APPLICATION FOR STATE ASSISTANCE FROM THE HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM AND THE SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE.

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, the County of Orleans, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF ORLEANS

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That THE CHAIRMAN OF THE LEGISLATURE OF THE COUNTY OF ORLEANS or his/her designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs.
4. That five (5) Certified Copies of this Resolution be prepared and sent to the NYSDEC together with a complete application.

*August 24, 2011*  
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5. That this resolution shall take effect immediately.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 258-811**

**APPROVING THE CEO/WIB AGREEMENT**

WHEREAS, the Workforce Investment Act requires that the Chief Elected Official and the Workforce Investment Board enter into an agreement, defining and delineating the functions, powers, duties, relationships, and procedures of the Consortium; and

WHEREAS, the current agreement expires on June 30, 2011; and

WHEREAS, it is the desire of the Chief Elected Officials of Genesee, Livingston, Orleans, and Wyoming, on behalf of their counties to extend this agreement; therefore be it

RESOLVED, that this Legislature approves an agreement between the Chief Elected Officials and the GLOW Workforce Investment Board beginning on July 1, 2011 and running through June 30, 2013; and be it

FURTHER RESOLVED, that the Chairman of this Legislature be authorized to sign said agreement.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved for various agreements be approved with the Department of Social Services; seconded by Legislator Rush. Legislator Smith asked if all these contracts are at the same cost as in previous years. Commissioner Kuryla indicated that they are all the same with the exception of the Sheriff's Department contract which was lowered to \$15,000 from \$20,000 because the transportation was not needed. The following resolution was adopted:

**RESOLUTION NO. 259-811**

APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF  
SOCIAL SERVICES AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Albion Central School, Albion, NY for the provision of preventive services to children and their families through the assignment of two (2) Social Services Caseworkers to the School District; effective August 30, 2011 through August 29, 2012. Said services are to be funded by 50% Federal, 17.5% School, and 32.5% State Block Grant funding.

Orleans County Office for the Aging, Albion, NY for the provision of outreach activities for Low Income Home Energy Assistance Program (HEAP) recipients; effective August 28, 2011 through August 27, 2012 at a cost of \$17,500. County cost is \$0.

Orleans County Sheriff's Department, Albion, NY for safe transportation of youth to out-of-county detention facilities; effective September 1, 2011 through August 31, 2012 at a cost of \$15,000. County cost is \$7,650.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 260-811**

APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Cathy Schiffer Rosenberg, 10436 Freeman Rd, Medina, NY 14103 as an Approved Provider-Speech Therapist; through the Early Intervention program for the eligible children in Orleans County. Contract Period September 1, 2011 through August 31, 2014. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

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Cathy Schiffer Rosenberg; 10436 Freeman Rd, Medina, NY 14103 to provide Speech Therapy services through the 3-5 program for the eligible children in Orleans County. Contract Period September 1, 2011 through August 31, 2014. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

NYS Department of Health Immunization Program, Rm 649, Corning Tower, Empire State Plaza, Albany, NY 12237, to provide Immunizations for the eligible children residing in Orleans County. Contract Period April 1, 2011 through March 31, 2012. Contract amount \$30,000. Contract #C023261. Reimbursement from New York State Department of Health at 100%. County Cost is \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 261-811**

**AUTHORIZING FILLING POSITION IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a full time vacant Clinic Therapist position (Position # 4310.08) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule effective August 25, 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 262-811**

**AUTHORIZING THE UPDATE OF THE CORPORATE COMPLIANCE PLAN FOR ORLEANS COUNTY**

WHEREAS, Resolution No. 325-808 adopted and implemented a County Corporate Compliance Plan and Program; and

WHEREAS, it has become necessary to update certain portions of the Plan in order to remain compliant with all applicable federal and state laws, regulations, and rules; and

WHEREAS, in light of the foregoing, these updates to the Corporate Compliance Plan are vital to the continued success of the Plan; now, therefore be it

RESOLVED, that the Orleans County Legislature adopt and implement this update to the County Corporate Compliance Plan.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 263-811**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND PNP COMPUTER SERVICES

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and PNP Computer Services, 66 N. Main St, Brockport, NY, 14420 to provide annual software support; effective September 1, 2011 through August 31, 2012. County cost is \$7,245.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 264-811**

AUTHORIZING SETTING UP NEW MONIES IN SHERIFF'S BUDGET

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation for the K-9 Fund received from Maurice J. Tuohey in memory of his father Sgt. Carl E. Tuohey as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$100
<u>Appropriation:</u>		
A3110.418	Other Contractual Expenses	\$100

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.



*August 24, 2011  
Resolution 253-265*

### **RESOLUTION 265-811**

**AUTHORIZING ORLEANS COUNTY PROBATION TO ACCEPT MONIES FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO OPERATE THE PROBATION ELIGIBLE DIVERSION PROGRAM**

RESOLVED, that this Legislature accepts monies from the New York State Division of Criminal Justice Services for the Probation Eligible Reduction Initiative; agreement effective January 1, 2011 to December 31, 2011 in the amount of \$33,825 which represents a 7.9 % decrease from 2010/2011 to provide supervision and treatment to high risk offenders eligible for probation who are in jeopardy of incarceration.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called upon Pastor Roy Harriger to perform the benediction.

Legislator Bower moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:50PM.

### **LEGISLATURE MEETING**

September 14, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Rev. James Maxwell, the Clerk called the roll. All Legislators were present, with the exception of Legislator Johnson.

The Clerk presented the following communications: State of New York Office of Real Property Tax Services has sent the List of Certified 2011 State Equalization Rates for the 2011 assessment rolls for Orleans County municipalities and has been filed in the Legislature office. Susan Heard, Orleans County Treasurer, in accordance with the State Comptroller's recommendation, has filed ten (10) Disclosure of Interest forms with the Orleans County Legislature from employees who received funds in addition to wages from Orleans County. Flu Vaccine Clinics will be held this September 28<sup>th</sup> and 29<sup>th</sup> at the Public Health Department between the hours of 8 a.m. and 11 a.m. and also 3 p.m. and 6 p.m. on both days.

These hours are walk in hours so no appointment is needed. The Domestic Violence Task Force is looking forward to Domestic Violence Awareness Month in October. They are interested in obtaining permission to shade the dome purple again this year. It was a successful venture last year. Probation has asked Highway Superintendent Gray who stated that his department would be willing to do the work once approved by the Legislature. The Legislature approved this request.

Chairman Callard stated that before open discussion begins, he wanted to address the public as it related to the Village of Orleans Health and Rehabilitation Center and where they are at this point. Chairman Callard read the following statement:

*Since the Fall of last year, the legislature has been extremely concerned about the viability of our county owned skilled nursing facility, The Villages of Orleans. The budget for the facility was, for the first time projecting seven figure losses. It became abundantly clear to this Board that the time had come to begin to explore the county's options for the facility as losses of this magnitude have a profoundly negative impact on not only the home but all aspects of county operations.*

*Our first step was a request for expressions of interest (RFEI). The RFEI was put out to determine if there was private interest in the operation of the facility. There were six respondents and largely those that responded were known, private, New York State skilled nursing facility operators.*

*The second step was to have a financial projection prepared by EFP Rotenberg to determine what we could reasonably expect going forward in terms of the magnitude of the operating loss. We learned that the losses will continue to grow. More recently the Villages received word that its Medicare rates would be slashed 11% starting in October as part of the federal debt reduction deal. That is projected to cost the facility approximately \$300,000 in revenue per year, adding to the mounting problems.*

*Understandably, throughout this evaluation process, there has been a group of people that are upset at the idea that the facility could change hands and no longer be under county control. A campaign has been actively run to keep the facility public and to stop the process of due diligence on the part of the county.*

*The efforts to promote continuing public control have resulted in a great deal of confusion. As a result of that confusion, we have lost potential residents and staff. Wild rumors about the facility have become commonplace and have left the existing residents, their families, and the staff of the nursing home anxious about the future. I am frequently asked if the Villages will be closing – and the answer to that question is an emphatic NO! That is not nor has it ever been the intention of this evaluation.*

*There is reason at this point to pause and further evaluate. The county has recently learned that we can expect a substantial influx of cash from the 2009 and 2010 Inter-Governmental Transfer. These are expected revenues. They do, however, exceed what had been originally budgeted. This coupled with the monies received at the end of last year from rebasing represent a shot in the arm to the facility financially.*

*Therefore, in order to bring some measure of stability and certainty for our current and future staff and residents, there is a resolution on the agenda today that represents a commitment by the legislature to maintain public governance of the facility at least through 2014. We believe that due to the enhanced financial picture we can keep the county contribution to the facility stable for the next three years. This will provide an opportunity to work with the state and the union to attempt to change the financial course of the facility.*

*We have worked extremely hard to better the financial situation of the Villages. The facility is outperforming our expectations for 2011 so far. During this year William Gillick has served as Administrator of the Villages and has contributed much to improving the financial situation and has enhanced the nursing home programs. Under his leadership, net losses for the first seven months have been reduced by 75% from budgeted projections.*

*The Orleans County Legislature is committed to maintaining the existence and continuing operation of what is a high quality, stable, and compassionate long term care facility for the residents of the county, and to ensuring the employment of our nursing home staff.*

*Due to the arrival of the IGT and rebasing monies and the improved operating performance, the legislature will not be releasing Requests for Proposals in the short term. Having said that, the legislature wishes to provide peace of mind to both residents and staff of the Villages. We have*

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*asked Mr. Gillick to commit to at least another year to help us keep the facility on the right track. There is a resolution on today to address that issue as well.*

*The legislature will continue to give the nursing home its utmost attention; it will exercise its fiscal responsibility, and will continue to keep the public informed of the facts.*

Chairman Callard opened the floor to the public. Paul Lauricella, Yates, asked if the money (IGT and rebasing) is guaranteed. The County expects it to be received within the next few weeks. He questioned Resolution No. 285- 911 pertaining to the purchase of the new boiler at the jail and asked how old the one is there now. Mr. Nesbitt stated it is the original one placed there nearly forty years ago. Mr. Lauricella asked if a maintenance contract will be included in this. Mr. Nesbitt stated that it could be explored. He said that the good news about this Energy Performance Contract is that the engineers are committed to make sure it is efficient and they are committed to the savings they say we are going to get.

Allen Lofthouse, Kendall, questioned Resolution No. 268-911 and asked how much the funds are for the Indigent Legal Services. Mr. Nesbitt stated that the amount is about \$11,000 which was made available by the State for some monies unspent in the Indigent Legal Services fund. We supplied backup for grant funds to cover translation services for a high profiled murder trial that went on in our County and Case Management software for the Public Defender's Office to better produce performance reports of this office. Mr Lofthouse asked about the existing compensation for the acting Nursing Home Administrator. Mr. Nesbitt advised that it is \$11,000 per month. Mr. Lofthouse asked if the county gets \$.30 per phone per month for the 911 service. Mr. Nesbitt stated that there is a charge on all phones, including cell phones. Mr. Lofthouse asked if this money is used for the upkeep of the 911 services. Mr. Nesbitt indicated that a few years back about \$750,000 was spent on upgrading the 911 Center. We apply phone revenue towards the debt service on this project. Mr. Lofthouse asked if this is a separate account and Mr. Nesbitt stated that the Treasurer takes the money in and would be better to answer how she accounts for these revenues. Mr. Lofthouse asked how it works with a "Tracfone". Mr. Nesbitt stated that he is not sure how those work. Chairman Callard interjected that Mr. Lofthouse should be informed that the County is not receiving all of the 911 monies that are being accrued that the State, itself, is using those monies rather than passing it back to the county. Mr. Nesbitt stated that the landline surcharge is different than

the cell phone surcharge. Mr. Lofthouse asked if one specifically comes back to the County. Mr. Nesbitt stated that the one we specifically set up to fund that specific bond goes directly to the County and goes towards that bond. Mr. Nesbitt added that that the State does collect \$200,000,000 per year for 911 services which they allocate to the general fund and they only allocate about 5% to the counties, which amounts to \$9,000,000. Mr. Lofthouse questioned if it does not go directly to the county; does it go to the State and then comes back to the county. Mr. Nesbitt stated that was correct. Chairman Callard reaffirmed that 95% is retained by the state and it is those monies that could be utilized to improve our systems here and rightfully should be. Mr. Nesbitt stated, that as he understands it, there is no state 911 center, they are all operated by a county. Chairman Callard stated that each one of us should be addressing this to our state assembly and senate. Mr. Nesbitt stated that there was some movement in last year's budget to increase up to \$75,000,000 to create a program and the last go around in negotiations with the senate majority nixed that.

With no further comments from the public, Legislator Allport invited everyone to the ARC of Orleans Best Friends dinner this Friday night to support this agency. Like most not for profit agencies, they are taking a huge hit with state reimbursement. He toured the Panek Facility, Liberty Foods on Route 98, and they are beginning to pack onions, which is fantastic news for our local agricultural industry. Legislator Allport spoke at the Mercy Flight dedication, at the Batavia Airport, for their new helicopter and was given a ride. He reminded everyone that Saturday is Constitutional Day and it will be observed on Friday.

Legislator Bower remarked on the Nursing Home and the problems that have been alluded to. He stated that we see a lot of the yellow and white signs that say "Save the County Nursing Home" and he is not sure what those signs are intended to do. He said there is no big crane with a ball at the end trying to tear the Nursing Home down. Legislator Bower stated that these signs have caused discouragement for workers who have wanted employment at our Nursing Home. It has made our staff extremely nervous. He has spent time up there to explain to staff, family, and residents of what is going on. He is not sure what these signs are set out to do, he believes it is political in nature and he knows he will be blasted for that comment, which is his belief not the Legislature. He stated that those signs probably cost \$5 to \$7. If they took that money and donated a couple of dollars for buying prizes for Bingo, look what that would have done. Wouldn't that have served a better purpose? People could also volunteer, which would also serve a better purpose. Legislator Bower

questioned how many people who have signs in their yards have ever stepped foot in the Nursing Home. He has done tours in the last few months by taking people by the hand and pushing people around in wheel chairs, to see what this Nursing Home brings to this county. Then they can tell their friends, family, and neighbors what a great place it is. He wears a shirt that says, "The Villages, It's your home and mine". Everybody who has a sign in their yard...it is their home. They are paying taxes on the Nursing Home, who are paying for loved ones to stay in there. Let's ask them to donate their time to volunteer or a few dollars towards prizes.

Legislator Bower asked the union, who was represented today, who put up the white and blue signs and the people who put up the yellow signs, to please take down the signs.

Mrs. Nacca thanked Legislator Bower for caring. She indicated that she was interested in the Nursing Home and she thinks he does a wonderful job. She has been in the medical field for years. She has taken ice cream several times to the residents and they love it there. She said the County should be very proud of this facility and she will work with anyone to keep this Nursing Home here.

Legislator Bower stated that on occasion this Legislature has differences, and that is good and expected, but the one thing we all agree on is the love we have for the Nursing Home, its staff and its residents.

Legislator Eick added that two of us had experiences in being in the Nursing Home and it is a very excellent facility and they do a tremendous job taking care of people.

Legislator Smith informed the Board that RGRTA has a new Chief Executive Officer, Bill Carpenter, who he hopes will come before this Board in October.

Legislator Rush, who recognized the two nurses here today who took care of him at the Nursing Home, thanked them again for what they did while he was there.

Debbie Sherk, President of the CSEA County unit, thanked the Board on behalf of staff and residents for what they did today for the Nursing Home. She could not take ownership for the yellow signs but CSEA purchased the blue and white signs. She is sure that many of the staff took these signs home because they were concerned for their jobs and wanted it to

stay a public facility. She is sure the staff at the Nursing Home realized that the Nursing Home was not going to close, but that they were going to lose their jobs and have to go to a private company to work. She said that they would be ever so happy to pull all those blue/white signs. Legislator Bower thanked Ms. Sherk for that.

Chairman Callard will forward today's address to the Administrator at the Nursing Home so they can disseminate it to the residents and to the staff so they can clearing read what has been said. Mr. Gillick stated he would be happy to take care of that. Mr. Gillick added that Legislators Eick and Rush will be receiving an invitation shortly for the first rehabilitation reunion.

Legislator Eick mentioned that most of the Legislators attended the 911 Ceremony on the evening of September 11<sup>th</sup> at Courthouse Square. The new flag pole, foundation, and monument was presented by the Legion. It was very moving and it was very well attended. Chairman Callard mentioned that the Legislature will be purchasing two urns to set on the foundation and will be received within two to four weeks.

Legislator Smith asked that people take a look at the new monument of which they should be very proud of. Legislator Rush thanked the Board for allowing everyone to speak today.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Smith. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 266-911**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

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Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8000-8222	\$314,624.57
Highway	827-837; 2154-2185	\$286,244.19
Nursing Home	39092-39151	\$240,263.47
Job Development	1399-1405	\$21,822.87
Self Insurance	49111-49112; 49114; 49184; 49187-49188	\$40,552.45

Moved, Smith; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 267-911**

AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO APPLY FOR A 2011 MEDICAL RESERVE CORPS CAPACITY BUILDING AWARD

WHEREAS, the Orleans County VALOR (Volunteer Alliance Linking Orleans Resources) Medical Reserve Corps (MRC) is in need of funding to support recruitment efforts and develop training programs to maintain a robust volunteer corps; and

WHEREAS, funding in the amount of \$5,000 through the National Association of County and City Health Officials is available to support Orleans County VALOR MRC; now, therefore be it

RESOLVED, that the Orleans County Legislature authorizes the Orleans County Health Department to apply for a \$5,000 2011-2012 MRC Capacity Building Award.

Moved, Bower; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 268-911**

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND NYS OFFICE OF INDIGENT LEGAL SERVICES



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RESOLVED, that this Legislature approves the agreement between the Orleans County and NYS Office of Indigent Legal Services, State Capitol Rm. 254, Albany, NY 12224 to provide funds in the amount of \$11,462 to assist the County in improving the quality of indigent legal services; effective June 1, 2011 through May 31, 2012.

Moved, Smith; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 269-911**

AUTHORIZING PURCHASE OF COMPUTERS IN THE SOCIAL SERVICES DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the Department of Social Services to purchase (from monies appropriated in the 2011 Budget) twenty (20) desktop computers through Hewlett Packard under NYS Contract at a cost of \$12,180. County cost is \$3,053.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 270-911**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND EM SYSTEMS, INC.

RESOLVED, that this Legislature approves an agreement between EM Systems, Inc. and the Sheriff's Office for the 2011 Software Maintenance agreement covering CAD, AVL, and Mobile Data Systems in Dispatch effective July 1, 2011 through June 30, 2012 at an annual cost of \$15,000 to be paid from account A3020.486, Public Safety Communication – Special Grants.

Moved, Smith; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 271-911**

AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

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RESOLVED, that this Legislature authorizes filling of a vacant per diem RN Charge Nurse position (Position # 6030.015) at the Villages of Orleans Health and Rehabilitation Center Grade 21 of the CSEA Salary Schedule effective September 15, 2011.

Moved, Bower; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 272-911**

**AUTHORIZING DISTRICT ATTORNEY TO ACCEPT THE STATE AID TO PROSECUTION GRANT RENEWAL WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES**

WHEREAS, the District Attorney has previously obtained several grants for State Aid to Prosecution with the Division of Criminal Justice Services; and

WHEREAS, an application has been submitted to renew said State Aid to Prosecution grant for the year 2011-12; be it

RESOLVED, that the District Attorney is authorized to accept the renewal of the Aid to Prosecution Grant in the amount of \$29,200, a 8.2% reduction from 2010-2011 with the Division of Criminal Justice Services to provide for an experienced 1<sup>st</sup> Assistant District Attorney.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 273-911**

**GRANTING EXTENSION FOR PAYMENT ON 2011 IN REM AUCTION PARCEL 2**

WHEREAS, Resolution No. 127-411 Setting Date and Terms for Auction of In Rem Foreclosed Tax Properties provides that the balance of the successful and accepted bids for parcels sold at the In Rem foreclosed property auction must be paid to the Orleans County Treasurer by June 30, 2011 unless extended by the County; and

WHEREAS, there is a pending legal issue with respect to Parcel 2, Town of Albion, Tax Map No. 73.6-2-6; and

WHEREAS, the County Treasurer and the County Attorney have recommended granting an additional extension, not to exceed sixty (60) days, at no charge, for this parcel, in order to provide for additional time for resolution of the pending issue; now, therefore be it

RESOLVED, that this Legislature hereby grants an extension to Linda K. Smith for payment of the balance due for said Parcel 2 for a period of time not to exceed sixty (60) days at no additional charge.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 274-911**

**APPROVING AGREEMENT BETWEEN CRIME VICTIMS ASSISTANCE PROGRAM AND SHEILA MCWETHY**

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Crime Victim's Assistance Program and Sheila McWethy of 4008 S. Main St. Rd, Batavia, NY 14020 to provide night court advocate services on a per diem basis at a rate of \$15.25 per hour, not to exceed \$7,225 a year effective October 1, 2011 through September 30, 2012 unless sooner terminated as hereinafter; and be it

FURTHER RESOLVED, that this agreement will terminate when no further grant funds are available to maintain no county cost for these services.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 275-911**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND NEW YORK STATE DEPARTMENT OF HEALTH**

RESOLVED, that this Legislature does hereby approve an agreement between the Health Department and the NYS Department of Health, Bureau of Community Health and Food Prevention, 547 River St, Room 515 Troy, NY 12180-2216, to provide funding to enforce and

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educate residents and retailers of Orleans County through the Adolescent Tobacco Use Prevention Act and Clean Indoor Air Act. Contract period October 1, 2011 through March 31, 2012. Contract amount \$12,156. Contract period six months to bring current with fiscal calendar year. Reimbursement from New York State Department of Health. County cost \$0. Contract #C025046.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

### **RESOLUTION NO. 276-911**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Kendall Central School, Kendall, NY 14476 for the provision of preventive services to children and their families through the assignment of a Social Services Caseworker to the School District; to be effective August 30, 2011 through August 29, 2012. Said services are to be funded by 50% Federal, 17.5% School, and 32.5% State Block Grant funding.

The William George Agency, Freeville, NY 13068 for the provision of residential foster care services; to be effective September 1, 2011 through August 31, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Eick; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

### **RESOLUTION NO. 277-911**

#### **SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 4 - INTRO OF 2011 REGARDING AUTHORIZING SEPARATE LISTINGS ON REAL PROPERTY TAX STATEMENTS**

WHEREAS, costs of New York State imposed mandates and of the Orleans County Nursing Home have become significant burdens upon

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the Orleans County taxpayer and they should be informed of the amounts of local real property tax dollars required to cover these costs; and

WHEREAS, today there has been duly presented and introduced to this Legislature a proposed local law entitled “A Local Law Authorizing Separate Listings on Each Real Property Tax Statement Setting Forth the Amounts Attributable to New York State Imposed Mandates, The County Nursing Home, and General County Services”; be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on September 28, 2011 at 4:25 p.m. at which time all interested parties will be heard.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 278-911**

**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND BRENDEN BEDARD**

WHEREAS, the Orleans County Legislature authorized the Health Department to form VALOR (Volunteer Alliance Linking Orleans Resources) Medical Reserve Corps (MRC) by Resolution No. 49-110 on January 28, 2010 as a local, volunteer based organization with a mission to support community efforts to utilize local medical and health volunteers during emergencies and at other times of community need; and

WHEREAS, the Orleans County Health Department for purposes of supporting development of a robust and ready volunteer Orleans County VALOR MRC as prescribed by the Office of the Civilian Volunteer Medical Reserve Corps includes creation of a one year plan for recruitment, retention, and training of volunteers; and

WHEREAS, Brenden Bedard can provide specialized assistance in the development of Orleans County VALOR; be it

RESOLVED, that the Orleans County Health Department will compensate Brenden Bedard at the rate of \$25 per hour, not to exceed \$950 effective September 14, 2011, and expire January 31, 2012. County Cost \$0.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Allport announced that if anyone willing to volunteer for VALOR MRC to contact the Public Health Department.

Legislator Smith moved to purchase software to be installed in the Sheriff's patrol cars; seconded by Legislator Eick. Legislator Allport added that this software is key for the patrol cars to stay in contact with the central sight and will fix the issues with the laptops in the cars that fall off the network. He said that this resolves the issue after a pilot program has been approved by the Computer Services that it works. The following resolution was adopted:

**RESOLUTION NO. 279-911**

AUTHORIZING TRANSFER OF FUNDS INTO THE COMPUTER SERVICES BUDGET AND AUTHORIZING PURCHASE OF SOFTWARE

RESOLVED, that the County Treasurer is authorized to transfer funds into the Computer Services Budget as follows:

<u>From:</u>		
A1990.435	Contingent Fund	\$10,146.57
<u>To:</u>		
A1680.418	Other Contractual	\$10.146.57

and be it

FURTHER RESOLVED, this Legislature authorizes purchase of Netmotion server software, with a two (2) year maintenance agreement, from Brite Computers, 7647 Main St Fishers, Victor, NY 14564 in the amount of \$10,146.57 which will strengthen the connection from the Road Patrol computers installed in each of the Sheriff's patrol vehicles to the main network at the Public Safety Building at 13925 State Route 31, Albion, NY.

Moved Smith; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

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Legislator Bower stated that he has offered many resolutions over the years but none as more important than the next two he will be presenting. Legislator Bower moved the resolution to provide certainty as to the future governance of the Nursing Home through the end of 2014; seconded by Legislator Allport. The following resolution was adopted:

**RESOLUTION NO. 280-911**

**PROVIDING CERTAINTY AS TO THE FUTURE GOVERNANCE OF  
THE NURSING HOME THROUGH THE END OF 2014**

WHEREAS, the County of Orleans continues to operate a skilled nursing facility and in-patient rehabilitation center known as the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, the operation of the facility continues to face ongoing and intense financial pressures based on state and federal reimbursement models that fail to cover the cost of operating a public facility as well as the New York State Property Tax Cap Law; and

WHEREAS, this Legislature wishes to improve morale of both employees and residents of the Villages of Orleans as well as improve the ability of The Villages to attract both staff and residents by providing a level of certainty as to the near term future of the facility and its governance; be it

RESOLVED, that the Orleans County Legislature shall maintain public governance of the facility through at least the end of 2014 as a public facility.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 281-911**

**AUTHORIZING THE CHAIRMAN TO SIGN A ONE YEAR  
AGREEMENT WITH WILLIAM GILICK TO CONTINUE ON AS  
ADMINISTRATOR OF THE VILLAGES OF ORLEANS HEALTH  
AND REHABILITATION CENTER**

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WHEREAS, this Legislature wishes to provide consistent leadership for the Villages of Orleans to allow for program development and more thorough planning; and

WHEREAS, the Orleans County Legislature desires to continue the successful relationship the county has experienced with Mr. Gillick managing the Villages of Orleans; and

WHEREAS, this Legislature wishes to express confidence in Mr. Gillick's leadership, as well as his programmatic and financial expertise as a nursing home administrator; therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign a contract with Mr. Gillick's company Gillick Advisors for one year at the existing compensation, subject to the County Attorney's approval, effective October 1, 2011.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 282-911**

**AUTHORIZING THE CHAIRMAN TO SIGN AN AGREEMENT AMENDING THE AGREEMENT WITH THE INDUSTRIAL DEVELOPMENT AGENCY AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS TO THE ECONOMIC DEVELOPMENT BUDGET**

WHEREAS, this Legislature is interested in providing the best possible economic environment for our citizens; and,

WHEREAS, development of our business parks, industrial and commercial sites is in the best interest of our citizens and their long-term economic prosperity; therefore, be it

RESOLVED, that this Legislature authorizes the Chairman to sign an amended agreement between the County of Orleans and the Orleans County Industrial Development Agency, original agreement approved by Resolution No. 5-11, subject to County Attorney approval; and be it

FURTHER RESOLVED, that the Treasurer is authorized to transfer funds to further the goal of industrial development as follows:



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<u>From</u>		
A1990.435	Contingency	\$50,000
<u>To:</u>		
A8021.439	Economic Development – OEDA Authorized Agencies	\$50,000

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 283-911**

**AWARDING BID FOR PURCHASE OF COMPOSITE DECKING  
BOARDS FOR ORLEANS COUNTY MARINE PARK**

RESOLVED, that this Legislature awards the bid for purchase of composite decking boards for Orleans County Marine Park to Lakeside Building Products, 5954 Brockport-Spencerport Rd, Brockport, NY 14420, at a cost of \$42,369.74 to be paid from account A7180.486 – Special Grants as set up in Resolution No. 187-511.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 284-911**

**APPROVING AGREEMENT WITH THE LAKE COUNTRY  
PENNSAVER**

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the Lake Country Pennsaver, 170 N. Main St., Albion, NY 14411 to provide printed material including letterhead, stationery, envelopes, business cards, and appointment cards for all county departments from September 14, 2011 through September 13, 2014.

Moved, Bower; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 285-911**

AUTHORIZING WENDEL ENERGY SERVICES TO EXECUTE A SUBCONTRACTOR AGREEMENT WITH MONROE PIPING AND SHEET METAL, LLC.

WHEREAS, Resolution No. 91-311 approved an agreement with Wendel Energy Services to implement an Energy Performance Contract for the provision of facility upgrades to improve energy efficiency; be it

RESOLVED, that this Legislature authorizes Wendel Energy Services LLC to execute a subcontractor agreement with Monroe Piping and Sheet Metal, LLC, 68 Humboldt St., Rochester, NY 14609 in the amount up to \$233,059 including contingency costs, to proceed with the replacement of the boiler at the Orleans County Jail through the County Energy Performance Contract project; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the agreement between Wendel Energy Services, LLC and Monroe Piping and Sheet Metal, LLC upon the review and approval of the Orleans County Attorney and the Chief Administrative Officer.

Moved, Smith; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Smith moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:16 p.m.

**LEGISLATURE MEETING**

September 28, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor Larry Eastlack of the Oakfield Methodist Church, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Fulton County Board of Supervisors have forwarded their adopted Resolution Requesting Comptroller DiNapoli to Reform the Funding Policy for the New York State Common Retirement Fund. New York State Department of Agriculture and Markets has certified that the land included in the Orleans County Agricultural Districts is viable agricultural land, and as proposed

is feasible and shall serve the public interest in assisting in maintaining a viable agricultural industry within the Districts. The Village of Albion Historic Preservation Commission will be holding a Public Hearing at the Swan Library on Thursday, October 6, 2011 at 7:00 p.m. to gather information and hear comments on the establishment of boundaries of the Albion Historic District.

Lynne Johnson and Henry Smith, Jr., Chairpersons of the Public Safety Committee presented a Proclamation proclaiming October as Domestic Violence awareness month in Orleans County. This was presented to Deanne Corke, Domestic Violence Coordinator and Task Force Chairman; Terrissa Drennan, Crime Victims Coordinator and Task Force Secretary; Chris White, Probation Officer and Task Force Vice-Chairman; and Tom Kuryla, Commissioner of the Department of Social Services.

Chairman Callard opened the floor for discussion. There were no comments from the public nor from the Orleans County Legislators.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 286-911**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8240-8411	\$320,915.13
Highway	No Claims	

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Nursing Home	1361-1372; 39152-39187	\$1,789,820.63
Job Development	1406-1416	\$41,468.50
Self Insurance	49184-49187; 49189	\$4,784.62

Moved, Smith; second, Johnson  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 287-911**

**APPROVING AGREEMENT BETWEEN BUILDINGS AND  
GROUNDS AND UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves a renewal agreement with the Buildings and Grounds division of the Orleans County Highway Department and the New York State Unified Court System, which provides for the county to clean and maintain the Court Facility, Contract #C300241, at a cost of \$126,480, which is a 26.8% reduction, for the period of April 1, 2011 through March 31, 2012, with 100% reimbursement to be made to the county by the state.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to adopt Local Law No. 4 of 2011 which will authorize separate listings on each property tax statement setting forth the amounts attributable to New York State imposed mandates, the County Nursing Home, and general County services. Legislator Allport stated that unfortunately they could only place these three additional lines on the tax bill without the tax bill being extended onto two printed pages. He hopes this is a start in getting out the information to the County property tax payers as to where their property taxes are going. He stated that Orleans County collects roughly \$16,000,000 of property taxes out of the \$71,000,000 budget and the rest comes out of Albany. Chairman Callard called for a roll call vote and the following resolution was unanimously adopted:

**RESOLUTION NO. 288-911**

**ADOPTING LOCAL LAW NO. 4 OF 2011, ENTITLED A LOCAL  
LAW AUTHORIZING SEPARATE LISTINGS ON EACH REAL  
PROPERTY TAX STATEMENT SETTING FORTH THE AMOUNTS**

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ATTRIBUTABLE TO NEW YORK STATE IMPOSED MANDATES,  
THE COUNTY NURSING HOME, AND GENERAL COUNTY  
SERVICES

WHEREAS, Local Law No. 4-Intro of the year 2011 was introduced at a regular meeting of the Orleans County Legislature held on September 14, 2011 and a Public Hearing was held on September 28, 2011, at which time all interested persons wishing to speak were heard; be it

RESOLVED, that Local Law No. 4-Intro of 2011, in the form hereto annexed be, and hereby is adopted as Local Law 4 of 2011; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 4 of the year 2011, together with the required text thereof in the official newspaper and shall immediately file such adopted Local Law No. 4 of 2011 with the Office of the Secretary of State.

COUNTY OF ORLEANS  
LOCAL LAW NO. 4 OF 2011

A Local Law Authorizing Separate Listings On Each Real Property Tax Statement Setting Forth The Amounts Attributable To New York State Imposed Mandates, The County Nursing Home and General County Services

SECTION 1. LEGISLATIVE INTENT.

It is hereby determined that the costs of New York State imposed mandates and of the Orleans County Nursing Home known as the Villages of Orleans have become significant burdens upon the County of Orleans and that the real property tax payers of Orleans County should be informed of the amounts of local real property tax dollars that are required to cover these costs.

SECTION 2. INFORMATION.

In addition to the information set forth in section 922 of the Real Property Tax Law of the State of New York, the real property tax statements shall separately list the amounts attributed to New York State Imposed

Mandates, the County Nursing Home, and General County Services in the County portion of the real property tax statement.

SECTION 3. EFFECTIVE DATE.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State.

Moved, Allport; second, Bower  
Roll Call. Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 289-911**

**AUTHORIZING THE ORLEANS COUNTY SHERIFF TO APPLY FOR A HOMELAND SECURITY GRANT**

RESOLVED, that this Legislature authorizes the Orleans County Sheriff to apply for a grant in the amount of \$148,705 through the U.S. Department of Homeland Security; which will provide funding to enhance cooperation and coordination between Federal, State, and local law enforcement in a joint mission to secure our borders and enforce counter-terrorism efforts.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 290-911**

**APPROVING LEASE AGREEMENT BETWEEN ORLEANS COUNTY DEPARTMENT OF PERSONNEL AND SELF INSURANCE AND TOSHIBA BUSINESS SOLUTIONS**

WHEREAS, the Department of Personnel and Self Insurance Department has a HP Laserjet 5 printer which is not compatible with the new leased computers; and

WHEREAS, a new multifunctional machine would replace two printers, one fax machine, and one scanner and all of the consumables except paper associated to those four machines; and

WHEREAS, e-copy software would replace work done on a typewriter; be it

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RESOLVED, that this Legislature approves an agreement between the Department of Personnel and Self Insurance Department and Toshiba Business Solutions, 6000 N. Bailey Ave, Amherst, NY 14226, for a 63-month lease of a Toshiba e-Studio 205SE multifunctional black and white machine with e-copy at a price of \$90 per month under New York State Contracting pricing; and be it

FURTHER RESOLVED, that this Legislature approves a \$32.40 per month service agreement which includes supplies and maintenance with a 3% annual increase under New York State Contracting pricing.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 291-911**

AUTHORIZING FILLING OF A VACANCY IN THE SHERIFF'S OFFICE

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant Cook (3150.30) in the Orleans County Jail at grade 1 of the Orleans County Sheriff Employees Association contract, effective September 30, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to authorize the Office for the Aging to collaborate with P2 Collaborative on a grant application for the Community Based Transitions program; seconded by Legislator Rush. Legislator Bower asked if this is a duplication of services and possibly should be tabled for further discussions with Jim Graziano in Mental Health. Aging Director Pam Canham stated that there are two different applications for two different services, targeting two different populations under the Affordable Care Act. The following resolution was adopted:

**RESOLUTION NO. 292-911**

AUTHORIZING OFFICE FOR THE AGING TO COLLABORATE WITH P2 COLLABORATIVE OF WESTERN NEW YORK FOR A COMMUNITY BASED TRANSITIONS REGIONAL APPLICATION

RESOLVED, that this Legislature authorizes the Director of the Office for the Aging to collaborate with P<sup>2</sup> Collaborative of Western New York, 6225 Sheridan Dr., Suite 206, Williamsville, NY 14221 to participate in a Community-Based Care Transitions Regional Application through the Center for Medicare and Medicaid Services (CMS).

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 293-911**

**APPROVING AGREEMENT BETWEEN REAL PROPERTY TAX SERVICES AND TOWNS OF ALBION AND GAINES**

RESOLVED, that this Legislature approves an agreement between the Real Property Tax Services office and the Towns of Albion and Gaines for the provision of assessment services to the towns effective October 1, 2011 through September 30, 2016, cost to be reviewed and adjusted annually per the agreement and approved in the annual final County Budget.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 294-911**

**AUTHORIZING PURCHASE OF A NEW SERVER IN THE SOCIAL SERVICES DEPARTMENT**

RESOLVED, that this Legislature does hereby authorizes the Department of Social Services to purchase a new server from CDWG, 230 N. Milwaukee Ave., Vernon Hills, IL 60061 through NYS Contract pricing at a cost of \$8,025, which includes 3 years of onsite service. County cost is \$2,488.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to abolish a vacant position and fill a retiree position in the Department of Social Services; seconded by Legislator Rush. It was noted that this is a net reduction in staff of one. Legislator



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Bower and Allport both thanked the Commissioner for his efforts in reducing staff for the benefit of the taxpayers. The following resolution was adopted:

**RESOLUTION NO. 295-911**

**AUTHORIZING ABOLISHING AND FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the filling of a full-time vacant Social Welfare Examiner position (6010.0104) in the Department of Social Services at Grade 13 of the CSEA Salary Schedule, as a result of a retirement, effective October 3, 2011; and be it

FURTHER RESOLVED, that the vacant position of Senior Social Welfare Examiner (6010.0108) be abolished in the Department of Social Services effective immediately.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 296-911**

**AUTHORIZING PURCHASE OF UPGRADE SOFTWARE FOR 911 COMMUNICATIONS**

RESOLVED, that this Legislature authorizes the purchase of the Avaya software upgrade in the amount of \$6,445.75 which is required on the Vesta Pallas BCM for the primary and back-up 911 communication sites; to be paid out of special grants 3020.486 and reimbursed from PSAP state surcharge revenue 3309.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 297-911**

**APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN THE TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS**

RESOLVED, that this Legislature approves the annual software subscription service between the Orleans County Treasurer's Office and

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KVS Information Systems, 821 Maple Rd, Williamsville, NY 14221 covering all programs relating to the County Treasurer's Office, Personnel Office, and Budget Officer at a cost of \$6,690; effective August 1, 2011 through July 31, 2012, to be paid from the respective budgets, as applicable.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to enter into a grant agreement with the IDA for the administration of a Community Development Block Grant received from the New York State Housing Trust Fund Corporation for funding the Orleans County Industrial Development Plan. James Whipple, CEO of the Industrial Development Agency indicated that this is to allow them to administer the grant. Legislator Bower seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 298-911**

AUTHORIZATION TO ENTER INTO A GRANT AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY FOR THE IMPLEMENTATION OF A CDBG PLANNING GRANT RECEIVED FROM THE NEW YORK STATE HOUSING TRUST FUND CORPORATION

WHEREAS, Orleans County (hereinafter the "County") has received Federal grant assistance in the amount of forty thousand dollars (\$40,000.00) from the New York State Housing Trust Fund Corporation represented by the New York State Office of Community Renewal (hereinafter the "OCR") through the Community Development Block Grant (hereinafter "CDBG") Program (OCR Grant #857CP16-10) for the purpose of funding the Orleans County Industrial Development Plan (hereinafter the "Plan"); and

WHEREAS, The County of Orleans Industrial Development Agency (hereinafter the "COIDA") has designed the Plan elements and is designated in the Grant application as the party responsible for undertaking the Plan; and

WHEREAS, COIDA and its agents and/or contractors have the capacity to complete the Plan in a manner consistent with the rules and regulations of OCR; be it

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RESOLVED, that the County will enter into a grant agreement with the COIDA for development of the Plan and administration of the OCR grant under terms and conditions fully reviewed and agreed to by Counsel.

Moved, Rush; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 299-911**

AUTHORIZING RENEWAL OF GRANT AGREEMENT BETWEEN OFFICE FOR THE AGING AND NEW YORK STATE OFFICE FOR THE AGING

RESOLVED, that this Legislature authorizes a renewal of a grant agreement between the Office for the Aging and New York State Office For the Aging, previously administered through the Department of Social Services, for \$43,289 to support local program delivery and enhancement of essential components of NY Connects, which include information and assistance (including screenings), public education and local long term care councils effective from October 1, 2011 to September 30, 2012. County Cost \$0.

Moved, Eick; second, Second, Rush  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 300-911**

APPROVING THE FINGER LAKES REGION NEW YORK INTEROPERABLE COMMUNICATIONS CONSORTIUM PLAN

WHEREAS, the Finger Lakes Region New York Interoperable Communications Consortium (FLRNYICC) includes emergency services agencies operating within and between the eleven counties of the Finger Lakes Region of New York State including Wayne, Ontario, Livingston, Genesee, Monroe, Wyoming, Seneca, Schuyler, Steuben, Yates, and Orleans; and

WHEREAS, the FLRNYICC Plan is intended to document the interoperable communications resources available within the designated

area, who controls each resource, and what rules of use or operational procedures exist for the activation, and deactivation of each resource; and

WHEREAS, the FLRNYICC Plan is intended to provide a unified framework for future upgrades of Next Generation 911 technology; now, therefore be it

RESOLVED, that this Legislature approves the Finger Lakes Region New York Interoperable Communications Consortium Plan and authorizes participation with the recognized eleven county region; and the jurisdictions, agencies, and disciplines within the geographical boundary of Orleans County and who have functional relations with Orleans County; and be it

FURTHER RESOLVED, that the Chairman is authorized to appoint a representative to serve on the FLRNYICC to serve at the pleasure of the Orleans County Legislature.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved a resolution to urge the multi-year State takeover of local share of Medicaid. Legislator Allport further announced that 90% of the property taxes collected in New York State, which is \$48,000,000,000, goes towards funding 9 unfunded mandated programs which are programs that the State mandates are to be provided and the total cost is pushed down to the local taxpayers in the counties, which is Statewide. It costs Orleans County \$156,000 a week for the Medicaid program and we are urging our two local representatives, Senator Maziarz and Assemblyman Hawley to get behind bill S5889-B to support the State to take over these costs which will result in a 55% cut in our local property taxes. Legislator Allport asked that this resolution also be forwarded to the Assembly Speaker and to the bill sponsors. Legislator Bower requested an unanimous second to this resolution because of its importance. Chairman Callard stated that he can't emphasize the importance of this bill. We can not continue to pay the State's bills and that is exactly what the local property owners are being asked to do. He further expressed that the Counties, Towns, Villages, and Schools have accepted their fiscal responsibility but are unable to pay the bills because we all continue to pay the State's bills. It is time for the State to become fiscally responsible and pay for what would otherwise mandate to the local property tax owners, Chairman Callard stated. He encourages that

our local representatives, Senator Maziarz and Assemblyman Hawley, publically state that they will support this. They both supported the property tax cap and both have said that it will not work without mandate relief. Chairman Callard stated that this is the time to take action and this is the most significant piece that we have asked for support. We have down streamed it to the Towns and Villages and have asked them to support this like this Legislative Board has done today. Chairman Callard called a unanimous vote of approval and the following was adopted:

**RESOLUTION NO. 301-911**

**RESOLUTION URGING MULTI-YEAR STATE TAKEOVER OF LOCAL SHARE OF MEDICAID**

WHEREAS, county officials across the state are presently introducing their 2012 budgets; and

WHEREAS, these budget decisions are being made under the constraints of the State's new property tax cap; and

WHEREAS, when State lawmakers enacted a property tax cap, they pledged to provide mandate relief that would enable and empower local leaders to implement that tax cap locally; and

WHEREAS, that mandate relief has not materialized; and

WHEREAS, by far, at a local statewide cost of \$7.3 billion, Medicaid is the number one mandate facing counties; and

WHEREAS, State Legislation (S.5889-B) will require state policymakers to take full fiscal responsibility for New York's largest in the nation Medicaid program, by implementing an eight (8) year gradual State takeover of county Medicaid costs; and

WHEREAS, removing county taxpayers from the financing of Medicaid is the single most important thing the State Legislature can do to lower property taxes for New Yorkers; and

WHEREAS, the State takeover of county Medicaid costs will lead to lower property taxes and enhance New York's economic competitiveness and improve economic opportunities for all New Yorkers; and

WHEREAS, state lawmakers can fund the takeover with a combination of Medicaid program reforms, state-derived savings and other spending controls, including, applying MRT (Medicaid Redesign Team) reform savings to mandate relief and pursuing a federal Medicaid waiver to leverage state cost containment initiatives that can be applied to property tax relief and applying future revenues to lowering property taxes and by allowing federal health care reforms to cover New Yorkers; now, therefore be it

RESOLVED that the Orleans County Legislature calls on State lawmakers to keep their promise, and sign on to legislation (S5889-B) designed to provide mandate relief for counties, in the form of an eight-year State takeover of county Medicaid costs; be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George D. Maziarz, Assemblyman Stephen Hawley, NYSAC, InterCounty of Western New York and all others deemed necessary and proper.

Moved Allport; Unanimous second.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 302-911**

**AMENDING RESOLUTION NO. 39-106 REGARDING AGREEMENT WITH PAETEC COMMUNICATIONS**

WHEREAS, this Legislature did adopt Resolution 39-106 authorizing acceptance of a proposal from PAETEC Communications for provision of certain telecommunications equipment and carrier services through January 2011; and

WHEREAS, Resolution No. 113-207 executed an extension of the existing agreement through January 27, 2013; now, be it

RESOLVED, that this Legislature amends Resolution No. 39-106, upon the recommendation of Doherty Communications as the County's telecommunications consultant, and subject to the approval of the County Attorney and the Chief Administrative Officer, by approving an execution of an amendment of the existing agreement with PAETEC through January 27, 2013 by modifying the minimum monthly fee from \$2,523 to

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\$1,800 effective as of the first full billing cycle following the installation/disconnection of the changed service.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to adjourn; second by Legislator Eick. Meeting adjourned at 4:52 p.m.

**LEGISLATURE MEETING**  
October 12, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Legislator Henry Smith, Jr. the Clerk called the roll. All Legislators were present.

The Clerk did not have any communications to present and the Treasurer was not present to distribute a Treasurer's report.

During open discussion, Allen Lofthouse, Kendall, inquired about the Pathstone presentation at the last meeting concerning farm labor camps that the Board supported at the last meeting. He said that years ago farm labor camps were built back in orchards or far off the road but these days' farmers are buying houses that have road frontage. He said that any house bought and used for farm labor is removed from the tax rolls. He stated in Kendall that amounts to \$595,300 in assessed evaluation, which amounts to \$26,329.02 in taxes. Chairman Callard clarified that Pathstone's presentation was informational only and no vote resulted in supporting that. Chairman Callard stated that they are delving into the program so they understand how it is written and questioning the particulars. It was understood that it was not a mandated program. Chairman Callard thanked Mr. Lofthouse for his comments.

Paul Lauricella, Yates, asked if it is true that these houses are being bought and farmers are placing workers in them and they are coming off the tax rolls. Legislator Allport stated a process needs to be followed. The farmer notifies the code officer, who then approaches the Department of Health who approves it being made into migrant housing. Then the Department of Health will need to certify that it will be farm worker housing who notifies the Department of Labor who finalizes that it will be deemed farm worker housing. This is when it becomes tax exempt. Mr. Lauricella asked if this is happening in Orleans County. Legislator Allport

confirmed that it is based on his discussion with the Real Property Tax Services Office. Legislator Eick was not aware of these exemptions. Mr. Lofthouse said he obtained a list from the Town of Kendall of which they have them exempt. Mr. Lauricella stated that he supports our local farmers but he can't support the exempt farm housing because they are running a business. These subsidies are getting out of hand. He sees farmers driving nice equipment and other nice stuff. He says he doesn't mind helping the little farmer. Dawn Allen, Director of Real Property Tax Services indicated that these properties are exempt under strict regulations. Mr. Lauricella said that there are so many people applying for tax exemptions and he feels everyone should pay their fair share.

Legislator Bower announced that the Orleans County Nursing Home entered into a contract with YNN to do some short commercials to promote it. Mr. Nesbitt showed the thirty second spot that has been seen on YNN, both Buffalo and Rochester viewing during the afternoon or evening hours.

Legislator Allport reported that the ARC of Orleans County named Kelly Spychalski as the new Executive Director, who was an internal candidate. Tomorrow evening a pot roast dinner will be held to benefit the Meals on Wheels program on Academy Street.

Legislator Eick moved to add three resolutions to the agenda; second by Legislator Smith. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 303-1011**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance



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Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8420-8580	\$240,557.68
Highway	838-845; 2186-2208	\$334,880.59
Nursing Home	1347; 1376-1384; 39188-39236	\$414,592.06
Job Development	1417-1420	\$4,829.74
Self Insurance	49249-49251	\$17,006.36

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 304-1011**

APPROVING AGREEMENTS BETWEEN COUNTY CLERK AND  
ABSTRACT COMPANIES

RESOLVED, that this Legislature approves the lease agreements with the following Abstract Companies, for the leasing of space in the County Clerk's Office, agreements effective for calendar years 2012 and 2013 at an annual cost of \$2,400/year per company:

Stewart Title Insurance Company  
Orleans Abstract and Title Services  
Crossroads Abstract Corporation

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 305-1011**

APPROVING AGREEMENTS WITH THE DEPARTMENT OF  
SOCIAL SERVICES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Orleans County Health Department, Albion, NY 14411 for the provision of licensed nursing assessments and nursing supervision for DSS

Medicaid Personal Care Aide clients; to be effective August 18, 2011 through December 31, 2012 at rates established by the NYS Department of Health. County cost is \$0.

L. Woerner Inc. dba HCR, 85 Metro Park, Rochester, NY 14623 for the provision of certified nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective September 1, 2011 through August 31, 2012 at rates established by the NYS Department of Health. County cost is \$0.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 306-1011**

AUTHORIZING TRANSFER OF FUNDS WITHIN SOCIAL SERVICES BUDGET

RESOLVED, that the Treasurer is authorized to transfer monies within the Social Services Budget to purchase a new server as approved in Resolution No. 294-911 as follows:

<u>From:</u>		
A6010.418	Other Contractual Expenses	\$8,025
<u>To:</u>		
A6010.220	Office Equipment	\$8,025

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 307-1011**

AUTHORIZING TRANSFER OF FUNDS WITHIN THE HEALTH DEPARTMENT BUDGET

RESOLVED, that the Treasurer is authorized to transfer monies within the Health Department budget to purchase laptops as allocated in the EI ARRA budget, as follows:

<u>From:</u>		
A4010.489	Nursing Supplies	\$850

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To:  
A4010.250      Other Equipment      \$850  
and be it

FURTHER RESOLVED that the Treasurer is authorized to transfer monies within the Health Department budget to reallocate funds for a grant purchase of software to continue contract with MRC Coordinator, as follows:

From:  
A4010.210      Furniture & Furnishings      \$2,400

To:  
A4010.411      Office Supplies & Materials      \$2,400

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 308-1011**

AUTHORIZING TRANSFER OF FUNDS WITHIN THE ENTERPRISE FUND

RESOLVED, that the Treasurer is authorized to transfer monies within the Enterprise Fund to purchase new lifts at a substantial discount which will allow the 2012 equipment budget to be reduced by \$7,000 as follows:

From:  
EH6030.489      Hospital-Supplies-Medicine      \$5,000

To:  
EH6030.250      Other Equipment      \$5,000

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 309-1011**

APPROVING AGREEMENT WITH HEALTH DEPARTMENT AND MONROE 2 ORLEANS BOCES

RESOLVED, that this Legislature does hereby approve an agreement between the Health Department and Monroe 2-Orleans BOCES, 3599 Big Ridge Rd., Spencerport, NY 14559, to provide Related Services through the 3-5 program for the eligible children in Orleans County. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances. Contract period July 1, 2011 through June 30, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 310-1011**

APPROVING AGREEMENT WITH PROBATION AND NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

RESOLVED, that this Legislature approves an agreement, Contract No. T-000127, between the Probation Department and New York State Department of Corrections and Community Supervision (previously with the Division of Parole), 97 Central Ave., Albany, NY, to provide an appropriate reporting station at the Orleans County Probation Department located at 13925 State Route 31, Suite 200, Albion, NY effective October 1, 2011 through September 30, 2012, at an annual cost of \$9,000, to be paid \$750 per month.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 311-1011**

AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer position (3150.25) in the Sheriff's Office at the Jail at \$11.14 per hour effective October 13, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 312-1011**

AUTHORIZING GRATUITOUS TRANSFER OF COUNTY'S INTEREST IN CERTAIN PROPERTY TO THE MEDINA HISTORICAL SOCIETY, INC.

WHEREAS, the parcel situated in the Village of Medina/Town of Ridgeway identified as tax map no. 79.36-1-67 was included in the Foreclosure of Tax Liens by Proceeding In Rem by the County of Orleans relating to the 2007 Town and County Tax as serial number 2007-074; and

WHEREAS, a Judgment of Foreclosure was received and entered on April 13, 2011; and

WHEREAS, the aforesaid parcel, serial number 2007-074, is the subject of a proceeding to demolish by the Village of Medina; and

WHEREAS, the Village of Medina has removed certain items from the parcel in connection with its proceeding including a Medina sandstone hitching post and stepping stone; and

WHEREAS, the Medina Historical Society, Inc. is a qualified tax-exempt entity which has the ability to preserve and display the hitching post and stepping stone for the educational benefit of the community; now, therefore be it

RESOLVED, that this Legislature hereby authorizes the gratuitous transfer of the County's interest in the Medina sandstone hitching post and stepping stone to the Medina Historical Society, Inc., in furtherance of its purposes of historic preservation and education.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 313-1011**

AUTHORIZING CONTINUATION OF TEMPORARY PART TIME LEISURE TIME ACTIVITIES AIDE AT THE VILLAGE OF ORLEANS HEALTH AND REHABILITATION CENTER

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WHEREAS, Resolution No 280-710 authorized the creation and filling of a temporary part time Leisure Time Activities Aide position at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, this temporary part time position is needed to maintain adequate staffing for the benefit and quality of life for residents; and

WHEREAS, the employee filling this temporary position has resigned; now, therefore be it

RESOLVED, that this Legislature authorizes the filling of this vacant temporary part-time Leisure Time Activities Aide position; and be it

FURTHER RESOLVED, that this Legislature authorizes the continuation of one temporary part-time Leisure Time Activities Aide position upon the departure of the temporary employee filling this position or when the employee in position 6030.605 returns.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved in its entirety a resolution requesting that the New York State Police Sub Station Troop A remain in Albion in the interest of public Safety. She has also received copies of letters from Senator Maziarz, Assemblyman Hawley, and Sheriff Hess all supporting that this substation remain in Albion. Legislator Smith seconded and then Legislator Allport requested a unanimous second. Chairman Callard called for a unanimous second, motion carried. The following resolution was adopted.

**RESOLUTION NO. 314-1011**

REQUESTING THAT THE NEW YORK STATE POLICE SUB STATION TROOP A TO REMAIN IN ALBION, ORLEANS COUNTY IN THE INTEREST OF PUBLIC SAFETY

WHEREAS, the safety and well being of the Citizens of Orleans County is a top priority; and

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WHEREAS, this Legislative Board understands that we are facing difficult times and spending cuts, but cuts that affect the safety of our citizens should be a last resort; and

WHEREAS, this Legislature acknowledges that the New York State Police are vital to maintain the back up and assistance that they provide to our local County and Village law enforcement; and

WHEREAS, such assistance from the New York State Troopers, located in Albion, assures that the public safety need across our rural county is met while minimally meeting the state's responsibility for public safety; and

WHEREAS, the New York State Troopers, located in Albion, handle a number of criminal investigations; investigate many welfare and Medicaid abuse cases; investigate a number of child abuse cases reported by the Department of Social Services Child Protective Unit; investigate major cases that are sensitive in nature from the Orleans County District Attorney; and cases that are directed by the Orleans County Judge from Family Court; now, therefore be it

RESOLVED, that the Orleans County Legislature strongly encourages a reconsideration by the State of New York prior to the closure of the New York State Police Sub Station Troop A, located in Albion, Orleans County and continue to perform a vital role in the safety of our citizens; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George D. Maziarz, Assemblyman Stephen Hawley, Superintendent Joseph A. D'Amico, NYS Division of State Police; Major Christopher Cummings, NYS Police Troop A Headquarters; NYSAC, and all others deemed necessary and proper.

Moved, Johnson; Unanimous second  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 315-1011**

AMENDING RESOLUTION NO. 457-1210 BY AUTHORIZING  
AMENDMENT TO AGREEMENT WITH DOHERTY  
COMMUNICATIONS

WHEREAS, Resolution No. 457-1210 approved a multi-year agreement between Buildings and Grounds and Doherty Communications for maintenance of County phones through January 31, 2013; and

WHEREAS, the County Radio System Manager has resigned his position effective October 16, 2011; be it

RESOLVED, that this Legislature approves an amendment to the agreement with Doherty Communications to include the Radio System Management Project effective through January 31, 2012 at a cost of \$25,000; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign this agreement amendment subject to approval by the Orleans County Attorney.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson added that it will be a loss to the Orleans County in the acceptance of Mr. Stritzinger's resignation. He was a great attribute to the conversion of the radio system and we are hoping that Doherty Communications can fill his shoes, she expressed that he will be missed.

#### **RESOLUTION NO. 316-1011**

#### **AMENDING RESOLUTION NO. 332-910 CONCERNING PAYMENT WITH FORD MOTOR CREDIT COMPANY**

WHEREAS, Resolution No. 332-910 approved an agreement with Emergency Management and Ford Motor Credit Company to pay for the 2010 Ford Explorer Lease, No. 7829800, from 3640.486 grants; be it

RESOLVED, that Resolution No. 332-910 should be amended to pay on Lease No. 7829807 from Emergency Management Account A3640.270 – Capital Equipment with reimbursement from State Homeland Security Grant FY2009.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.



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Legislator Allport moved to adjourn; second by Legislator Rush. Meeting adjourned at 4:51 p.m.

## **LEGISLATURE MEETING**

October 26, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Legislator Henry Smith, Jr., the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Fulton County Board of Supervisors and the Town of Shelby has forwarded their adopted resolutions urging the State to take over local share of Medicaid. Albion Main Street Alliance requested placement of a Christmas Tree on the lawn at Courthouse Square, in the same location as previous years. The tree will be installed on December 3<sup>rd</sup> and be lit on Sunday, December 4<sup>th</sup>. The tree will be dismantled on or around the 2<sup>nd</sup> of January. The Legislative Board approved their request. Fall 2011 Regional Local Government Workshop will be held on November 17, 2011 at the Clarion Hotel in Batavia. The Town of Gaines will hold a Public Hearing to consider proposed amendments to the Town of Gaines Comprehensive Plan on November 1, 2011 at 7:30 at the Town of Gaines. They will hold a second Public Hearing on the proposed adoption of Local Law No. 5 of the Year 2011 entitled "Amending the Zoning Ordinance of the Town of Gaines" on November 1<sup>st</sup> at 7:45 p.m. A third Public Hearing will be held on November 1, 2011 at 8:00 p.m. on the proposed adoption of Local Law No. 4 of 2011 entitled "A Local Law Extending the Moratorium on the Acceptance, Processing and/or Approval of all Applications for Building Permits, Area and Use Variances, Special Use Permits, and Site Plan Approvals in the Town of Gaines as provided in Local Law No. 1 of 2011."

The Treasurer was not present to provide a Treasurer's report.

During open discussion, there was no public comment. Legislator Allport reported on his meeting today with the Budget Officer regarding meeting the Governor's 2% Tax Cap. This was a concerning issue at the beginning of the year without any unfunded mandated relief. The tentative budget will be out in a week or so; and six weeks away for the final budget but we are well below the 2% Tax Cap. Legislator Allport wanted to commend the Budget Officer and all the Legislators for this fine job. Chairman Callard commended the Finance Committee, under the leadership of

Chairman Allport and Vice Chairman Bower. Chairman Callard stated that the tentative budget will be filed at our next meeting to be held on November 9, 2011.

The following resolutions were presented for adoption:

**RESOLUTION NO. 317-1011**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2011-2012 SCHOOL TAXES TO THE 2012 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid school taxes, adding a 7% penalty, to be added to the 2012 tax rolls, for the respective towns as of November 1, 2011.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 318-1011**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2011 SOLID WASTE/RECYCLING FEES TO THE 2012 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 2011 Solid Waste/Recycling fees, to be added to the 2012 tax rolls for the respective towns as of November 1, 2011.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 319-1011**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2011-2012 VILLAGE TAXES TO THE 2012 COUNTY/TOWN TAX BILLS**

WHEREAS, Local Law No. 4 of 1997 provides for the collection of certain delinquent Village taxes by the County of Orleans in accordance with Section 1442 of the Real Property Tax Law of the State of New York; be it

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RESOLVED, that the County Treasurer is authorized to relevy the unpaid 2011-2012 village taxes, adding a 5% penalty, to be added to the 2012 tax rolls for the respective towns as of November 1, 2011.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 320-1011**

**APPROVING AGREEMENT BETWEEN BUILDINGS AND  
GROUNDS AND VARIOUS CONTRACTORS**

RESOLVED, that this Legislature approves agreements between the Buildings and Grounds division of the Highway Department and the following contractors:

Ryan Plumbing, Heating, and Fire Protection of 11 Comfort St., Rochester, NY 14620, for maintenance of the sprinkler system at the Public Safety Building effective January 1, 2012 through December 31, 2016 for the amount of \$2,034 per year.

Spiderman Pest Control Service, P.O. Box 26379, Rochester, NY 14626, for pest control services for county buildings at a cost of \$3,900 per year, agreement effective January 1, 2012 through December 31, 2017.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 321-1011**

**APPROVING AGREEMENTS BETWEEN SHERIFF'S OFFICE AND  
VARIOUS NEW YORK STATE AGENCIES**

RESOLVED, that this Legislature approves various agreements between the Sheriff's Office and various New York State Agencies:

New York State Governor's Traffic Safety Committee for the 2012 STOP-DWI Plan at a cost of \$71,871; effective January 1, 2012 through December 31, 2012. County Cost \$0.

New York State Department of State for reimbursement to the County, in the amount of \$23,185, for costs associated with the Enhanced Wireless 911 services incurred from April 1, 2011 through March 31, 2014.

New York State Unified Court System at a maximum reimbursement of \$272,900 for security personnel in the courthouse for a one year renewal effective April 1, 2011 through March 31, 2012, Resolution No. 125-310 approved the five-year agreement under Contract No. C200438; which is an increase of \$1,401 from the last contract renewal.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 322-1011**

DESIGNATING TOURIST PROMOTION AGENCY AND  
AUTHORIZING APPLICATION FOR 2012 STATE TOURISM  
MATCHING FUNDS

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office, within the Planning and Development Department, as the official Orleans County Tourist Promotion Agency (TPA) to represent the County in tourism promotion efforts and for purposes of the 2012 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 2012 State Matching Funds and to receive such funds to the extent that local matching funds are available.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 323-1011**

AUTHORIZING THE COUNTY PLANNING DIRECTOR TO ISSUE A  
RFP FOR DESIGN OF THE SOUTH STAIRWAY AT ORLEANS  
COUNTY MARINE PARK

RESOLVED, that this Legislature does hereby authorize the County Planning Director to issue a Request for Proposals (RFP) to qualified architectural and engineering firms for design of the south

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*Resolutions 316-336*

stairway at Orleans County Marine Park as part of the Marine Park Boating Access Grant Project EPF-E10021-G3.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 324-1011**

**AUTHORIZING FILLING A VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Caseworker position (6010.0214) in the Department of Social Services at Grade 16 of the CSEA salary schedule effective October 31, 2011.

Moved, Bower; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 325-1011**

**AUTHORIZING CELLULAR PHONE USE AGREEMENT FOR EMERGENCY MANAGEMENT**

WHEREAS, Resolution No. 341-807 approved the Cellular Phone Use Agreement for position number 3640.11, Radio Systems Manager; and

WHEREAS, that position is now vacant due to a resignation; and

WHEREAS, a new approved form of agreement for said Cellular Phone to be transferred to the Secretary to the Director has been prepared by the Emergency Management Office, and has been reviewed by the appropriate Legislative Committee; be it

RESOLVED, that this Legislature approves the Cellular Phone Use agreement for position number 3640.02, Secretary to the Director.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Eick.

**RESOLUTION NO. 326-1011**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature does hereby authorize out of state travel by Margaret Wiley to attend the MRC (Medical Reserve Corps) Regions I and II Training Summit in Avon, CT from November 16 to November 18, 2011. All costs to be covered by the NACCHO MRC Capacity Building Award.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 327-1011**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE HIGHWAY BUDGET**

WHEREAS, the Legislature approved the purchase of a Trail King Live Bottom Trailer on Resolution No. 143-411 to be paid from Account #DM5130.270 with a total cost of \$60,860; and be it

RESOLVED, that the Treasurer is authorized to transfer monies within the Highway Budget to cover the cost of equipment purchase:

<u>FROM:</u>		
DM5130.414	Automotive Parts	\$10,860
<u>TO:</u>		
DM5130.270	Capital Equipment	\$10,860

FURTHER RESOLVED, that the total cost of the equipment (\$60,860) is fully reimbursable through CHIPS.

Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 328-1011**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ROYAL EMPLOYER SERVICES**

RESOLVED, that this Legislature approves an agreement with Royal Employer Services, 430 E. Main St, Batavia, NY 14020, for the provision of an Employee Assistance Program, at a cost of \$7,416 for the 2011 year, agreement effective from January 1, 2012 through December 31, 2012. County Cost is \$3,708, same as 2011 costs.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 329-1011**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE BOARD OF ELECTIONS BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Board of Elections budget to purchase a WASP cordless printer to be used for creating ballots and scanning poll books, absentee ballots, machine seals, etc, as follows:

<u>From:</u>		
A1450.441	Printing	\$800
<u>To:</u>		
A1450.220	Office Equipment	\$800

Moved, Eick; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 330-1011**

**AUTHORIZING SETTING UP NEW MONEY IN SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from BPOE#1006, as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$300
<u>Appropriation:</u>		
A3110.418	Other Contractual Expenses	\$300

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to transfer funds and enter into an agreement with Monroe Piping and Sheet Metal subject to approval of County Attorney and CAO; seconded by Legislator Eick. Legislator Eick added that it was brought up during Highway Committee meeting that the County has 13 boilers in various county buildings that have not periodically been inspected or serviced. Chairman Callard pointed out that Mr. Lauricella suggested regular inspections at a previous meeting and now this is good policy going forward and hopefully will save the county money. The Board thanked Mr. Lauricella in suggesting the idea to the county. The following resolution was adopted:

**RESOLUTION NO. 331-1011**

AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET AND APPROVE CONTRACT WITH MONROE PIPING AND SHEET METAL, LLC

RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget to perform an emergency boiler inspection and cleaning on 13 boilers due to a malfunction on a boiler as follows:

<u>From:</u>		
A1990.435	Contingency	\$3,942
<u>Appropriation:</u>		
A1620.418	Other Contractual Expenses	\$3,942

and be it

FURTHER RESOLVED, that this Legislature approves a Boiler Preventive Maintenance contract with Monroe Piping and Sheet Metal LLC, 65 Humboldt St., Rochester, NY 14609 for emergency boiler inspection and cleaning necessary for the seasonal start up of boilers serving heating systems in all County buildings at a cost of \$3,942 effective November 1, 2011 through October 31, 2012, subject to County Attorney and Chief Administrative Officer review and approval.



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Moved, Smith; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 332-1011**

**AUTHORIZING FILLING POSITION IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Clinic Therapist position (4310.47) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 333-1011**

**APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Health Research Incorporated, 150 Broadway-Suite 560, Menands, NY 12204 to provide funding for Public Health Preparedness/Response for Bioterrorism services and supplies to the Orleans County Health Department and the residents of Orleans County. Contract period August 10, 2011 through August 9, 2012. Contract amount \$50,000. County Cost \$0.

Erie County Public Health Lab, 503 Kensington Ave., Buffalo, NY 14214 to provide Lab services for the Public Health Nursing division and the Environmental Health water program. Contract period September 1, 2011 through December 31, 2012. Reimbursement from NYS Water grant, fees, and state aid. County Cost \$0.

Independent Health, 511 Farber Lakes Dr., Buffalo, NY 14221 to allow the Orleans County Health Department to bill Independent Health for Public Health Nursing Clinics with such contract to be reviewed at the year end of 2016. County Cost \$0.

AMENDMENT TO RESOLUTION NO. 298-909, Integrated Therapy Services has a company name change to read: "Integrated Therapy Services of WNY OT/PT/SLP/PLLC." Contract dates also amended to reflect new name. Contract period August 12, 2011 through August 11, 2014. All other terms of contract remain the same.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 334-1011**

AMENDING RESOLUTION NO. 244-711 AND AUTHORIZING TO HIRE ASSISTANT DIRECTOR OF NURSING SERVICES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, Resolution No. 244-711 authorized the filling of a vacant full-time Assistant Director of Nursing Services position at the Villages of Orleans which is a critical position for the effective operation of the Nursing Home; and

WHEREAS, the Orleans County Legislature recognizes the need for highly competent personnel in sensitive positions; therefore be it

RESOLVED, that this Legislature amends Resolution No. 244-711 by authorizing the Administrator to hire the Assistant Director of Nursing position (Position 6030.004), covering the evening shift at the Villages of Orleans Health and Rehabilitation Center at Grade 7, Step 6, of the current Management Salary Schedule.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 335-1011**

AUTHORIZING FILLING VACANT PART TIME LEISURE TIME ACTIVITIES AIDE AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, Resolution No. 313-1011 continued the part-time temporary Leisure Time Activities Aide position until employee in position 6030.605 returned to work; and

WHEREAS, employee in position 6030.605 has resigned; and

WHEREAS, this part time position is needed to maintain adequate staffing for the benefit and quality of life for residents; be it

RESOLVED, that this Legislature authorizes the filling of this vacant part-time Leisure Time Activities Aide position at grade 2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature abolishes the temporary part time Leisure Time Activities Aide position effective upon filing position 6030.605.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 336-1011**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8591-8749	\$405,672.45
Highway	No Claims	
Nursing Home	1387-1393; 39237-29271	\$156,844.12
Job Development	1423-1433	\$17,052.61
Self Insurance	49311-49374	\$4,164.51

Moved, Allport; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

Note: Payment of Claims resolution moved to end due to duplicated assigned resolution number therefore avoids tremendous corrections to approved agreements and databases.

Legislator Bower questioned if a Treasurer's report was submitted. It was confirmed that one was not presented.

Legislator Eick made a motion to move into executive session at 4:47 p.m. to discuss pending litigation pursuant to Open Meetings Law §105(d); seconded by Legislator Allport. Motion carried.

Legislator Bower made a motion to reconvene the meeting from an executive session at 5:13 p.m.; seconded by Legislator Allport. Motion carried.

With no further business discussed, Legislator Bower moved to adjourn; second by Legislator Rush. Meeting adjourned at 5:13 pm.

## LEGISLATURE MEETING

November 9, 2011

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by WWII Veteran Michael Paduchak, the Clerk called the roll. All Legislators were present, with the exception of Legislator Smith.

The Clerk presented the following communications: InterCounty Association of Western New York meeting will be hosted by Ontario County on November 18, 2011 at the New York Wine and Culinary Center in Canandaigua. The Town of Clarendon has adopted a resolution urging the State to take over local share of Medicaid. Susan Heard, Orleans County Treasurer provided notice that all Petty Cash Accounts have been examined that are allotted to the various County Departments.

Legislator Eick and Legislator Rush presented a Special Recognition Certificate to Larry Montello, Orleans County American Legion Commander on behalf of the Orleans County Legislature for his leadership in the placement of the 911 Memorial Tribute stone and flag pole at Courthouse Square. Special Recognition Certificates were also presented to the Orleans County American Legion Posts which include: Sheret Post 35, Albion; Jewell Buckman Post 529, Holley; Houseman-Tanner Post

1603, Lyndonville; and Butts-Clark Post 204, Medina for their community involvement; their contributions towards the 911 Memorial services; and for the 911 Memorial Tribute stone and flag pole. Legislator Rush and Legislator Eick also presented a Veteran's Day Proclamation for November 11, 2011 to Paul Fulcomer, Director of Veteran Services and to the following veterans present at today's meeting including Kevin Sheehan, Gary Befus, Michael Paduchak, Steve Goodrich, John Hucknall, and Larry Montello. They were applauded for their service to our country.

Larry Montello mentioned that he has been organizing the 911 Memorial Service for seven years. Mr. Montello stated that two stones were presented one at Sheret Post 35 and at Courthouse Square. Mr. Montello presented two photo boards which he wanted to donate to the Highway Superintendent. He also presented a picture to the Legislature of the 911 Memorial Stone Dedication of which the Legislators were standing behind. Mr. Montello presented certificates of appreciation to the Legislature and the Highway Department by the Orleans County American Legion. Vinnie Navarra and Ron Manella were also thanked for their volunteerism in putting in the cement base and were also presented certificates by Mr. Montello. They were not present to receive these therefore Highway Superintendent Gray was asked to deliver them.

Susan Heard, Orleans County Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through October 2011. She reminded everyone that December is a big month for bills, retirement is one of them. She indicated that money will be available for those.

During open discussion, Paul Lauricella, Yates, questioned Resolution No. 338 regarding Local Law on Hotel Occupancy Tax and asked if this is to renew the tax. Chairman Callard said it is to renew. Mr. Lauricella stated that it should be repealed. It is business unfriendly and it targets unfairly a business that chooses to go into a hotel business, an entrepreneur.

Mr. Lauricella stated that we all are aware of the two murders that occurred in Orleans County within the last year. He feels that the Sheriff Department and INS should do their jobs, and there should be no interference as far as people racially profiling and targeting people unfairly. He indicated three years ago that a law was passed here in the County, with church people present, and everybody was crying that they were hated, per Mr. Lauricella. He indicated that no one hates anybody. He stated that he loves immigration legally. He state that there was a little

bit of laxness because people did not want to be called racist. He said let people do their job to clean this county up a bit and does not want illegal people here. Chairman Callard said to set the record straight that this Legislature agrees with you, along with the public, and no one is interfering with the operations of the Sheriff's Department. Mr. Lauricella stated that he thought back then that there was a kick back from the farmers and they were harassing the buses that were coming into the town to shop. Mr. Nesbitt stated that he could share the resolution with him that was passed by this Legislature and it said that this Legislature would like to see comprehensive federal immigration policies that included a legal guest work program in order to meet the needs of Agriculture in Orleans County. Mr. Nesbitt stated to Mr. Lauricella that he thought he would be supportive of what it said. Mr. Nesbitt stated that he just read it the other day and that he would provide Mr. Lauricella a copy of that resolution.

Tom Snyder, Ridgeway, stated that his father, Warren Snyder, and himself own Medina Lumber and Hardware, LLC, which is located in the old Sommerset Lumber yard in Medina. He stated that in recent months a local family owned business, Hahn Hardware, has been sold to an outside company named Evan's Hardware. He said that Evan's would like to expand their store and have had their eye on the Jubilee Building. They would not only like expand their hardware line but also would like to expand their lumber world. Mr. Snyder stated that what he just explained, he has no problem with. This is where his problem starts, Mr. Snyder stated. He indicated that the IDA started a PILOT program for Evan's Hardware to help repair the building because this building was in the May In Rem tax auction but was pulled by someone. He said that the public as a whole did not have a chance to bid on this property as they have on every other parcel that is available. He understands that a deal could be made because they do not make no where's near as close on the back taxes. He said in making this PILOT program, the IDA has come to the Village of Medina and asked the BPW to fix the compromised sewer main. If the IDA has not already come to the county, they will be asking to tear down the existing old HSBC drive thru on the west end of the property, fixing the compromised storm drains in the back of the property, and resurface the parking lot. He stated that Evan's is only going to pay for the materials for those things but has yet to commit in buying this building. He said that because the County owns the building, the County can do work on it as is any other municipality and no wrong doing is done, Mr. Snyder stated. He said that they are tailoring it for custom retail business. Mr. Snyder stated that he has been paying taxes in Orleans County since he got out of the military and has been doing it for eleven

years. He indicated that his father has been paying taxes for over fifty years. He said he is not so warm and fuzzy on the idea that he is going to help finance the competition to come into that building and not have to carry all of that business burden, because that is part of business. When you buy a structure that is part of it and have to figure that in, as they did when they bought their business. Mr. Snyder stated that they need a new roof on three of their main buildings, they have put new windows a couple of their buildings and had to redesign and redo concrete work and they have spent a fair amount of cash this year in re-organizing and improving their building, which is a long ways of being done. He felt it is a bit of a kick in the pants for him to help finance the competition to come in. He said that he went to the IDA to see if he could get a business loan. He spoke to Gabrielle Barone who advised him that he would need to do is to attend the Microenterprise course, to come up with a business plan, create a mission statement, provide financial records and a credit score, provide assets and liabilities and they could help him. Mr. Snyder advised Ms. Barone that could take six months. She indicated to him that it could take the six months or more. He advised her that if the lumber yard closed down till February, it was June; he would never recover from the burden waiting the six months to provide requested items to get their help and not be able to resurrect the service he planned to provide. He said the funding that Evan's has to come up with for the materials on this project comes out of an escrow account because the IDA has already loaned them \$100,000. He would be interested to know if Evan's has gone through the microenterprise system, come up with a business plan and mission statement and all of the fun stuff asked of him.

Chairman Callard stopped Mr. Snyder to address many of his questions. The Chairman stated that the basic assertion that the IDA has established a PILOT program is incorrect. Mr. Snyder stated that in the minutes of the Village of Medina Board meeting, Ms. Barone reported his. Chairman Callard stated that he was not aware of this and there is no finalized agreement. Chairman Callard stated that the county has not been approached to do any of the items Mr. Snyder listed earlier and if the county is approached, the county would have to be remunerated if it was doing services. Chairman Callard state that no such approach or agreement has been made. Mr. Snyder interjected by saying not yet. Chairman Callard stated that he is making the assumption, that it is going to be, but it hasn't. Mr. Snyder offered to go get the minutes from the Village of Medina that are in his truck, which said that Ms. Barone was going to approach the County to do those projects as well. Chairman Callard questioned Mr. Snyder that what he is saying that IDA has already

approached the county and this is what the county is doing. Mr. Snyder said that she stated that IDA is going to approach the county to get the services done and the deal is that Evan's is suppose to pick up the material cost while the county is to pick up the labor cost because it is an In Rem property and right now in fact owns the property. Chairman Callard thanked Mr. Snyder for bringing that to their attention but the information thus far is incorrect. Chairman Callard asked if Attorney Schubel wished to comment at this time, which he did not but stated that Mr. Nesbitt will.

As the Chairman stated, Mr. Nesbitt confirmed that the deal that is being proposed by the IDA has not been approved at this level nor has any work been approved for the Highway Department to assist with any of that. The County has the right to assess the property and in the interest of the county taxpayer, to get as much money for the property as the County can. In Mr. Snyder's comment that the property was pulled from the In Rem auction, Mr. Nesbitt understanding of the rationale for pulling it was to allow the IDA to make some attempts to market it, which they are doing now. This will allow bringing it back onto the tax rolls which would be in the best highest use of the property for the community. Mr. Snyder stated that he knew of two entities that were interested in the property, had it gone to tax In Rem, who would be willing to fix the parking lot; the sewer and water main; the storm drains; and knock down the HSBC at no cost to the county, village or the Town. Chairman Callard stated that those entities are welcome to discuss it with the County. Mr. Snyder stated that if they knew it was pulled from the In Rem auction, otherwise they would have gone to the "powers that may be" to work out a deal. Chairman Callard said that they could still make the approach to the County with any such offerings. Mr. Snyder said he has spoke with several people, business owners and private citizens alike, and he has yet to meet somebody that is warm and fuzzy on the idea that that the county's taxes that they pay are going to pay to revamp a property tailoring it towards a retail business. Chairman Callard said that has not been established that that is going to happen. Mr. Snyder said that it is going to, but if you have not heard about it he is giving the Board the heads up so the county does not get broadsided. He wanted the Board to know that there is a large group that is not happy if this goes through. Mr. Snyder is all about bringing business into Medina. If Evan's would like to move on their dollar to fix the parking lot, the sewer main and tear down the building, remodel and restructure on their dollar. He will not have anything to say. If it is his taxes going towards this, he has a problem with it. Why does not all other businesses in the County get a piece of this as well, Mr. Snyder expressed. In knowing what the economic times are and local business starting up,



offering a little bit of help could be beneficial. Every little bit helps. Mr. Snyder hopes to be at the next meeting to get an update on this project. He said that he has spoken with the head of the IDA, Mr. Whipple, who is a good person. He has not given him a line of garbage and has been upfront on what is going on. Mr. Whipple told Mr. Snyder that there is a tax break that they are working on if Evan's takes the property. Mr. Snyder stated that Evan's will not take the property unless all of the items are fixed, and building taken down; and why would they because they are taking on all of that overhead. Mr. Snyder indicated that he hopes that there is a resolution with this that is fair.

Chairman asked if any public would like to comment or Legislators wished to address the public. Mr. Montello stated that he was approached with an idea for the Veterans Office for a Freedom Path to go out towards the cannon and out around the cannon. Chairman Callard stated that he should meet with the Veterans Committee, involving Legislators Eick and Rush, so that a recommendation can be made to the full Board.

Chairman Callard called upon Mr. Nesbitt, the Chief Administrative Officer, who is also the Budget Officer who filed the 2012 Orleans County Budget and read in its entirety the 2012 Orleans County Budget message. Chairman Callard thanked Mr. Nesbitt for the budget submission and he stated that copies have been distributed. Chairman Callard stated that the budget hearing will be scheduled at the next meeting but will most likely be held on the first Monday in December at the Courthouse.

The following resolutions were presented for adoption:

**RESOLUTION NO. 337-1111**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8761-8928	\$332,345.82
Highway	846-856; 2209-2232	\$116,394.55
Nursing Home	1396-1405; 39272 - 39321	\$203,153.01
Job Development	1436-1439	\$2,775.17
Self Insurance	49372-49375; 1005- 1006	\$402.05

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

Legislator Rush moved to schedule the public hearing for Local Law No. 5-Intro regarding the Hotel Occupancy Tax; seconded by Legislator Allport. Legislator Rush explained that we put this into effect many years ago and we had a reason for doing it. It doesn't matter where you travel, you pay between 4% to 6% occupancy tax. With Orleans County being a fishing county, probably 80% to 90% of the occupancy tax that we receive is from fisherman. This tax helps pay for our easements and promote tourism. Chairman Callard said we will have an opportunity to discuss it further at the public hearing because Mr. Lauricella stated that it is still a tax and it is still wrong. The following resolution was adopted:

**RESOLUTION NO. 338-1111**

**SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 5 -  
INTRO OF 2011 REGARDING HOTEL OCCUPANCY TAX**

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled "A Local Law Amending Local Law Number 4 of the Year 2003 Imposing a Hotel and Motel Room Occupancy Tax in the County of Orleans With Respect to the Expiration Date Thereof"; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on November 22, 2011 at 4:25 p.m. at which time all interested parties will be heard.

Moved, Rush; second, Allport.

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*Resolutions 337-346*

Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 339-1111**

AMENDING RESOLUTION NO. 296-911 REGARDING  
PURCHASING UPGRADE SOFTWARE FOR 911  
COMMUNICATIONS.

RESOLVED, that this Legislature amends Resolution No. 296-911 by reducing the purchase amount from \$6,445.75 to \$5,886.23, due to a new quote submission, for Avaya software upgrade for the 911 Communication system.

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 340-1111**

APPROVING ADDENDUM TO CURRENT CONTRACT BETWEEN  
THE COUNTY CLERK AND ACS ENTERPRISE SOLUTIONS

WHEREAS, Resolution No. 244-610 authorized the Orleans County Clerk to enter into a five year agreement with ACS Enterprise Solutions for Records Management Services; be it

RESOLVED, that this Legislature approves an addendum to this agreement with ACS Enterprise Solutions, 8600 Harry Hines Blvd., Suite 300, Dallas, TX 75235 to add Pistol Permit and Veteran Courtesy cards, including hardware, application software, licensing, installation and maintenance at an additional cost of \$210 per month, making the yearly contract total \$4,100, with such addendum to be co-terminus with the current existing agreement.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 341-1111**

AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S  
OFFICE/JAIL

*November 9, 2011  
Resolutions 337-346*

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.26) in the Sheriff's Office, at the Jail, at \$11.14 per hour effective November 10, 2011.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 342-1111**

**APPOINTING MEMBERS TO THE GLOW WORKFORCE  
INVESTMENT BOARD**

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new term memberships for Michael Sawyer, Executive Vice President and Chief Financial Officer, Western New York Energy, LLC, PO Box 194, Medina, NY 14103, and Kelly Sargent, Recruiter and Project Manager, Claims Recovery Financial Services, LLC (CRFS), 227 East Ave, Suite 100, Albion, NY 14411 both representing the Private Sector for the At Large seat appointments on the GLOW Workforce Investment Board replacing Jan Mikael-Erakare from JP Morgan Chase and Tonya Holahan from Precision Packaging, such terms to be effective immediately and serve at the pleasure of the CEOs.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 343-1111**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND MARIE DELOBBE-SCOTT**

RESOLVED, that this Legislature approves an agreement between the Health Department and Marie Delobbe-Scott, 12841 Roosevelt Hwy, Lyndonville, NY 14098; to provide Physical Therapy services through the 3-5 program for the eligible children in Orleans County. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances. Contract period November 9, 2011 through November 8, 2012. Contract option to renew for an additional three years by written consent of both parties.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 344-1111**

**AUTHORIZING SHERIFF TO PURCHASE BUS FROM STOP-DWI RESERVE ACCOUNT**

RESOLVED, that this Legislature authorizes the Sheriff to purchase a 2006 Ford 4DC Bus, VIN#1FDXE45P16HA65751, from Community Action of Orleans & Genesee Inc, at a cost of \$2,500, to be paid from the STOP-DWI Reserve Account.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 345-1111**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE EMERGENCY MANAGEMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds into the Emergency Management budget to make payment to Licciardi Radio Services Inc. as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$4,133.50
<u>TO:</u>		
A3640.418	Other Contractual Expenses	\$4,133.50

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 346-1111**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget to finish year end projects as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$5,000
<u>TO:</u>		
A1620.403	Other Contractual Expenses	\$5,000

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

Legislator Eick moved to enter into Executive Session to discuss litigation as authorized under Open Meetings Law §105(d); seconded by Legislator Allport at 5:15 PM. Legislator Johnson was absent from Executive Session.

Legislator Eick moved to reconvene meeting from Executive Session seconded by Legislator Allport at 5:33 PM.

Legislator Bower moved to adjourn; seconded by Legislator Allport. Meeting adjourned at 5:33 PM.

### **LEGISLATURE MEETING**

November 22, 2011

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Chairman Callard called the meeting to order at 4:34 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present, with the exception of Legislator Rush.

The Clerk presented the following communications: The Orleans County Genealogical Society is planning a photo session, scheduled for Saturday, April 21, 2012 and wishes to pose for this on the Orleans County Courthouse steps. This photo shoot will coincide with the launch of their book – *Legendary Locals of Orleans County, NY*. They hope to have approximately 200 people. Board approval requested. Request approved.

The Treasurer was not present to provide a Treasurer's report.

During open discussion, Thom Jennings, Gaines, wished to talk about Resolution 363-1111 in amending 281-710 regarding retirement reporting for elected and appointed officials. Mr. Jennings had requested a copy of this sent to from email by Debbie Prest, and she got it to him within twenty minutes. As far as the calculation of the hours, which Mr. Jennings can see is 4.28 is the days per month, which is on the resolution. Mr.

Jennings believes that is correct. He has done his own calculation on this based on a few different things. Mr. Jennings stated that he should back up. For those of you that don't know, he explained that he FOILED a copy of Legislator Henry Smith's retirement calendar back in September. There were some discrepancies in it and Mr. Jennings shared those with four or five different people to be sure he wasn't seeing something that wasn't there. He was crossing the "T's" and dotting the "I's". Among some of the discrepancies were some of the meetings that were listed. The Town of Gaines for example, which Mr. Smith was not listed on the Town meeting minutes. Mr. Jennings called Jean Klatt who is the Clerk, and asked her what the procedure was. She advised him that if you sign in, you will be put on the list, but if she recognizes the person as someone she knows from around town she will make sure to put them in the minutes. That raised Mr. Jennings suspicions. He then cross checked the Legislature minutes as to what was reported. Out of 13 meeting, Mr. Jennings feels that there was time added to the end of nine of the meetings. He stated that there was one meeting that Legislator Smith reported three hours, which was not attended. Mr. Jennings FOILED the RGRTA minutes. There is one meeting on Mr. Smith's calendar that is not showing in the minutes. There are implications to the taxpayers, in that the hours are used to determine the pension payout. There is no immediate consequence in that no money has been given that wasn't due. But, it does call into question the integrity of the reporting, which Mr. Jennings feels should be looked at. Also, the wording of the resolution says it was a clerical error. Mr. Jennings doesn't believe it was a clerical error. He believes the 21 hours added on to February were carried over from January. Mr. Jennings is asking at this time that the Legislature table this resolution to investigate this further to see if this information was falsified or if there was generally a mistake.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then adopted:

**RESOLUTION NO. 347-1111**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and

claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8939-9082	\$339,215.88
Highway	No Claims	
Nursing Home	1406-1407;39322-39359	\$526,675.20
Job Development	1442-1445	\$10,046.71
Self Insurance	49441-49442	\$4,140.00

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 348-1111**

SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET FOR THE YEAR 2012

RESOLVED, that the public hearing for the Tentative County Budget for 2012 be held on Monday, December 5, 2011 at 7:00 p.m. at the Orleans County Courthouse, Albion, New York; and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the officially designated County newspapers.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 349-1111**

SETTING UNIT CHARGE FOR 2012 COUNTY SOLID WASTE/RECYCLING PROGRAM



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Resolutions 347-365*

RESOLVED, that this Legislature sets the unit charge for the 2012 County Solid Waste/Recycling Program at the following rate, with no change from the 2011 established charge:

1. One unit of Service           \$178.00
2. One-half unit of Service   \$ 89.00

and, be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit of service, and a \$1.00 fee to each half unit of service.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 350-1111**

**AUTHORIZING EXTENSION OF TEMPORARY POSITION IN  
PERSONNEL AND SELF INSURANCE DEPARTMENT**

RESOLVED, that this Legislature authorizes the extension of the temporary part-time Secretary I position in the Personnel and Self Insurance Department, to be effective through December 31, 2012.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Allport stated that this project is taking the place of the project that was previously discussed about Fiber Optics. He then asked Mr. Kinsey, Director of Computer Services to discuss the cost benefits of this. Mr. Kinsey stated that our expenses to replenish hardware, is something that is an ongoing cost. Our current fleet is about thirty servers, at \$7000 per server, it is a \$210,000 service deficit we will have to pay. If we reduce the amount of servers in half, we in turn reduce the service deficit to \$105,000. It will reduce the replacement cost and the operational cost. There will be \$6000 in saving in power cost to run half the amount of servers. The project in-turn will pay for itself and benefit the taxpayer. Legislator Allport commended the IT Team for this alternative plan of action.

**RESOLUTION NO. 351-1111**

**AUTHORIZING TRANSFER OF FUNDS INTO THE COMPUTER SERVICES BUDGET AND AUTHORIZING PURCHASE OF MATERIALS FOR WIRELESS NETWORKING PROJECT**

RESOLVED, that the County Treasurer is authorized to transfer funds into the Computer Services Budget to complete the wireless networking project as follows:

From:			
A1990.435	Contingency Fund	\$20,000	
To:			
A1680.270	Capital Equipment	\$20,000	

and be it

FURTHER RESOLVED, this Legislature authorizes the wireless networking project connecting the Courthouse Square Complex with the County Office Building Complex; which project will result in a significant savings in operational costs to the County as noted below:

Project Cost: \$20,000					
<b>Hard Cost Reduction:</b>					
Current WAN:	Proposed WAN:	Annual Cost:	Current Cost:		Savings:
2	1	\$ 840.00	\$ 1,680.00		\$ 840.00
Current Server Power:	Proposed Power:			(Dell Server Annual Power Cost Calculator)	\$ 6,000.00
\$ 12,000.00	\$ 6,000.00				
Current Warranty Costs:	Proposed Warranty Costs:				\$ 5,220.00
\$ 10,440.00	\$ 5,220.00				
				<i>Annual Savings:</i>	\$12,060.00
				<i>ROI in Years</i>	1.66
<b>Server Cost Reduction:</b>					
Current Servers:	Proposed Servers:	Cost Per Server:	Current Replacement Cost:	Proposed Replacement Costs:	Savings:
30	15	\$ 6,800.00	\$ 204,000.00	\$102,000.00	\$102,000.00
				<i>ROI in Years</i>	0.20

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and be it

FURTHER RESOLVED, this Legislature authorizes the purchase of wireless networking hardware from CDWG, 230 N. Milwaukee Ave., Vernon Hills, IL 60061 in the amount of \$17,160 and sundry cables, mounting hardware, poles, and other such items as may be needed to complete the project; and be it

FURTHER RESOLVED, this Legislature rescinds resolution 243-711.

Moved, Allport; second, Bower  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 352-1111**

APPROVING AGREEMENT BETWEEN HIGHWAY/BUILDINGS & GROUNDS AND OTIS ELEVATOR COMPANY

RESOLVED, that this Legislature approves an agreement between Highway/Building & Grounds and Otis Elevator Company, 2 Townline Circle, Rochester, NY 14623 to provide maintenance and inspection of elevators in the County Jail, County Office Building, Mental Health Building, County Clerk's Building and the County Courthouse effective January 1, 2012 through December 31, 2015 in the amount of \$8,100 per year; and be it

FURTHER RESOLVED, that this Legislature will review the agreement at the end of the contract term to address the self executing renewal which is subject to price adjustments.

Moved, Smith; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 353-1111**

AMENDING RESOLUTION NO. 82-205 REGARDING AGREEMENT WITH ROCHESTER GENESEE REGIONAL TRANSPORTATION AUTHORITY

RESOLVED, that this Legislature amends Resolution No. 82-205 for maintenance and repairs between the Highway Department and the

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Rochester Genesee Regional Transportation authority at 1372 E Main St, Rochester, NY 14609 to modify the wording in the “Vehicle Maintenance and Repairs” section of the contract which involves no County Cost; and be it

FURTHER RESOLVED, that the term of this agreement is effective September 1, 2003 through March 31, 2013.

Moved, Smith; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 354-1111**

APPROVING SELECTION OF AND AGREEMENT WITH CLARK PATTERSON LEE FOR DESIGN SERVICES FOR ORLEANS COUNTY MARINE PARK SOUTH STAIRWAY

WHEREAS, the Orleans County Planning Department issued an RFP for design services for the Orleans County Marine Park South Stairway on October 27, 2011 and

WHEREAS, TWO proposals were received on November 17, 2011 and reviewed by the Planning Department; and based upon that review recommended the selection of Clark Patterson Lee of Rochester, NY; now, therefore, be it

RESOLVED, that this Legislature hereby selects the firm of Clark Patterson Lee to provide design services for the Orleans County Marine Park South Stairway at a cost not to exceed \$8,500 to be paid from Account A7180.486; and authorizes the Legislature Chairman to execute an Independent Contractor Agreement with said firm upon the approval of the Orleans County Attorney and the New York State Office of Parks, Recreation and Historic Preservation.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 355-1111**

APPROVING SUBMISSION OF THE CHILD AND FAMILY SERVICES PLAN TO THE NEW YORK STATE OFFICE OF

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**CHILDREN AND FAMILY SERVICES ON BEHALF OF THE SOCIAL SERVICES, YOUTH BUREAU, AND PROBATION DEPARTMENTS**

RESOLVED, that this Legislature approves submission of the Child and Family Services Plan covering the Department of Social Services, Youth Bureau programs and Diversion services in the Probation Department; to the New York State Office of Child and Family Services for the period of January 1, 2012 through December 31, 2016 and which sets forth planning requirements and goals and objectives for the referenced Departments.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 356-1111**

**AUTHORIZING GRANT RENEWAL APPLICATION AND AGREEMENT BETWEEN THE OFFICE FOR THE AGING AND NEW YORK STATE OFFICE FOR THE AGING**

RESOLVED, that this Legislature authorizes the grant renewal application between the Office for the Aging and New York State Office for the Aging for the Health Insurance Information, Counseling and Assistance Program (HIICAP) application for MIPPA/ADRC funding which is funded under a grant from the Centers for Medicare & Medicaid Services and Administration on Aging in the amount of \$13,500 for the program period of September 30, 2011 through September 29, 2012; and be it

FURTHER RESOLVED, that the Chairman of this Legislature is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 357-1111**

**AUTHORIZING CHAIRMAN TO SIGN EXTENSION OF NYS HOMELAND SECURITY GRANT IN EMERGENCY MANAGEMENT**

WHEREAS, Resolution No. 191-509 accepted the FY2008 grant agreement between Emergency Management and NYS Office of Homeland Security for the period September 1, 2008 to August 31, 2011; be it

RESOLVED, that this Legislature approves the extended contract period of September 1, 2008 to August 31, 2012 for SHSP FY2008.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 358-1111**

AUTHORIZING SETTING UP NEW MONEY IN EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No. 239-711, 240-711, and 251-811 approved equipment purchases from NYS Homeland Security FY2008 grant funds; be it

RESOLVED, that the County Treasurer is authorized to set up 2008 Homeland Security Grant Funds available as follows:

Revenue:

A4309.2008	State Homeland Security Grant Program FY2008	\$35,059.81
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Appropriation:

A3640.486.2008	Grant SHSP FY2008	\$35,059.81
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Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 359-1111**

AUTHORIZING SETTING UP NEW MONEY IN EMERGENCY MANAGEMENT BUDGET AND EXPENDING GRANT FUNDS

RESOLVED, that the County Treasurer is authorized to set up 2008 Homeland Security Grant Funds as follows:

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Revenue:

A4309.2008	State Homeland Security Grant Program FY2008	\$5,895
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Appropriation:

A3640.486.2008	Grant SHSP FY2008	\$5,895
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and be it,

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP FY2008 Grant Funds as follows: weather station that will be on-line to various response agencies and departments, at a cost not to exceed \$900 and Crisis Response Throw Phone for SWAT Team at a cost of \$4,995, totaling \$5,895.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 360-1111**

**APPROVING MODIFICATION OF THE ORLEANS COUNTY FIRE  
MUTUAL AID PLAN**

WHEREAS, a County Mutual Aid Plan is authorized under Section 209 and 209j, General Municipal Law, and under Section 225a, County Law and administered by the Orleans County Fire Coordinator/Director of Emergency Management; and

WHEREAS, through the cooperative efforts of fire groups, fire personnel of authority within the County, County fire officers and association officers join to develop and support this plan to provide cooperative, reciprocal assistance with personnel, equipment and physical facilities for fire or other emergencies; be it

RESOLVED, that this Legislature hereby adopts the Amendments to this plan as recommended by the County Fire Advisory Board.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 361-1111**

**SETTING DATE OF SPECIAL MEETING TO ADOPT THE 2012 ORLEANS COUNTY BUDGET**

RESOLVED, that this Legislature will call a special meeting on Wednesday, December 7, 2011 at 4:30 p.m. at the Orleans County Legislative Chambers to adopt the 2012 Orleans County Budget and have various other resolutions presented for adoption that pertain to the preparation of the 2012 Town and County tax levy.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 362-1111**

**AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending September 30, 2011; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment  
April 1, 2011 through September 30, 2011**

	Town Taxable	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	202,214,366	118,665,039	29.34%	20,011.93	5,871.78	14,140.15
Barre	83,516,883			7,530.46		7,530.46
Carlton	189,579,392			13,579.86		13,579.86
Clarendon	150,447,092			8,146.78		8,146.78
Gaines	110,875,414	22,911,153	10.33%	7,324.17	756.73	6,567.44
Kendall	150,271,974			21,455.11		21,455.11
Murray	175,341,416	52,532,163	14.98%	16,117.80	2,414.44	13,703.36
Ridgeway	218,555,088	93,748,500	21.45%	18,860.98	4,045.18	14,815.80
Shelby	177,581,387	71,980,958	20.27%	13,208.97	2,677.07	10,531.90
Yates	150,275,911	28,995,801	9.65%	11,055.29	1,066.56	9,988.73



1,607,658,923    388,833,614                      137,291.35    16,831.76    120,459.59

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Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Chairman Callard has asked the Personnel Director to review the reporting and submissions prior to this meeting. He then asked Jack Welch, Director of Personnel, to comment on the process of this review so that everyone can have a clearer understanding. Mr. Welch stated that he was given the document and then he reviewed the regulations that came into effect in 2009. The regulation reads that the first 90 days that are submitted are to be used for the calculation of the retirement. It doesn't matter how many months were submitted, the interpretation is you must take the first three months, otherwise you could be manipulating the three month cycle. Therefore the focus of the review was on the first three months, January, February, and March. The regulation also specifies that you can't alter the document that has been submitted to the Clerk of the Legislature. In the review, prior to it being received by myself, 21 hours from January were calculated in the month of February, as well as 2 hours in the month of March were also miss added. The review also showed that there was time at events where hours were not added to the calculation. There is a record of events that were not reported that took place. Mr. Welch also double checked the meeting minutes of the Legislature and the meeting minutes of the Standing Committees, what I found is that the Department Heads don't consistently show who is in attendance from month to month. However, of all the days that show committee minutes, Legislator Smith was in attendance at each of them. During the month of February, Legislator Smith audited the bills, however on his calendar he did not allocate anytime for doing this. This is a relatively lengthy process to go through every bill. From what Mr. Welch can tell, is there was several instances that Mr. Smith did not give himself credit for. From all of the calculations being reviewed, he agrees with the 4.28 days that are being reported.

Chairman Callard addressed Mr. Jennings' attempt to interrupt by stating that if he had any further questions, he could address it with the Director of Personnel after the meeting. Mr. Jennings continued by stating that he still believes there are inconsistencies and asked again for the resolution to be tabled. Mr. Jennings stated that he would like to sit down with Mr. Welch and share what he has found. Mr. Welch has stated that they can not alter the records and account for the time unaccounted for. I am showing that Legislature meetings end at five o'clock and Mr. Smith is

putting down that he is leaving at six o'clock that is clearly adding an hour to the end of these meetings alone. If anything, Mr. Jennings believes that warrants a second look into this resolution that was presented and voted on. Mr. Jennings doesn't understand why a six month calculation was acceptable at first, which has been done for all of the other Legislators, to the best of Mr. Jennings knowledge. Now it is being backed off to only three month calculation for this particular Legislator, because someone has brought this to someone's attention. Chairman Callard stated that his comments have been noted. The regulation has been followed and we fallen within the guidelines.

**RESOLUTION NO. 363-1111**

**AMENDING RESOLUTION NO. 281-710 REGARDING RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS**

WHEREAS, Resolution No. 281-710 was adopted to approve the Standard Work Day and Retirement Reporting for Elected and Appointed Officials for Orleans County per the New York State and Local Employees' Retirement System established §315.4 regulation; now be it

RESOLVED, that Resolution No. 281-710 is amended to correct a calculation error made on Legislator Henry Smith, Jr.'s retirement calendar following his submission of said calendar to the certifying officer as follows:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (bi-weekly pay periods)
<b>ELECTED OFFICIALS</b>					
Legislator	Henry Smith, Jr.	6	1/1/2010-12/31/2011	N	4.28

FURTHER RESOLVED, that certified copies of this amended resolution shall be forwarded to the County Treasurer, the Personnel Officer and the New York State Comptroller.

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 1 absent, Rush1 abstention – Smith.

Chairman wanted to make it clear for public and press that this budget is within the property tax cap. The reason why we are asking for a public hearing for Local Law and overriding the tax cap levy is not to override

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the property tax cap. The budget is within the tax cap. What bothers us, as does other towns and counties, there are inconsistencies when we question the comptroller's office regarding such things as chargeback's, future borrowing, and such that in order to have over ridden the tax cap should the comptroller's office come back in a number of years and make a determination, asking the questions now before we even vote. That imposes a problem when they say "Well you really exceeded the tax cap." They have not made it clear in the questions that we have asked. This may be an over abundance of caution, but it is an insurance policy that we comply with the law, should the comptroller make a decision years down the road and retroactively comment on our budget this year.

### **RESOLUTION NO. 364-1111**

SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 6 -  
INTRO OF 2011 REGARDING OVERRIDING TAX LEVY LIMIT FOR  
FISCAL YEAR 2012

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled "A Local Law Overriding Tax Levy Limit Established in General Municipal Law 3-c for Fiscal Year 2012"; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on December 7, 2011 at 4:25 p.m. at which time all interested parties will be heard.

Moved, Johnson; second, Smith.

Adopted. 4 ayes, Callard, Eick, Johnson and Smith; 2 nays, Allport and Bower; 1 absent, Rush.

Legislator Johnson stated that this is just the application for the 2011 State Homeland Security Program. She also commended Emergency Management for applying and administering these Homeland Security Grant programs. This money supplies the much needed public safety to this County. We intend to extend this so it will aid in the much needed improvements of our radio system upgrade which we foresee taking place in 2013.

**RESOLUTION NO. 365-1111**

**AUTHORIZING PARTICIPATION IN THE 2011 STATE HOMELAND SECURITY PROGRAM (SHSP FY2011)**

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for funding through the FY 2011 State Homeland Security Program (SHSP) in the amount of \$92,680.00; said funds to be used for interoperability to enhance preparedness in Orleans County.

Moved, Johnson; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Bower moved to adjourn; second by Legislator Allport.

Meeting adjourned at 5:00 PM.

**SPECIAL LEGISLATURE MEETING**

December 7, 2011

---

Chairman Callard called the meeting to order at 4:38 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

During open discussion, Paul Lauricella, Town of Yates, commented that the only budget he would be in support of would be a balanced budget with cuts.

Legislator Eick moved to add one resolution to the agenda; seconded by Legislator Smith. Motion carried. The following resolutions were then presented:

Legislator Johnson moved to adopt Local Law No. 5 of 2011; seconded by Legislator Smith. Legislator Allport stated that there was a CFO for a major auto dealer who sat in front of a board of directors who stated clearly that no matter what you make your numbers. He was talking about the numbers as they give the predictions to Wall Street and he said if you sell the furniture you make those numbers. Legislator Allport said we have made the numbers according to the game that is being given to us by the State. He said to sit here and try to predict what the State is going to do years down the road, maybe under another administration, is impossible and if you think that by passing this that we are protected from

the State from taking our money. He says what has happened with the Department of Health has proven the fact that they will get it any way they can, take it from us any way they can, or short us. Legislator Allport further stated that we have made our cap. This Local Law is not going to protect us from anything as far as the State has done and that has proven throughout the history of what they do in Albany. When they run short of money they keep our money, they don't pass it down and that is why Mr. Allport is opposed to this resolution.

Legislator Eick stated that he feels a little different than Legislator Allport. He has had two towns in his district that have passed the override based on the recommendation from their Attorney. Now our County Attorney, the CAO, the County Treasurer, and our Real Property Director all recommend to us to pass this Local Law. Upon these recommendations, Legislator Eick can't see how we can't pass this. Chairman Callard stated he is in agreement with Legislator Eick but it is a sad commentary on the operation of the New York State government. We will go on record that we have made our statements and will act accordingly. Chairman Callard asked if there are any further comments, with their being none, Chairman Callard requested a roll call vote.

**RESOLUTION NO. 366-1211**

ADOPTING LOCAL LAW NO. 5 OF 2011, ENTITLED A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C FOR FISCAL YEAR 2012.

WHEREAS, Local Law No. 6-Intro of 2011 was introduced at a regular meeting of the Orleans County Legislature on November 22, 2011 and a Public Hearing was held on December 7, 2011, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 6 Intro of 2011, in the form hereto annexed below, and hereby is adopted as Local Law 5 of 2011; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 5 of the year 2011, together with the required text thereof in the official newspaper and shall file such adopted Local Law No. 5 of 2011 as prescribed with the Office of the Secretary of State.

LOCAL LAW NO. 5 OF 2011  
A Local Law to Override the Tax Levy Limit Established in  
General Municipal Law 3-c for Fiscal Year 2012

**Section 1. Legislative Intent**

The slow recovery of the national and state economies and the continued financial obligations imposed on the County of Orleans by New York State in the form of mandated governmental services not fully funded by the State are conditions beyond the control of County government. Notwithstanding these circumstances, the County will need to provide services in 2012, in addition to those mandated by the State, which are important to our citizens.

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Orleans pursuant to General Municipal Law §3-c, and to allow the County of Orleans to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c, and to allow the County of Orleans to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

**Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

**Section 3. Tax Levy Limit Override**

The County Legislature of the County of Orleans, New York, is hereby authorized to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

**Section 4. Severability**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or

invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**Section 5. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.

Moved, Johnson; second, Smith,  
Roll Call. 6 ayes; Bower, Callard, Eick, Johnson, Rush, Smith; 1 nay,  
Allport; 0 absent.  
Adopted.

Legislator Allport moved to adopt the 2012 Budget as presented; seconded by Legislator Bower. Legislator Bower stated that he will vote yes on this budget but at the next two meetings he would speak again about making additional cuts in this budget, in areas that we can cut. He stated that he will support it right now but he is not completely happy with it. The following resolution was adopted.

**RESOLUTION NO. 367-1211**

**ADOPTING THE 2012 ORLEANS COUNTY BUDGET**

WHEREAS, the 2012 tentative budget for Orleans County was presented to the general public at a public hearing held at 7:00 p.m. on December 5, 2011; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; now, be it

RESOLVED, that this Legislature does hereby adopt the 2012 tentative budget, as the Orleans County budget for 2012, with a tax levy of \$15,399,603, with the following changes:

**Revenue**

001.0001.8740.1002 Oak Orchard Watershed District +\$3,856

**Expenses**

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001.1430.0418.0000	Personnel-Other Contractual	+\$2,000
001.1990.0435.0000	Contingency Fund	(-2,000)
001.8740.0439.0000	Oak Orchard Watershed District	+\$3,856

**Fund Transfers**

Cash Surplus	Road Fund	-\$115,000
Cash Surplus	Machine Fund	+\$115,000

Moved, Allport; second Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 368-1211**

**AUTHORIZING TOWN LEVIES**

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2012, be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway - Townwide; Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	\$ 121,067		
Barre		\$ 566,265	
Carlton		649,175	
Clarendon		366,723	
Gaines	74,320	186,412	\$29,253
Kendall		401,761	
Murray	178,295	188,024	32,217
Ridgeway	177,734	346,078	47,685
Shelby	261,087	142,006	17,468
Yates	213,800	103,700	12,275

and be it

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable, therefore, with the respective Fire Protection and Improvement Districts in the following towns, as indicated, the amounts for the purpose of such districts as follows:



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TOWN	DISTRICT	AMOUNT
Albion	Fire Protection	\$104,901
	Water District 1	19,000
	Water District 3	74,000
	Water District 4	28,569
	Water District 5	60,692
	Water District 6	21,520
	Water District 7	7,360
	Water District 8	15,000
	Sewer District 1	50,765
Barre	Fire District	110,000
	Water District 1	29,030
	Water District 2	14,770
	Water District 3	13,548
	Water District 4	19,082
Carlton	Fire Protection	111,505
	Light District I	7,500
	Light District II	10,200
	Water	324,305
Clarendon	Fire Protection	162,365
	Water District 2	47,189
	Water District 3	74,623
	Water District 4	58,105
	Water District 5	19,073
	Water District 6	28,960
	Water District 7	42,617
	Water District 8	9,877
	Water District 9	7,630
	Water District 10	63,818
Gaines	Fire Protection	32,209
	Water District 2	12,657
	Water District 3	11,283
	Water District 4	17,425
	Water District 5	5,315
	Water District 6	8,451
	Water District 7	11,908
	Water District 8	8,470
	Water District 9	6,945
Kendall	Fire District 1 (Kendall)	155,500
	Fire District 2 (Morton)	71,877
	Light District 1	5,700
	Light District 2	3,385
	Light District 3	1,975
	Water District 1	3,983
	Water District 2	16,529

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	Water District 3	21,469
	Water District 4	72,654
	Water District 5	18,803
	Water District 6	13,641
Murray	Fire Protection District 1	60,535
	Fire District 2 (FHM)	101,689
	Light District 1 (Fancher)	2,400
	Light District 2 (Hulberton)	3,320
	Light District 3 (Brockville)	1,200
	Water District 1	5,000
	Water District 2	31,000
	Water District 3	22,582
	Water District 4	6,000
	Water District 5	4,300
	Water District 6	12,000
	Water District 7	19,500
	Water District 8	16,440
	Water District 9	6,500
	Water District 10	7,000
	Water District 11	103,054
	Water District 12	12,000
	Water District 13	19,201
	Water District 14 (Gaines)	3,900
Ridgeway	Fire Protection	161,986
	Light	2,900
	Water Improvement 31-E	10,800
	Water improvement 269	9,038
	Water District 2	19,250
	Water District 3	32,280.50
	Water District 4	71,409
	Water District 5	26,256.50
	Water District 6	13,915.75
	Water District 7	5,872
	Water District 8	9,264
	Water District 9	7,728
	Water District 10	11,250
	Knowlesville Sewer District	26,520
Shelby	Fire Protection District (Shelby & East Shelby)	225,732
	Light District 1 (Shelby)	3,020
	Light District 2 (Millville)	1,685
Yates	Fire Protection	81,600
	Water District 4	174,030

and, be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	\$ 11,878.76			\$76,484
Barre	276.10			213,429
Carlton	10,377.31		\$885.00	185,911
Clarendon	1,672.08		936.25	384,464
Gaines	2,909.82		630.00	278,456
Kendall				262,872
Murray				232,199
Ridgeway	15,840.05			310,812
Shelby	22,418.82			395,018
Yates	837.90			253,285

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

Moved, Allport; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 369-1211**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID RECYCLING-SOLID WASTE PROGRAM FEES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to add the following 2011 Unpaid Solid Waste/Recycling Fees to the 2012 tax rolls of the several towns in Orleans County:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$14,214.69
	Outside	6,592.32

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Barre		4,944.24
Carlton		12,772.67
Clarendon		7,004.34
Gaines	Inside	1,236.06
	Outside	5,665.28
Kendall		8,858.43
Murray	Inside	4,738.23
	Outside	8,240.40
Ridgeway	Inside	14,214.69
	Outside	14,008.68
Shelby	Inside	12,566.61
	Outside	8,034.39
Yates	Inside	2,884.14
	Outside	8,343.44
Total		\$134,318.61

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 370-1211**

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID  
SCHOOL TAXES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2012 tax rolls of the respective towns as of November 1, 2011:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$ 133,405.26
	Outside	99,900.06
Barre		92,065.46
Carlton		339,088.15
Clarendon		196,849.50
Gaines	Inside	12,488.08
	Outside	105,151.63
Kendall		191,621.06
Murray	Inside	170,940.60
	Outside	313,448.41
Ridgeway	Inside	146,778.92
	Outside	180,648.93
Shelby	Inside	142,001.95

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	Outside	168,852.71
Yates	Inside	45,428.69
	Outside	160,960.64
Total		\$2,499,630.05

Moved, Allport; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 371-1211**

**AUTHORIZING TREASURER TO RELEVY CERTAIN UNPAID VILLAGE TAXES**

RESOLVED, that the Orleans County Treasurer is authorized to relevy certain unpaid village taxes to the 2012 tax bills, adding a 5% penalty, as follows:

VILLAGE	TOWNS:	AMOUNT
Village of Albion	Town of Albion	\$ 131,024.40
	Town of Gaines	13,897.22
Village of Holley		93,501.39
Village of Lyndonville		15,393.51
Village of Medina	Town of Ridgeway	116,052.05
	Town of Shelby	112,359.89
<b>TOTAL</b>		<b>\$482,228.46</b>

Moved, Allport; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 372-1211**

**AUTHORIZING TREASURER TO CHARGE BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN, AND SCHOOL DISTRICTS**

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 21, 2011, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns and schools within the County, as follows:

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	Court Order Total	TOTAL
ALBION									

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Alan McKenna	74.-2-4.1	2011		408.89					408.89
Rose Caley	85.-2-14	2011		408.89					408.89
<b>CARLTON</b>									
Orchard Dale Land Co LLC	18.-15.111	2011	155.21	80.01					235.22
Timothy Devay	27.-1-28.1	2011		195					195.00
Paula Broadwell	27.-1-73	2011	7.53	3.88					11.41
Howard Becker	29.1.1-17	2011	195.66	100.86					296.52
Joseph Lamartina	30.-1-14.12	2011		70.00					70.00
<b>CLARENDON</b>									
Michael Loviria & B.Crider	87.-3-27.225	2011		209.32					209.32
Coots	87.-3-65	2010	33.90						33.90
<b>GAINES</b>									
Clifford Stinson	60.4-1-4.2	2011	272.62	132.89					405.51
<b>KENDALL</b>									
Ronald C. Smith	22.-1.27.111	2011	375.90	176.92					552.82
<b>MURRAY</b>									
Steven Wiler	54.-2-13	2009-2011	595.98	245.77	820.86				1,662.61
Rosina Kohmann	87.-1-5	2011	189.24	79.17					268.41
<b>SHELBY</b>									
MR-Orleans Associates, LLC	79.19-2-4	2011	3,365.47	1,166.08				4,531.55	
Helen Zelanzy	102.-1-46.11	2009-2010	25.81	23.68					49.49
Lisa Zelanzy	102.-1-46.11	2011	16.01	14.96					30.97
Kenneth & Camille Packer	103.-1-37	2007-2010	3,846.91	3,235.72	3,406.19	502.45			10,991.28
Kenneth & Camille Packer	103.-1-37	2011	672.61	634.60	1,255.93	182.00			2,745.14
<b>YATES</b>									
Gregory & Kristin Jelson	3.10-2-2	2011	20.63	10.62					31.25
Frank Ottaviano	14.3-2-21	2006-2010	2,639.16	2,405.29	1,093.60	662.69			6,800.74
Andrew J. Bentley	25.-1-71.112	2011	59.06	30.43					89.49
<b>TOTALS</b>			\$12,471.70	\$9,632.98	\$6,576.58	\$1,347.15	\$0	\$4,531.55	\$25,496.86

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 373-1211**

**AUTHORIZING LEVYING CHARGE BACKS**

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WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

TOWN	OUTSIDE	INSIDE
Albion	\$ 817.78	
Barre		
Carlton	449.75	
Clarendon	209.32	
Gaines	132.89	
Kendall	176.92	
Murray	324.94	
Ridgeway		
Shelby	3,908.96	1,166.08
Yates	2,446.34	
Total amount charged to Towns - \$9,632.98		

Moved, Allport; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 374-1211**

**APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES**

RESOLVED, that this Legislature authorizes charge backs for Data Management Services, user fees, tax bills and rate files to be levied on to the 2012 taxes, as follows:

**CHARGEBACKS TO TOWNS FOR 2011**

TOWN		NO. OF PARCELS	Real Property	Tax Collector User Fees	RPS User Fees	RATE & MAP Files	Total	Total Town
Albion	Inside	1603	2003.75	0	0	0	2003.75	0
	Outside	951	1188.75	0	870.00	150.00	2208.75	4212.50
Barre		1388	1735.00	215.88	1000.00	150.00	3100.88	3100.88
Carlton		2460	3075.00	394.44	1200.00	150.00	4819.44	4819.44
Clarendon		1786	2232.50	214.32	1000.00	150.00	3596.82	3596.82
Gaines	Inside	233	291.25	0	0	0	291.25	0
	Outside	1024	1280.00	0	430.00	150.00	1860.00	2151.25

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Kendall		1709	2136.25	0	1000.00	150.00	3286.25	3286.25
Murray	Inside	694	867.50	24.96	0	0	892.46	0
	Outside	1424	1780.00	55.56	1200.00	150.00	3185.56	4078.02
Ridgeway	Inside	1402	1752.50	46.44	0	0	1798.94	0
	Outside	1738	2172.50	63.12	1300.00	150.00	3685.62	5484.56
Shelby	Inside	959	1198.75	147.00	0	0	1345.75	0
	Outside	1341	1676.25	207.60	858.00	150.00	2891.85	4237.60
Yates	Inside	385	481.25	46.20	0	0	527.45	0
	Outside	1337	1671.25	160.44	642.00	150.00	2623.69	3151.14
Totals		20,434	25,542.50	1,575.96	9,500.00	1,500.00	38,118.46	38,118.46

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 375-1211**

APPROVING APPORTIONMENT OF THE 2012 GENERAL COUNTY  
BUDGET

RESOLVED, that the apportionment of the General County Budget for 2012, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 376-1211**

APPROVING ABSTRACT OF 2012 SOLID WASTE/RECYCLING  
PROGRAM FEES

RESOLVED, that the Abstract of 2012 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 377-1211**

APPROVING ABSTRACTS OF TAX ROLLS

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3)



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Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the County and be fixed as the tax rates for the extension of taxes in such districts.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 378-1211**

**APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS**

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; be it

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and be it

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 379-1211**

**SELECTING HARRIS CORPORATION AS THE VENDOR FOR THE REBANDING OF THE MULTINET 800 MHZ RADIO SYSTEM**

WHEREAS, Orleans County released a Request for Proposals #0511 on May 16, 2011 and subsequently Addendum 1 on June 29, 2011 and Addendum 2 on July 26, 2011 for the purpose of rebanding the present Multinet 800 MHz Radio System; and

WHEREAS, following review of the proposals the Emergency Management Director and Chief Administrative Officer recommend selection of Harris Corporation, citing Harris Corporation as the vendor that provided the most comprehensive proposal; now be it

RESOLVED, that this Legislature desires to select Harris Corporation as the vendor for rebanding of the Public Safety Radio System; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is authorized to enter into contract with Harris Corporation for the purpose of rebanding the 800 MHz Radio System.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson introduced Dan Sullivan, of Harris Corporation, who addressed the Legislator on behalf of Harris Corporation, an upstate New York State company located in Monroe County who provides world class communication systems and who can provide interoperability throughout the upstate area. Mr. Sullivan stated that they are excited to be selected and looking forward in working in Orleans County.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 4:52 p.m.

### **LEGISLATURE MEETING**

December 14, 2011

---

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk did not have any communications for presentation. The Treasurer provided reports for distribution but was not present for explanation.

Dorothy Daniels, Albion, inquired if everyone received her e-mail regarding the Occupancy tax. Chairman Callard believed that everyone was in receipt of it and did have discussion relative to it.

Allen Lofthouse, Kendall, inquired about Resolution No. 381-1211, he thought it was stated that easement costs come out of the Occupancy tax, what is the cost for the county per year? Legislator Rush reported that we have an easement contract with Mr. Salmon for about a mile easement in the amount of \$10,000 and this year it is \$7,500 with a trade of some property. It is a five year contract. Mr. Nesbitt further reported the contract is \$7,500 this year and \$10,000 per year for four years. Mr. Lofthouse asked if the cost of the travel guide is taken out of this tax. Legislator Rush said advertising is taken out of this tax. Mr. Lofthouse asked if the Tourism Coordinator is paid from this tax. Legislator Rush indicated that there is probably not enough to take his salary from here seeing the coordinator's salary is \$19,000 per year and the bed tax revenue is about \$27,000. Mr. Lofthouse inquired what the Tourism Coordinator does for the salary he receives. Legislator Rush stated that he works about 20 hours per week. Mr. Nesbitt stated that he represents Orleans County at Trade and Tourism shows. Mr. Lofthouse asked if travel is included in the salary. Mr. Nesbitt stated that travel is not included.

Ralph Dollinger, Shelby, asked how the return of this tax is measured. Mr. Nesbitt stated that some of it is measured by fishing license sales. They compare zip codes with those that were present at a trade or tourism show. Mr. Dollinger asked if there is a public report to be reviewed. Mr. Nesbitt indicated that Mr. Hale from our Tourism Department could generate something.

Chairman Callard asked if any of the Legislators wished to comment. Lynne Johnson announced the Oratorical Contest that the American Legion sponsors at the Albion Middle School this Saturday at noon, where students prepare an eight minute speech regarding the US Constitution. She added that it is an incredibly moving experience. She encouraged everyone to attend because attendance is typically small.

Legislator Bower stated that he questioned the same thing regarding the importance of the travel shows when he became a new Legislator. He stated that he went to one of the biggest shows in the area and he could not believe the information that was asked of us in the booth. He can attest that those shows are worth every penny that is put into them because he has seen it firsthand.

Dorothy Daniels stated that no one has ever come to speak to her from the County seeing that they are in the motel business and they accommodate fisherman. They get repeat customers year after year. She asked if there

is a way to measure if the money spent this year will increase tourism next year. She speculates that an increase of money would increase tourism. She said she is not getting enough new people coming to the motel to warrant charging the repeat visitors to pay for the County to entice new visitors. Chairman Callard said he would have the Tourism Director get in touch with Ms. Daniels.

Legislator Rush stated that the Tourism Department only participates in successful shows. Should they attend a show that they don't find profitable, then they will no longer attend that show. Ms. Daniels stated that bed tax revenue should see significant increase with the more money you spend in promotional tourism dollars. Mr. Nesbitt stated that, a flip side of that is, that if we don't spend the money how much will we lose. Chairman Callard said the County brings in \$20,000,000 in tourism dollars. He then asked her to leave contact information with the Clerk for further follow up.

Legislator Allport announced Don Colquhoun's retirement as the Director of the ARC of Orleans County. A retirement gathering will be held at Hickory Ridge on December 29<sup>th</sup> from 3 to 6 p.m., with presentations at 5:00 p.m.

The following resolutions were then adopted:

**RESOLUTION NO. 380-1211**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	9102-9375	\$625,111.41
Highway	857-866; 2233-2251	\$66,764.37
Nursing Home	39360-39416	\$207,573.04
Job Development	1448	\$35,270.00
Self Insurance	49502-49506; 1007- 1010; 49443,49575	\$29,076.06

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to adopt the local law to extend the Hotel and Motel Room Occupancy Tax; seconded by Legislator Bower. Legislator Allport stated that two years ago this Legislative body along with the Tourism Department, met with local businesses at the 4-H Fairgrounds to get ideas on the promotion of local Tourism. He understands that Tourism is a \$22 million industry for Orleans County, with \$12 million coming from the fishing industry. He added that fishing magazines around the country have our spot at Oak Orchard Creek as one of the top ten fishing holes. This Board addressed the issue of unsafe fishing at Oak Orchard Creek and we addressed that with Mr. Salmon and opened up that location to the fisherman. Legislator Allport has a core economic belief that if you have an activity and you remove the fees or hidden taxes on it then more people will come. He believes this will bring in more revenue, not only to the businesses, but local government with sales taxes. Legislator Allport understands all of the financial situations but that is why he is opposed to continuing this tax. The following resolution was adopted by official roll call vote.

#### **RESOLUTION NO. 381-1211**

ADOPTING LOCAL LAW NO. 6 OF 2011, ENTITLED A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF THE YEAR 2003 IMPOSING A HOTEL AND MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF ORLEANS WITH RESPECT TO THE EXPIRATION DATE THEREOF

WHEREAS, Local Law No. 5-Intro of 2011 was introduced at a regular meeting of the Orleans County Legislature on November 9, 2011 and a Public Hearing was held on November 22, 2011, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 5-Intro of 2011, in the form hereto annexed below, and hereby is adopted as Local Law 6 of 2011; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 6 of the year 2011, together with the required text thereof in the official newspaper and shall file such adopted Local Law No. 6 of 2011 as prescribed with the Office of the Secretary of State.

#### LOCAL LAW NO. 6 OF 2011

A Local Law Amending Local Law No. 4 of the Year 2003 Imposing a Hotel and Motel Room Occupancy Tax in the County of Orleans With Respect to the Expiration Date Thereof

SECTION 1. Section 702 of Local Law No. 4 of the Year 2003 is hereby amended to read as follows:

702. **Effective Date:** This Local Law shall take effect on January 1, 2004, and expire December 31, 2013, except that the provisions of this Local Law relating to registration and the authority of the Treasurer to adopt regulations and take all necessary action to prepare for the implementation and enforcement of this Local Law shall take effect immediately.

SECTION 2 This Local Law shall take effect on January 1, 2012.

Moved, Rush; second, Bower.

Roll Call - 6 ayes, Bower, Callard, Eick, Johnson, Rush, Smith; 1 nay, Allport; 0 absent.

Adopted.

Legislator Johnson moved the continuation of work hours for Emergency Management Director and she is excited to announce the RFP was awarded and 2012 will be a very good year for our radios which was a long due process and we can commend the EMO Director and CEO in making this come into fruition so Public Safety Radios will again be in working order. Legislator Smith seconded the motion. Legislator Allport commended Paul Wagner and his organization with this being a five year ordeal. A few years ago a full time radio person was brought on to try to

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resolve this issue. This radio person is now gone and we have a company out of Rochester doing the radio repairs. Last week we announced the project going forward and he looks at it now as normal business for this department. We set these hours last year and Legislator Allport said that he does not see the need to extend them this year and have the additional cost to the taxpayers and that is why he is voting against this resolution. The following resolution was adopted:

**RESOLUTION NO. 382-1211**

**AUTHORIZING CONTINUATION OF CHANGE OF WORK HOURS  
FOR EMERGENCY MANAGEMENT DIRECTOR POSITION**

WHEREAS, Resolution No. 343-1010 authorized the continued 37.5 hours per work week for the position of Director of Emergency Management through December 31, 2011; be it

RESOLVED, that this Legislature authorizes the continuation of the Emergency Management Director's hours of 37.5 hours per week effective January 1, 2012 through December 31, 2012; and be it

FURTHER RESOLVED, that the annualized salary shall be figured on a prorated basis.

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 2 nays, Allport and Bower; 0 absent.

**RESOLUTION NO. 383-1211**

**APPROVING AGREEMENT WITH MICHAEL R. WATERHOUSE  
FOR TOURISM COORDINATOR SERVICES**

RESOLVED, that this Legislature approves an independent agreement with Michael R. Waterhouse of Albion, NY for the provision of sportfishing coordinator services in the Planning and Tourism Department at a cost not to exceed \$19,070; said agreement to be in effect from January 1, 2012 to December 31, 2012.

Moved, Rush; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 384-1211**

APPROVING AGREEMENTS BETWEEN PROBATION AND VARIOUS AGENCIES.

RESOLVED, that this legislature approves the following agreements with the Orleans County Probation Department:

Government Payment Services Inc., 7102 Lakeview Pkwy W Dr., Indianapolis, IN 43268 for the provisions of collecting offender dues by GPS, at no cost to the county, agreement effective January 1, 2012 through December 31, 2012.

New York State Division of Criminal Justice Services, 4 Tower Pl., Albany, NY 12203-3764 to provide monies from the Governor's Traffic Safety Council to implement and supervise Leandra's Law Ignition Interlock cases, which is a state mandated program, effective October 1, 2011 through September 30, 2012 in the amount of \$8,714.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 385-1211**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN PLANNING DEPARTMENT

RESOLVED, that this Legislature authorizes abolishing of the full-time position of Director of Planning & Development effective December 24, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes creation of a part-time position of Director of Planning & Development in the Management Compensation Plan; and be it

FURTHER RESOLVED, that the part-time Director of Planning & Development will have an annual salary of \$22,711, to work a total of three (3) days per week; and be it

FURTHER RESOLVED, that this Legislature authorizes filling of the newly created, vacant position effective December 26, 2011.



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Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 386-1211**

**APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Margaret Clifford, 19 Havenwood Dr., Brockport, NY 14020, as an Approved Provider for Speech Therapy to the eligible children in Orleans County through the Early Intervention program within the Orleans County Health Department. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances. Contract period January 1, 2012 through December 31, 2014.

Margaret Clifford, 19 Havenwood Dr., Brockport, NY 14020, to provide Speech Therapy services to the eligible children in Orleans County through the 3-5 program within the Orleans County Health Department. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid and some third party insurances. Contract period January 1, 2012 through December 31, 2015.

Bornhava, 25 Chateau Terrace, Buffalo, NY 14226, to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract Period November 30, 2011 through December 31, 2014. Rates set by New York State Department of Health. Reimbursement from and New York State Department of Health, Medicaid, and some third party insurances.

Bornhava, 25 Chateau Terr., Buffalo, NY 14226, as an APPROVED PROVIDER for children eligible for services in Orleans County though the Early Intervention Program. Contract period January 1, 2012 through December 31, 2015. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances.

Oak Orchard Community Health, 300 West Ave., Brockport, NY 14102, to provide Medical Consultant Services for several programs through the

Orleans County Health Department. Contract period October 1, 2011 through December 31, 2011. Contract to be reexamined when “Policy Insurance” quotes are released. Contract amount \$3,750. No County Cost.

Medina Memorial Hospital, 200 Ohio St., Medina, NY 14103, to provide Lead Poisoning Education information and programs towards targeted communities and individuals eligible in Orleans County. Contract period October 1, 2011 through September 30, 2012, contract amount not to exceed \$14,000. Reimbursement from New York State Department of Health. No County cost.

New York State Department of Health, Bureau of Maternal & Child Health – Administration Unit, ESP Corning Tower, Rm 878, Albany, New York, 12237-0657, to provide funding for the services to the eligible children in Orleans County through the Children with Special Health Care Needs Program. Contract Period from October 1, 2011 through September 30, 2014. Contract amount \$53,019. No County Cost. Contract#C024633.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 387-1211**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Crestwood Children’s Center, Rochester, NY for the provision of residential foster care services; to be effective October 1, 2011 through September 30, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Elmcrest, Syracuse, NY for the provision of residential foster care services; to be effective October 1, 2011 through September 30, 2012 at per diem rates as established by the State, not to exceed \$165,000. County

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cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 388-1211**

**APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2012 calendar year:

Friends of Mental Health in Orleans County, 20 S. Main St., Albion, NY 14411, providing Mental Health Association advocacy services and drop-in center at a cost of \$63,661. County cost is \$0.

Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Court, Hoboken, NJ 07030, for contract services to be performed by Anthony Racaniello, MD as Staff Psychiatrist for an average of 26 on-site hours per month at an hourly rate of \$131.17. County cost is \$2,865.

Orleans County Attorney, PO Box 606, Medina, NY 14103, providing attorney services as needed for matters requiring counsel at a cost of \$7,000. County cost is \$490.

Ann P. Burbank, 32 Park View Dr., Pittsford, NY 14534, providing services as a Psychiatric Nurse Practitioner for an average of 48 on-site hours per month at an hourly rate of \$96.96. County cost is \$3,909.

John G. Amos, Ph.D., 9 Woodrose Dr., Webster, NY 14580, providing services as Consulting Psychologist for 14 on-site hours per week at an hourly rate of \$114.07. County cost is \$5,366.

Kashinath B. Patil, MD, 490 Ridge Rd., Rochester, NY 14621, providing services as a Staff Psychiatrist for 20 on-site hours per month at an hourly rate of \$131.17. County cost is \$2,204.

Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, NY 14032, providing services as a Staff Psychiatrist for an average of 20

hours per month, which includes on-site time and time away from the department while conducting department evaluations at an hourly rate of \$185. County cost is \$41,292.

Tulio Ortega, MD, 2 Featherstone Ct, Pittsford, NY 14534, providing services as Medical Director for an average of 11 on-site hours at an hourly rate of \$133.77. County cost is \$4,944.

Susan Tillman, LMHC, NCC, 14369 Ridge Rd. W, Suite 2, Albion, NY 14411, providing assessment and treatment services to Orleans County Jail inmates for 6 on-site hours per week at an hourly rate of \$32.97. County cost is \$665.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 389-1211**

**APPROVING APPORTIONMENT OF 2012 SALES TAX TO TOWNS AND VILLAGES**

RESOLVED, that the apportionment of the 2012 Sales Tax to Towns and Villages as presented below by the Clerk of the Legislature in the foregoing warrants be, and hereby is approved by this Legislature.

**2012 Sales Tax Apportioned to Towns and Villages**

Town	Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$269,873.14	57.87%	\$156,175.59	\$113,697.55
Barre	\$64,536.27			
Carlton	\$95,418.07			
Clarendon	\$116,260.89			
Gaines	\$107,656.06	20.17%	\$21,714.23	\$85,941.83
Kendall	\$86,813.23			

<b>Murray</b>	<b>\$158,966.37</b>	<b>29.93%</b>	<b>\$47,578.63</b>	<b>\$111,387.74</b>
<b>Ridgeway</b>	<b>\$216,076.99</b>	<b>43.04%</b>	<b>\$92,999.54</b>	<b>\$123,077.45</b>
<b>Shelby</b>	<b>\$169,515.26</b>	<b>40.73%</b>	<b>\$69,043.57</b>	<b>\$100,471.69</b>
<b>Yates</b>	<b>\$81,554.72</b>	<b>18.78%</b>	<b>\$15,315.98</b>	<b>\$66,238.74</b>
<b>Totals</b>	<b>\$1,366,671</b>		<b>\$402,827.54</b>	<b>\$600,815.00</b>

The percentage due to the village is determined by dividing the village taxable value by the town taxable value

Moved, Allport; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 390-1211**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY HEALTH DEPARTMENT AND NEW YORK STATE DEPARTMENT OF HEALTH AND AUTHORIZING SETTING UP NEW MONEY IN THE HEALTH DEPARTMENT BUDGET**

WHEREAS, the Orleans County Health Department approved an agreement with New York State Department of Health, passage of Resolution No. 260-811, to provide Immunizations for eligible children residing in Orleans County; now be it

RESOLVED, that this Legislature approves an agreement with New York State Department of Health, Office of Public Health Practices, 821 Corning Tower, Albany, NY 12237 to accept additional funds awarded in the amount of \$4,238 from the ARRA Immunization Billing Grant, Contract #T-027717, to purchase equipment and software to use in immunization and other clinics for the purpose of effectively collecting and using third party billing information to obtain reimbursement; contract period through December 31, 2011; and be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Health Department Budget as a result accepting this grant from New York State ARRA Immunization Billing Grant:

<u>Revenue:</u>		
A3472	Immunization ARRA	\$4,238
<u>Appropriations</u>		
A4010.220	Office Equipment	\$4,238

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 391-1211**

APPROVING SELECTION OF AND AGREEMENT WITH ABC CREATIVE GROUP FOR DESIGN OF THE 2012 ORLEANS COUNTY TRAVEL GUIDE

WHEREAS, the Orleans County Tourism Office received two written price quotes for design of the 2012 Orleans County Travel Guide; now, therefore be it

RESOLVED, that this Legislature hereby selects the firm of ABC Creative Group, 430 E. Genesee St., Suite 203, Syracuse, NY 13202 to provide design services for the 2012 Orleans County Travel Guide at a cost not to exceed \$8,000, to be paid from Account A6410.468-I Love New York Matching Funds; and authorizes the Legislature Chairman to execute an Agreement with said firm.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 392-1211**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE OFFICE FOR THE AGING

WHEREAS, the Office for the Aging is restructuring their department as a result of the retirement of the Director of the Office for the Aging and due to the decrease of state and federal funding; now, be it

RESOLVED, that this Legislature authorizes abolishing a full time Caseworker position (6772.15) at grade 16 of the CSEA Salary Schedule effective December 31, 2011; and be it

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FURTHER RESOLVED, that this Legislature authorizes abolishing a full time Senior Account Clerk Typist position (6772.16) at grade 10 of the CSEA Salary Schedule effective December 31, 2011; and be it

FURTHER RESOLVED, that this Legislature authorizes creating and filling a part-time Senior Account Clerk Typist position at grade 10 of the CSEA Salary Schedule effective January 3, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes abolishing the full-time Assistant Director in the Office for the Aging at Grade 4 of the Management Compensation Plan effective January 3, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation and filling of a part-time Assistant Director in the Office for the Aging at an annual salary of \$30,000 for a total of 1258 annual work hours effective January 3, 2012; and be it

FURTHER RESOLVED, that this Legislature appoints Melissa Blanar to the vacant position of Director for the Office for the Aging, effective January 3, 2012, at Grade 7, step 4 of the Management Compensation Plan.

Moved, Eick; second; Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard introduced Melissa Blanar who will be the new Director of the Office for the Aging. Mrs. Blanar stated she is very excited for this opportunity.

Legislator Eick requested to table the resolution to authorize the Office for the Aging to apply for the 2012 Annual Implementation Plan Grant. Pam Canham, Office for the Aging Director, was not able to present the plan at today's conference session therefore we will need to address the Plan after it is presented to this board.

**RESOLUTION NO. 393-1211**

**AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Mental Health budget for monies received from Federal Medicaid Salary Sharing, as follows:

Revenue:

A4490	Mental Health - Federal Monies	\$77,968
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Appropriation:

A4310.418	Other Contractual	\$77,968
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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:57 p.m.

**LEGISLATURE MEETING**

December 28, 2011

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Chairman Callard called the meeting to order at 4:33 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Adopted Resolutions received from New York State Counties: Chautauqua County - Urging Passage of Senate Bill S.5889B and Assembly Bill A8644 that Would Implement a Multi-Year State Takeover of the Local Share of Medicaid. Lewis County – Calling upon New York State Association of Counties Executive Committee to Prepare and Disseminate an Action Plan to Bring Mandate Relief to New York State Counties.

On behalf of the Public Safety Committee Chairman Legislator Johnson and Vice Chairman Henry Smith recognized the Patriot Guard Riders for escorting our fallen heroes in Orleans County. A Special Recognition Certificate was presented to Forrest Rosell, a Patriot Guard Rider. Others present included Paul Fulcomer, Director of Veterans Administration; CM Sgt Scott Goetze, US Air Force; Dave, Chelsea, and Carol Cook, Family of Fallen Hero Trevor Cook; Brad Johnston, Father of Fallen Hero Jason Johnston; Senator George Maziarz; and Assemblyman Steve Hawley. CM Sgt Scott Goetze, Assemblyman Hawley and Senator Maziarz also recognized the Patriot Guard Riders by making a few comments regarding their honorable services to our fallen soldiers, and their families, in



Orleans County. The Patriot Riders were thanked for their respect, their patriotism and for being our silent guardians.

Treasurer Susan Heard reported that she is here today but that she does not have a report to distribute because of it being a busy time with yearend functions.

During open discussion, Paul Lauricella, Yates, stated that he agrees with Opposing the Power Act in New York. He asked what the chances of actually leading this down to the State. Legislator Allport stated that other counties are opposing it to. Chairman Callard said it is the first step in the process. Mr. Lauricella stated that the state has taken a lot of power away from local municipalities. Even a lot of times the Towns are restricted in what they do. It should be up to the people as to what comes and stays and what should be.

With their being no further comments, the following resolutions were then presented:

**RESOLUTION NO. 394-1211**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	9388-9512	\$322,403.43
Highway	867-869; 2252-2260	\$63,642.48
Nursing Home	1428-1439, 1442-1443; 39417-39481	\$150,088.27
Job Development		



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**AUTHORIZING COUNTY TREASURER TO MAKE YEAR END  
ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2011**

WHEREAS, the independent auditors have recommended that the County Treasurer request a “blanket resolution” to allow for any budget adjustments that may be required at year end; be it

RESOLVED, that this Legislature authorizes the Treasurer to make the necessary budget adjustment and inter-fund transfers, and furnish copy of said adjustment to the Clerk of the Legislature when completed.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 398-1211**

**AUTHORIZING EXTENSION OF TEMPORARY POSITIONS IN JOB  
DEVELOPMENT**

RESOLVED, that this Legislature authorizes the extension of the two (2) temporary part time Keyboard Specialist positions (6210.11\* and 6210.16\*) in Job Development, to be effective through December 31, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to approve attendance at out of state travel shows which Wayne Hale or Mike Waterhouse attends. He explained that I Love NY funding pays for the expenses for the first three and the Springfield, MA show is paid for by Lake Ontario Sportfishing Promotion Council. Legislator Allport seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 399-1211**

**AUTHORIZING ATTENDANCE AT OUT-OF-STATE TRAVEL  
SHOWS**

RESOLVED, that this Legislature hereby authorizes attendance at the following travel shows by the Tourism Office to promote Orleans County and regional attractions:

- 1.) Garden State Outdoor Sportsmens Show, Edison, NJ- January 11 to 15, 2012 to be attended by Wayne Hale and Gary Hill.
- 2.) Somerset Fly Fishing Show, NJ- January 26 to 30, 2012 to be attended by Mike Waterhouse.
- 3.) Allegheny Sport, Travel & Outdoor Show, Monroeville, PA - February 14 – 19, 2012 to be attended by Mike Waterhouse.
- 4.) Springfield, MA Sportsmens Show, February 22 – 27, 2012 to be attended by Mike Waterhouse with costs covered by the Lake Ontario Sportfishing Promotion Council.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 400-1211**

#### **APPROVING AGREEMENT BETWEEN REAL PROPERTY TAX SERVICE AND APPLIED BUSINESS SYSTEMS**

RESOLVED, that this Legislature approves the agreement between Real Property Tax Services and Applied Business Systems, 26 Harvester Ave., Batavia, NY for the tax bill printing contract to print 2012 and 2013 Orleans County tax bills, the 2012 and 2013 Village tax bills, and the 2012 and 2013 School tax bills at a cost not to exceed \$.285 per bill, with such fees charged back to municipalities.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to approve a Memorandum of Understanding Agreement with Genesee County for tax maps; seconded by Legislator Bower. Legislator Allport indicated that there is an increase of \$1,000 but has not increased in several years. Mr. Nesbitt added that this was a contract that had a savings of several thousands of dollars. Mrs. Allen, Real Property Director, explained that originally the contract was for

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\$20,000 and when she came on as Real Property Tax Services Director it was negotiated down to \$5,000. The following resolution was adopted:

**RESOLUTION NO. 401-1211**

APPROVING A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH GENESEE COUNTY FOR MAINTENANCE OF TAX MAPS.

RESOLVED, that this Legislature approves a Memorandum of Understanding agreement between Orleans County and Genesee County, Old County Courthouse, 7 Main St., Batavia, NY, for Maintenance of the Orleans County tax maps at a cost of \$6,500 for the term January 1, 2012 through December 31, 2012.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 402-1211**

AUTHORIZING SALARY SCHEDULES FOR MANAGEMENT, CERTAIN PART-TIME AND UNCLASSIFIED EMPLOYEES

RESOLVED, that this Legislature does hereby approve that employees are authorized to receive any budgeted increments they are entitled to under the Management Compensation Plan; and be it

FURTHER RESOLVED, that the following salaries, effective January 1, 2012, are authorized for certain part-time and unclassified employees:

Annual Salaries: Management Compensation Plan

IT Operations Analyst I	\$ 52,450
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Hourly: Management Compensation Plan

Employment & Training Director III	\$ 29.68
Fuel Farm Manager	25.83

and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$16,424 for 2012; with the remaining members of the Legislature to be paid an annual salary of \$10,948 each.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 403-1211**

**SETTING DATE OF 2012 ORGANIZATIONAL MEETING**

RESOLVED, that the Organizational Meeting of the Orleans County Legislature will be held on Wednesday, January 4, 2012, at 4:30 p.m.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 404-1211**

**APPROVING AGREEMENTS BETWEEN OFFICE FOR THE AGING DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby authorize the following agreements for the Aging Department:

Community Action of Orleans and Genesee County, Inc 409-411 E. State St., Albion, NY to provide transportation services for Orleans County residents age 60 and older from January 1, 2012 to December 31, 2012 at a cost of \$24,000 (25.7% reduction from 2011). County cost \$2,812.

Neighborhood Legal Services, 5073 Clinton St Rd, Batavia, NY to provide legal services for Orleans County residents age 60 and older from January 1, 2012 to December 31, 2012. County cost \$600.

Angels in Your Home, 231 East Ave, Hilton, NY to provide personal care services for Orleans County residents age 60 and older at a cost of \$17.33 per month from January 1, 2012 to December 31, 2012. County cost \$4.33 per hour of service.

Ellen Foster, RD., 33 Willmont St., Rochester, NY to provide dietician services for an average of eight hours per week for Orleans County residents age 60 and older at a rate of \$31.67 per hour, contract not to exceed \$13,175 (a 33.3% reduction from 2011) effective January 1, 2012 to December 31, 2012. County cost is \$597.

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Hospice of Orleans County 14080 Route 31W, Albion, NY, to provide PERS services to hospice patients at a cost of \$30 per month from January 1, 2012 to December 31, 2014. No county cost, revenue income already budgeted.

AMENDMENT TO RESOLUTION NO. 7-111 with Medina Memorial Health Care System, Long Term Home Health Care Division, 200 Ohio St., Medina, NY 14103 as a Subcontractor to provide Meals on Wheels to home care clients with Medina Memorial Health Care System reimbursing Orleans County Office for the Aging an additional \$4,177 through December 31, 2011.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 405-12115**

**APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS CONTRACTORS**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following contractors:

SimplexGrinnell, 90 Goodway Dr., Rochester, NY, 14623, for maintenance of the life safety system effective January 1, 2012 through December 31, 2013 in the amount of \$5,663 per year.

Arjo Huntleigh, 2349 W. Lake St., #250, Addison, IL, 60101, for mechanical lift maintenance, effective February 1, 2012 through January 31, 2013, in the amount of \$1,395 per year.

Orleans County Attorney, PO Box 606, Medina, NY 14103, for legal representation, effective January 1, 2012 through December 31, 2013, in the amount of \$13,000 per year.

The Medican Group, 7185 Creek Bend Dr., North Tonawanda, NY 14120, for Pharmacy Consultant Services, effective January 1, 2012 through December 31, 2013, in the amount \$16,200 per year.

Health Systems Services, 6867 Williams Rd., Niagara Falls, NY 14304, effective January 1, 2012 through December 31, 2012, at no cost.

Summit Health Care Solutions, 1325 Millersport Hwy, Suite 100, Buffalo, NY, 14221, effective January 1, 2012 through December 31, 2012, for Medicaid Application Processing, in the amount of \$1,750 per client.

Lisa Misiti, CSW, 10894 Ryan Rd., Medina, NY 14103, a one year contract extension, (contract previously approved by Resolution No. 423-1209), at a rate of \$45 per hour and not to exceed 12 hours per month for the period January 1, 2012 through December 31, 2013.

Diversified Services, 2900 Delaware Ave., Kenmore, NY 14217, for Speech Therapy Services, effective December 1, 2012 through November 30, 2012, in the amount of \$58.00/hour.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 406-1211**

**AUTHORIZING PARTICIPATION IN THE 2011 STATE HOMELAND SECURITY PROGRAM (SLETPP FY2011)**

RESOLVED, that this Legislature authorizes the Orleans County Sheriffs' Office to apply for funding through the FY2011 State Homeland Security Program (SHSP) in the amount of \$47,320; said funds to be used for interoperability to enhance preparedness in Orleans County.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to extend a grant for the Sheriff's Office with NYS Homeland Security through August 31, 2012; seconded by Legislator Smith. Legislator Johnson added that this grant was in the amount of \$33,750. The following resolution was adopted:

**RESOLUTION NO. 407-1211**

**AUTHORIZING CHAIRMAN TO SIGN EXTENSION OF NYS HOMELAND SECURITY GRANT IN ORLEANS COUNTY SHERIFFS' OFFICE.**



*December 28, 2011  
Resolutions 394-420*

WHEREAS, Resolution No. 416-1108 accepted the FY2008 grant agreement between Orleans County Sheriff's Office and NYS Office of Homeland Security for the period September 1, 2008 to August 31, 2011; be it

RESOLVED, that this Legislature approves the extended contract period of September 1, 2008 to August 31, 2012 for SLETPP FY2008.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 408-1211**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Correction Officer (3150.49) at Grade 5 of the Orleans County Sheriff Employee's Association contract effective December 28, 2011.

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 409-1211**

**ESTABLISHING COUNTY INDIGENT BURIAL RATES**

WHEREAS, the Department of Social Services, pursuant to Section 141 of the Social Services Law is required to pay for the burial of certain indigent persons (including indigent veterans); and

WHEREAS, the County wishes to establish specified rates that will be paid to funeral homes and cemeteries for such services; now, therefore be it

RESOLVED, that this Legislature hereby establishes indigent burial rates paid by the Department of Social Services and the Veteran's Department, for the period January 1, 2012 through December 31, 2012 as follows:

<b>SERVICE</b>	<b>FEE SCHEDULE</b>
Cremation – no services	\$1200
Cremation with Memorial Service	Additional \$400
Crematory Fee	\$265
Burial – No Services:	
Infant	\$600
6 months – 5 years	\$1000
6 years – adult	\$1900
Burial with Memorial Service	Additional \$400
Concrete Vault	\$500
Oversized Casket if needed	\$128
Transportation (when a cemetery plot is owned out of county)	\$1.77/mile (up to cost of a cemetery plot in County)
Cemetery Plot	
Child	\$350
Adult	\$500
Cremation grave if available	\$281
Internment of Casket*	
Child	\$225
Adult	\$480
Internment of Remains	\$200
Lowering Device if not owned by cemetery	\$94

\*If client already owns a plot, additional internment costs may be paid, up to the cemetery's published internment rate, but additional costs cannot exceed the county cemetery plot allowance.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 410-1211**

**ESTABLISHING DAY CARE RATES IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services receives New York State Child Care Block Grant dollars for the sole purpose of providing day care subsidies to eligible low income parents; and

WHEREAS, the New York State Office of Children and Family Services establishes the maximum market rate payment ceiling for day care rates; now, therefore be it

RESOLVED, that this Legislature hereby establishes contract day care rates paid by the Department of Social Services on behalf of eligible clients, effective January 1, 2012 as follows:

DAY CARE CENTER												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2012	Current	Market	2012	Current	Market	2012	Current	Market	2012
Weekly	\$0	\$190	\$180	\$0	\$180	\$175	\$0	\$170	\$165	\$0	\$160	\$160
Daily	\$34	\$42	\$36	\$33	\$40	\$35	\$31	\$38	\$33	\$30	\$35	\$32
Part-Day	\$24	\$28	\$25	\$23	\$27	\$24	\$22	\$25	\$23	\$21	\$23	\$22
Hourly	\$0	\$6.75	\$5.75	\$0	\$6.75	\$5.75	\$0	\$6.25	\$5.25	\$0	\$6.25	\$5.25

REGISTERED FAMILY DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2012	Current	Market	2012	Current	Market	2012	Current	Market	2012
Weekly	\$0	\$150	\$145	\$0	\$140	\$140	\$0	\$140	\$135	\$0	\$140	\$135
Daily	\$28	\$30	\$29	\$27	\$30	\$28	\$26	\$30	\$27	\$26	\$30	\$27
Part-Day	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19
Hourly	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.25	\$4.25

REGISTERED GROUP DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2012	Current	Market	2012	Current	Market	2012	Current	Market	2012
Weekly	\$0	\$150	\$150	\$0	\$145	\$145	\$0	\$140	\$140	\$0	\$140	\$140
Daily	\$30	\$33	\$31	\$29	\$32	\$30	\$28	\$32	\$29	\$27	\$31	\$28
Part-Day	\$22	\$22	\$22	\$21	\$21	\$21	\$20	\$21	\$20	\$19	\$21	\$20
Hourly	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$5.00	\$5.00

SCHOOL AGE CHILD CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2012	Current	Market	2012	Current	Market	2012	Current	Market	2012

Weekly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$160	\$160
Daily	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$30	\$35	\$32
Part-Day	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$21	\$23	\$22
Hourly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$6.25	\$5.25

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 411-1211**

**AUTHORIZING SETTING UP NEW MONEY IN EMERGENCY  
MANAGEMENT BUDGET**

WHEREAS, Resolution No. 88-311, 89-311, and 207-611 approved various purchases from NYS Homeland Security FY2008 grant funds; be it

RESOLVED, that the County Treasurer is authorized to set up FY2008 Homeland Security Grant Funds as follows:

Revenue:

A4309.2008 State Homeland Security Grant Program \$24,676.30  
FY2008

Appropriation

A3640.486.2008 Grant SHSP FY2008 \$24,676.30

Moved, Johnson; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to oppose the POWER NY ACT of 2011; seconded by Legislator Rush. Legislator Allport encouraged our local towns to pass similar resolutions and forward to the State representatives because it is concerning their powers over their land too. The following resolution was adopted:

**RESOLUTION NO. 412-1211**

**OPPOSING THE POWER NY ACT OF 2011**

WHEREAS, New York State recently enacted legislation known as the Power NY Act of 2011; and

WHEREAS, said Legislation amended the public service law by adding a new article 10, which establishes a New York State Board of Electrical Generation Siting and the Environment; and

WHEREAS, said Board will have the authority to permit the siting of electrical generating facilities in the State which have a nameplate generating capacity of twenty-five thousand kilowatts or more; and

WHEREAS, previously, while various state agencies had regulatory oversight for such facilities, as a home rule state, New York's local municipalities, by virtue of decisions made by locally-elected representatives, could ultimately decide whether such development was in their residents' best interests; and

WHEREAS, the Power NY Act of 2011 removes said decision making from local municipalities, and puts that authority into the hands of a bureaucratic State board which will have nominal representation from affected communities, and even that representation cannot be from elected representatives of those communities; and

WHEREAS, the new Board will have the authority to ignore "any local ordinance, law...or any local standard or requirement if it finds that such is unreasonably burdensome...on ratepayers whether located inside or outside of such municipality"; and

WHEREAS, the new law further states that "no municipality may require any approval, consent, permit, certificate or other condition for the construction of operation" of such facility; and

WHEREAS, while the law provides for the set-aside of funds for pre-hearing research on behalf of the affected communities, said funds are controlled by the Board and will be allocated as it sees fit; and

WHEREAS, the large majority of the Board's membership will have no connection to the affected communities and will not be directly affected by their decisions; and

WHEREAS, while municipalities may be a party to the siting hearings, so may any individual within 5 miles of the proposed facility's site, and therefore the municipality itself, which purpose, by law, is to represent the residents who elect its officials, is diminished to the level of

each individual within the 5 mile radius, whether or not he/she lives in the affected municipality; and

WHEREAS, said law follows a disturbing trend in New York State to remove powers from local jurisdictions and therefore from the affected electorate and transfer such powers to a faceless bureaucracy which has no constituency; now, therefore be it

RESOLVED, that the Orleans County Legislature opposes, protests, and expresses its deep disappointment and concern over the establishment of said siting Board and of the enactment of the Power NY Act of 2011; and be it

FURTHER RESOLVED, that certified copies of the resolution be sent by the Clerk of the Legislature to Governor Cuomo, Senator George Maziarz; Assemblyman Steve Hawley, and, NYSAC, InterCounty of Western New York, the Towns in Orleans County, and COAXNY.

Moved, Allport; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 413-1211**

#### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies.

David C. Schubel, PO Box 606, Medina, NY 14103, to provide Legal Services to the Orleans County Health Department. Contract period January 1, 2012 thru December 31, 2013. Contract amount not to exceed \$15,500 per year. Reimbursement from various New York State Grants and State Aid. County cost is \$0.

AMENDMENT TO RESOLUTION NO. 105-308 with 3D Delivery/dba Genesee Delivery, 58 Kingsbury Ave.; Batavia, NY 14020 to provide delivery services for the Orleans County Health Department to the Erie County Public Health Lab for water and medical samples. Contract period, January 01, 2008 through December 31, 2012. **INCREASE DELIVERY RATE TO 1.60 PER MILE. Remainder of contract to remain the same.** Reimbursement from State Aid.

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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 414-1211**

APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

<u>NAME/MAILING ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Kevin Johnson 4554 S. Holley Rd Holley, NY 14470	Town of Clarendon	12-31-14
Christine White 4383 Fancher Rd Holley, NY 14470	Town of Clarendon (Alternate)	12-31-14
Ronald Vendetti 26 Park Pl. Holley, NY 14470	Village of Holley	12-31-12

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 415-1211**

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2012 calendar year:

Regional Action Phone, Inc., PO Box 281, Batavia, NY 14021, providing mental health telephone referral and information services at a cost of \$8,000. County cost is \$0.

DocuTrac, Inc., 20140 Scholar Dr., Suite 218, Hagerstown, MD 21742, providing renewal for software maintenance and support for the QuikDoc

Enterprise Edition, which is computer software utilized by the Department of Mental Health for electronic client record management at a cost of \$5,472. County cost is \$383.

Genesee/Orleans Council on Alcoholism and Substance Abuse, 430 E. Main St., Batavia, NY 14020, providing substance abuse/dependency and prevention services, as well as gambling treatment services at a cost of \$321,327. County cost is \$35,167.

Genesee/Orleans Council on Alcoholism and Substance Abuse, 430 E. Main St., Batavia, NY 14020, providing chemical dependency services for inmates at the Orleans County Jail at a cost of \$10,000. County cost is \$10,000.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 416-1211**

AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY [COIDA] FOR THE YEAR 2012.

WHEREAS, it is in the best interest of the County that the many advantages of Orleans County be publicized to those who may be interested in establishing, maintaining, or expanding business and industry in the County of Orleans, in order to create new jobs and keep a healthy economy; and

WHEREAS, equally as important, is the ability to retain within the county the jobs already located here; and

WHEREAS, among the most important tasks facing New York State are the need to increase jobs and encourage higher levels of private capital investment in business and industry, thereby improving the general prosperity and economic welfare of the people of New York State and its constituent municipalities; and

WHEREAS, the County recognizes that the Agency is a community-wide organization with the expertise and capacity to improve



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the general prosperity and economic welfare to the people of the County;  
and

WHEREAS, the purpose of this Agreement is to carry out in a legal and proper manner the provisions of Section 852 of the General Municipal Law of the State of New York, which section does authorize the County to appropriate funds for the purpose of encouraging industrial development within the County; and

WHEREAS, New York State Public Officers Law Section 18 states that a county legislative body may provide for the defense and indemnification of the officers and employees of a public entity and additional indemnification of said Agency may be contracted in return for services; and

WHEREAS, the County has, by Resolution adopted by the Orleans County Legislature, authorized the execution of this contract and the indemnification agreement herein between the County and the Agency; now, therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign an agreement with the County of Orleans Industrial Development Agency [COIDA] to provide the services as set forth in the agreement at an annual cost of \$150,000, to be paid in quarterly payments of \$37,500.

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 417-1211**

AUTHORIZING MEMORANDUM OF UNDERSTANDING WITH TOWN OF ALBION RELATIVE TO HOST COMMUNITY AGREEMENT WITH REGARD TO 16 EAST ACADEMY STREET, ALBION, TAX ID NUMBER 073.005-002-018

WHEREAS, the Town of Albion and Rural Housing entered into a Host Community Agreement with regard to 16 East Academy Street, Albion, Tax ID Number 073.005-0002-018; and

WHEREAS, pursuant to the Host Community Agreement, Rural Housing agreed to pay the Town an amount equal to the total real property taxes levied on the total Academy Street parcel (not including special

assessments) for the last tax year prior to the property being granted tax exempt status; and

WHEREAS, the Host Community Fee Equals the total tax originally due the County/Town, School, and Village on the 16 East Academy Street parcel; and

WHEREAS, the Town and the County wish to set forth in writing the commitment of the Town to forward annually to the County those monies received by the Town pursuant to the Host Community Agreement that were those taxes originally due the County prior to the property being granted tax exempt status; now, therefore be it

RESOLVED, that the Chairman of this Legislature is hereby authorized to execute a Memorandum of Understanding with the Town of Albion for remittance by the Town of Albion of funds received by the Town of Albion to the County of Orleans.

Moved, Allport; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 418-1211**

**APPOINTING MEMBER TO THE SOIL AND WATER DISTRICT BOARD**

RESOLVED, that this Legislature approves the following appointment to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
James Neal	Farm Bureau	1/1/2012-12/31/2014

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 419-1211**

**APPROVING RE-APPOINTMENTS TO THE OAK ORCHARD WATERSHED BOARD**

RESOLVED, that the following individuals are re-appointed to the Oak Orchard Watershed Board for a two-year term, effective January 1, 2012.

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Michael Paduchak – Kendall  
Guy Smith – Albion  
Jon Peglow – Barre

James Panek – Barre  
Gary Smith – Barre

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to remove a resolution from the table which authorizes the Office for the Aging to apply for the 2012 Annual Implementation Plan grant which Pam Canham and Melissa Blonar spoke of at today's conference session. Legislator Johnson seconded the motion. The resolution was pulled from the table and placed on the agenda for action by this Board. Motion Carried. The following resolution was adopted:

**RESOLUTION NO. 420-1211**

**AUTHORIZING OFFICE FOR THE AGING TO APPLY FOR 2012  
ANNUAL IMPLEMENTATION PLAN GRANT**

RESOLVED, that the Office for the Aging is authorized to apply for the New York State Office for the Aging Annual Implementation Plan grant, in the amount of \$1,170,434 with a county cost of \$104,899.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower expressed that it has been almost two months since election time and he has not read an article or have seen a person here at our meeting that complained months ago on what a terrible job this Legislature has done in respect to saving the Nursing Home, as they have put it; but to keep the Nursing Home as a County Nursing Home. Tonight, Legislator Bower, thanked Mr. Gillick, who was present, and his entire staff for doing an excellent job with the Nursing Home with our encouragement. Legislator Bower stated that we knew at one time that finances were not good but we worked on it diligently, contrary to what was written in the papers and what we were told here at our meetings. Legislator Bower complimented all of the people working in the Nursing Home. Legislator Bower asked Mr. Gillick to take that back to the staff and he thinks the staff knows how he feels but wanted Mr. Gillick to take his appreciation back on behalf of the entire Legislature. Chairman

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Callard agreed with Legislator Bower's comments and thanked him for them.

Legislator Allport moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:07 p.m.

**APPORTIONMENT OF 2012 County Tax Levy  
2011 Final Equalization Rates**

Town	Adjusted Taxable Value *	Taxable Value	Equal. Rate	Full Valuation	Portion of Total Levy	NYS Mandates		Nursing Home		General County Services		Total Amt of 2012 Tax Levy
						Amt of 2012 Tax Levy	Amt of 2012 Tax Levy	Amt of 2012 Tax Levy	Amt of 2012 Tax Levy	Amt of 2012 Tax Levy	Amt of 2012 Tax Levy	
Albion	204,769,375	200,826,775	100%	204,769,375	12.50%	\$ 1,706,801,147	\$ 103,116,143	\$ 114,867,759	\$ 114,867,759	\$ 114,867,759	\$ 114,867,759	\$ 1,924,785,05
Barre	84,237,489	82,726,873	100%	84,237,489	5.14%	\$ 702,139,467	\$ 42,419,654	\$ 47,254,003	\$ 47,254,003	\$ 47,254,003	\$ 47,254,003	\$ 791,813.12
Carlton	193,192,393	189,415,933	100%	193,192,393	11.79%	\$ 1,610,304,285	\$ 97,286,298	\$ 108,373,516	\$ 108,373,516	\$ 108,373,516	\$ 108,373,516	\$ 1,815,964.08
Clarendon	153,794,616	150,434,843	100%	153,794,616	9.39%	\$ 1,281,914,480	\$ 77,446,677	\$ 85,272,876	\$ 85,272,876	\$ 85,272,876	\$ 85,272,876	\$ 1,445,634.03
Gaines	112,542,419	110,324,599	100%	112,542,419	6.87%	\$ 938,067,667	\$ 56,673,222	\$ 63,131,977	\$ 63,131,977	\$ 63,131,977	\$ 63,131,977	\$ 1,057,872.86
Kendall	153,003,642	150,083,845	100%	153,003,642	9.34%	\$ 1,275,321,525	\$ 77,048,364	\$ 85,229,170	\$ 85,229,170	\$ 85,229,170	\$ 85,229,170	\$ 1,438,199.06
Murray	178,571,637	175,233,186	100%	178,571,637	10.96%	\$ 1,496,772,044	\$ 90,427,265	\$ 100,732,795	\$ 100,732,795	\$ 100,732,795	\$ 100,732,795	\$ 1,687,932.10
Ridgeway	223,966,049	218,370,988	100%	223,966,049	13.67%	\$ 1,866,805,962	\$ 112,783,052	\$ 125,636,356	\$ 125,636,356	\$ 125,636,356	\$ 125,636,356	\$ 2,165,293.37
Shelby	180,750,266	177,013,512	100%	180,750,266	11.05%	\$ 1,506,595,195	\$ 91,020,790	\$ 101,393,961	\$ 101,393,961	\$ 101,393,961	\$ 101,393,961	\$ 1,699,010.95
Yates	152,467,811	150,304,591	100%	152,467,811	9.31%	\$ 1,270,855,247	\$ 76,778,535	\$ 85,528,569	\$ 85,528,569	\$ 85,528,569	\$ 85,528,569	\$ 1,433,162.37
<b>Totals</b>	<b>1,638,295,707</b>	<b>1,604,735,145</b>		<b>1,638,295,707</b>	<b>100.00%</b>	<b>\$ 13,655,582.00</b>	<b>\$ 825,000.00</b>	<b>\$ 919,021.00</b>	<b>\$ 919,021.00</b>	<b>\$ 919,021.00</b>	<b>\$ 919,021.00</b>	<b>\$ 15,399,603.00</b>

1,000000 \$ 13,655,582.00 \$ 825,000.00 \$ 919,021.00

NYS Mandates      Nursing Home      General County  
**Tax Rate      8.509555      0.514104      0.572693**

Total Levy      \$15,399,603.00

Total Rate      9.60

## SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2012

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
<b>ALBION</b>				
General	\$ 730,439.00	\$ 150,730.00	\$ 3,225.00	\$ 576,484.00
General Outside Village	\$ 130,538.00	\$ 113,938.00	\$ 16,600.00	\$ -
Highway Townwide	\$ 251,379.00	\$ 91,500.00	\$ 159,879.00	\$ -
Highway Outside Village	\$ 173,781.00	\$ 48,714.00	\$ 4,000.00	\$ 121,067.00
Fire District	\$ 104,901.00	\$ -	\$ -	\$ 104,901.00
Water District #1	\$ 71,148.00	\$ 51,708.00	\$ 440.00	\$ 19,000.00
Water District #2	\$ 30,907.00	\$ 28,220.00	\$ 2,687.00	\$ -
Water District #3	\$ 130,028.00	\$ 56,028.00	\$ -	\$ 74,000.00
Water District #4	\$ 60,454.00	\$ 31,750.00	\$ 135.00	\$ 28,569.00
Water District #5	\$ 103,426.00	\$ 40,000.00	\$ 2,734.00	\$ 60,692.00
Water District #6	\$ 28,320.00	\$ 6,800.00	\$ -	\$ 21,520.00
Water District #7	\$ 9,913.00	\$ 1,120.00	\$ 1,433.00	\$ 7,360.00
Water District #8	\$ 22,166.00	\$ 3,120.00	\$ 4,046.00	\$ 15,000.00
Sewer District #1	\$ 60,074.00	\$ 8,500.00	\$ 809.00	\$ 50,765.00
<b>TOTALS</b>	<b>\$ 1,907,474.00</b>	<b>\$ 632,128.00</b>	<b>\$ 195,988.00</b>	<b>\$ 1,079,358.00</b>
<b>BARRE</b>				
General	\$ 379,896.00	\$ 134,374.00	\$ 32,093.00	\$ 213,429.00
Highway Townwide	\$ 789,855.00	\$ 223,590.00	\$ -	\$ 566,265.00
Barre Fire District	\$ 110,000.00	\$ -	\$ -	\$ 110,000.00
Water District #1	\$ 232,186.00	\$ 194,700.00	\$ 8,456.00	\$ 29,030.00
Water District #2	\$ 29,126.00	\$ 12,360.00	\$ 1,996.00	\$ 14,770.00
Water District #3	\$ 29,104.00	\$ 14,850.00	\$ 706.00	\$ 13,548.00
Water District #4	\$ 36,382.00	\$ 17,300.00	\$ -	\$ 19,082.00
<b>TOTALS</b>	<b>\$ 1,606,549.00</b>	<b>\$ 597,174.00</b>	<b>\$ 43,251.00</b>	<b>\$ 966,124.00</b>
<b>CARLTON</b>				
General	\$ 432,891.00	\$ 196,980.00	\$ 50,000.00	\$ 185,911.00
Highway Townwide	\$ 1,063,475.00	\$ 374,300.00	\$ 40,000.00	\$ 649,175.00
Light District 1	\$ 7,500.00	\$ -	\$ -	\$ 7,500.00
Light District 2	\$ 10,200.00	\$ -	\$ -	\$ 10,200.00
Carlton Water District	\$ 584,805.00	\$ 260,500.00	\$ -	\$ 324,305.00
Carlton Fire District	\$ 111,505.00	\$ -	\$ -	\$ 111,505.00
<b>TOTALS</b>	<b>\$ 2,210,376.00</b>	<b>\$ 831,780.00</b>	<b>\$ 90,000.00</b>	<b>\$ 1,288,596.00</b>
<b>CLARENDON</b>				
General	\$ 638,264.00	\$ 203,800.00	\$ 50,000.00	\$ 384,464.00
Highway Fund Townwide	\$ 646,723.00	\$ 250,000.00	\$ 30,000.00	\$ 366,723.00
Water District No. 1	\$ 61,507.00	\$ 61,507.00	\$ -	\$ -
Water District No. 2	\$ 71,239.00	\$ 24,050.00	\$ -	\$ 47,189.00
Water District No. 3	\$ 111,718.00	\$ 32,600.00	\$ 4,495.00	\$ 74,623.00
Water District No. 4	\$ 85,232.00	\$ 24,662.00	\$ 2,465.00	\$ 58,105.00
Water District No. 5	\$ 28,223.00	\$ 9,150.00	\$ -	\$ 19,073.00
Water District No. 6	\$ 41,070.00	\$ 12,110.00	\$ -	\$ 28,960.00
Water District No. 7	\$ 58,632.00	\$ 15,250.00	\$ 765.00	\$ 42,617.00
Water District No. 8	\$ 14,112.00	\$ 4,235.00	\$ -	\$ 9,877.00
Water District No. 9	\$ 10,335.00	\$ 2,705.00	\$ -	\$ 7,630.00
Water District No. 10	\$ 79,068.00	\$ 15,250.00	\$ -	\$ 63,818.00
Fire District	\$ 162,365.00	\$ -	\$ -	\$ 162,365.00
<b>TOTALS</b>	<b>\$ 2,008,488.00</b>	<b>\$ 655,319.00</b>	<b>\$ 87,725.00</b>	<b>\$ 1,265,444.00</b>

**GAINES**

General	\$ 432,264.00	\$ 105,350.00	\$ 48,458.00	\$ 278,456.00
General Outside Village	\$ 40,246.00	\$ 3,200.00	\$ 7,793.00	\$ 29,253.00
Highway Townwide	\$ 295,470.00	\$ 109,058.00	\$ -	\$ 186,412.00
Highway Outside Village	\$ 200,880.00	\$ 125,000.00	\$ 1,560.00	\$ 74,320.00
Water District No.1	\$ 88,640.00	\$ 88,640.00	\$ -	\$ -
Water District No.2	\$ 28,807.00	\$ 16,150.00	\$ -	\$ 12,657.00
Water District No. 3	\$ 26,083.00	\$ 14,800.00	\$ -	\$ 11,283.00
Water District No. 4	\$ 62,113.00	\$ 42,200.00	\$ 2,488.00	\$ 17,425.00
Water District No. 5	\$ 89,298.00	\$ 70,550.00	\$ 13,433.00	\$ 5,315.00
Water District No. 6	\$ 11,873.00	\$ 2,015.00	\$ 1,407.00	\$ 8,451.00
Water District No. 7	\$ 16,908.00	\$ 5,000.00	\$ -	\$ 11,908.00
Water District No. 8	\$ 14,470.00	\$ 6,000.00	\$ -	\$ 8,470.00
Water District No. 9	\$ 13,143.00	\$ 6,198.00	\$ -	\$ 6,945.00
Fire District	\$ 32,209.00	\$ -	\$ -	\$ 32,209.00
TOTALS	\$ 1,352,404.00	\$ 594,161.00	\$ 75,139.00	\$ 683,104.00

**KENDALL**

General	\$ 500,088.00	\$ 182,581.00	\$ 54,635.00	\$ 262,872.00
Highway	\$ 642,558.00	\$ 240,797.00	\$ -	\$ 401,761.00
Library	\$ 2,000.00	\$ 1,100.00	\$ 900.00	\$ -
Water District No.1	\$ 4,503.00	\$ 20.00	\$ 500.00	\$ 3,983.00
Water District No.2	\$ 17,041.00	\$ 12.00	\$ 500.00	\$ 16,529.00
Water District No.3	\$ 21,999.00	\$ 30.00	\$ 500.00	\$ 21,469.00
Water District No. 4	\$ 72,654.00	\$ -	\$ -	\$ 72,654.00
Water District No. 5	\$ 35,449.00	\$ 16,146.00	\$ 500.00	\$ 18,803.00
Water District No. 6	\$ 19,841.00	\$ 6,200.00	\$ -	\$ 13,641.00
Light District No. 1	\$ 5,700.00	\$ -	\$ -	\$ 5,700.00
Light District No. 2	\$ 3,385.00	\$ -	\$ -	\$ 3,385.00
Light District No. 3	\$ 1,975.00	\$ -	\$ -	\$ 1,975.00
Fire District No. 1	\$ 157,000.00	\$ 500.00	\$ 1,000.00	\$ 155,500.00
Fire District No. 2	\$ 72,085.00	\$ 164.00	\$ 44.00	\$ 71,877.00
TOTALS	\$ 1,556,278.00	\$ 447,550.00	\$ 58,579.00	\$ 1,050,149.00

**MURRAY**

General	\$ 504,852.00	\$ 152,500.00	\$ 120,153.00	\$ 232,199.00
General Outside Village	\$ 59,451.00	\$ 17,900.00	\$ 9,334.00	\$ 32,217.00
Highway Townwide	\$ 605,287.00	\$ 287,250.00	\$ 130,013.00	\$ 188,024.00
Highway Outside Village	\$ 349,487.00	\$ 146,590.00	\$ 24,602.00	\$ 178,295.00
Light District No. 1 (Fancher)	\$ 2,800.00	\$ -	\$ 400.00	\$ 2,400.00
Light Dist. #2 (Hulberton)	\$ 3,820.00	\$ -	\$ 500.00	\$ 3,320.00
Light Dist. #3 (Brockville)	\$ 1,500.00	\$ -	\$ 300.00	\$ 1,200.00
Murray Fire District	\$ 62,315.00	\$ -	\$ 1,780.00	\$ 60,535.00
FHM Fire District	\$ 103,689.00	\$ -	\$ 2,000.00	\$ 101,689.00
Water District No. 1	\$ 19,704.00	\$ 9,075.00	\$ 5,629.00	\$ 5,000.00
Water District No. 2	\$ 110,645.00	\$ 65,650.00	\$ 13,995.00	\$ 31,000.00
Water District No. 3	\$ 51,358.00	\$ 21,175.00	\$ 7,601.00	\$ 22,582.00
Water District No. 4	\$ 12,885.00	\$ 4,920.00	\$ 1,965.00	\$ 6,000.00
Water District No. 5	\$ 7,161.00	\$ 1,915.00	\$ 946.00	\$ 4,300.00
Water District No. 6	\$ 75,732.00	\$ 46,225.00	\$ 17,507.00	\$ 12,000.00
Water District No. 7	\$ 40,445.00	\$ 14,990.00	\$ 5,955.00	\$ 19,500.00
Water District No. 8	\$ 26,684.00	\$ 9,760.00	\$ 484.00	\$ 16,440.00
Water District No. 9	\$ 13,784.00	\$ 6,440.00	\$ 844.00	\$ 6,500.00
Water District No. 10	\$ 11,828.00	\$ 4,828.00	\$ -	\$ 7,000.00
Water District No. 11	\$ 156,306.00	\$ 39,750.00	\$ 13,502.00	\$ 103,054.00
Water District No. 12	\$ 17,019.00	\$ 3,380.00	\$ 1,639.00	\$ 12,000.00
Water District No. 13	\$ 27,348.00	\$ 3,725.00	\$ 4,422.00	\$ 19,201.00

Water District No. 14	\$ 5,956.00	\$ 1,600.00	\$ 456.00	\$ 3,900.00
Water District No. 20	\$ 5,106.00	\$ 4,500.00	\$ 606.00	\$ -
TOTALS	\$ 2,275,162.00	\$ 842,173.00	\$ 364,633.00	\$ 1,068,356.00

**RIDGEWAY**

General	\$ 642,106.00	\$ 218,652.00	\$ 112,642.00	\$ 310,812.00
General Outside Village	\$ 85,595.00	\$ 22,910.00	\$ 15,000.00	\$ 47,685.00
Highway Townwide	\$ 546,928.00	\$ 160,850.00	\$ 40,000.00	\$ 346,078.00
Highway Outside Village	\$ 381,925.00	\$ 195,300.00	\$ 8,891.00	\$ 177,734.00
Fire Protection District	\$ 161,996.00	\$ 10.00	\$ -	\$ 161,986.00
Knowlesville Light District	\$ 2,900.00	\$ 10.00	\$ (10.00)	\$ 2,900.00
Knowlesville Sewer District	\$ 34,465.00	\$ 20.00	\$ 7,925.00	\$ 26,520.00
Water Debt Service 31E				\$ 10,800.00
Water Debt Service 269				\$ 9,038.00
Water #2 Debt Service				\$ 19,250.00
Water #3 Debt Service				\$ 32,280.50
Water #4 Debt Service				\$ 71,409.00
Water #5 Debt Service				\$ 26,256.50
Water #6 Debt Service				\$ 13,915.76
Water #7 Debt Service				\$ 5,872.00
Water #8 Debt Service				\$ 9,264.00
Water #9 Debt Service				\$ 7,728.00
Water #10 Debt Service				\$ 11,250.38
Total Water Improvement Areas	\$ 465,503.14	\$ 155,200.00	\$ 93,239.01	\$ 217,064.13
TOTALS	\$ 2,321,418.14	\$ 752,952.00	\$ 277,687.01	\$ 1,290,779.13

**SHELBY**

General	\$ 939,737.00	\$ 311,625.00	\$ 233,094.00	\$ 395,018.00
General Outside Village	\$ 82,285.00	\$ 64,817.00	\$ -	\$ 17,468.00
Highway Townwide	\$ 521,085.00	\$ 179,200.00	\$ 142,006.00	\$ 199,879.00
Highway Outside Village	\$ 475,675.00	\$ 188,271.00	\$ 26,087.00	\$ 261,317.00
Shelby Center Light	\$ 3,500.00	\$ 30.00	\$ 450.00	\$ 3,020.00
Millville Light	\$ 1,900.00	\$ 15.00	\$ 200.00	\$ 1,685.00
Shelby Fire Co.	\$ 225,732.00	\$ -	\$ -	\$ 225,732.00
Cemetery	\$ 10,000.00	\$ 9,200.00	\$ 800.00	\$ -
Water District No. 1	\$ 48,761.00	\$ 48,761.00	\$ -	\$ -
Water District No. 2	\$ 18,573.00	\$ 18,573.00	\$ -	\$ -
Water District No. 3	\$ 40,717.00	\$ 40,717.00	\$ -	\$ -
Water District No. 4-A	\$ 31,954.00	\$ 31,954.00	\$ -	\$ -
Water District No. 4-B	\$ 31,803.00	\$ 31,803.00	\$ -	\$ -
Water District No. 5	\$ 2,638.00	\$ 2,638.00	\$ -	\$ -
Water District No. 6	\$ 39,417.00	\$ 39,417.00	\$ -	\$ -
Water District No. 7	\$ 44,389.00	\$ 44,389.00	\$ -	\$ -
Water District No. 8	\$ 44,389.00	\$ 44,389.00	\$ -	\$ -
Water District No. 9	\$ 39,417.00	\$ 39,417.00	\$ -	\$ -
TOTALS	\$ 2,601,972.00	\$ 1,095,216.00	\$ 402,637.00	\$ 1,104,119.00

**YATES**

General	\$ 410,985.00	\$ 77,700.00	\$ 80,000.00	\$ 253,285.00
General Outside Village	\$ 22,275.00	\$ 3,500.00	\$ 6,500.00	\$ 12,275.00
Highway Townwide	\$ 366,200.00	\$ 225,500.00	\$ 37,000.00	\$ 103,700.00
Highway Outside Village	\$ 383,300.00	\$ 127,500.00	\$ 42,000.00	\$ 213,800.00
Fire Protection District	\$ 81,900.00	\$ -	\$ 300.00	\$ 81,600.00
Water District No. 2	\$ 50,900.00	\$ 50,900.00	\$ -	\$ -
Water District No. 4	\$ 314,700.00	\$ 99,700.00	\$ 40,970.00	\$ 174,030.00
TOTALS	\$ 1,630,260.00	\$ 584,800.00	\$ 206,770.00	\$ 838,690.00



**SALARIES OF TOWN OFFICERS - 2012**

<b>TOWN</b>	<b>SUPERVISOR</b>	<b>HIGHWAY SUPER.</b>	<b>TOWN CLERK</b>	<b>JUSTICES</b>	<b>COUNCILMEN</b>
Albion	\$ 5,382.00	\$ 38,000.00	\$ 20,000.00	\$ 16,000.00	\$ 3,396.00
Barre	\$ 7,200.00	\$ 59,000.00	\$ 26,500.00	\$ 7,500.00	\$ 2,200.00
Carlton	\$ 9,459.00	\$ 42,631.00	\$ 32,728.00	\$ 8,900.00	\$ 3,059.50
Clarendon	\$ 10,000.00	\$ 54,300.00	\$ 33,375.00	\$ 11,000.00	\$ 3,658.00
Gaines	\$ 5,500.00	\$ 48,023.00	\$ 23,667.00	\$ 14,000.00	\$ 2,800.00
Kendall	\$ 8,400.00	\$ 48,650.00	\$ 26,000.00	\$8100/\$7350	\$ 3,120.00
Murray	\$ 7,900.00	\$ 55,723.00	\$ 26,788.00	\$ 11,474.00	\$ 3,100.00
Ridgeway	\$ 9,882.00	\$ 49,440.00	\$ 31,775.00	\$ 25,000.00	\$ 3,560.00
Shelby	\$ 9,435.00	\$ 59,640.00	\$ 28,120.00	\$ 20,000.00	\$ 4,175.00
Yates	\$ 8,000.00	\$ 56,650.00	\$ 38,163.00	\$ 8,500.00	\$ 3,259.75

# 2012 ORLEANS COUNTY BUDGET

ADOPTED DECEMBER 7, 2011



**ORLEANS COUNTY LEGISLATURE**

George R. Bower	Member at Large
David B. Callard	Member at Large
Donald J. Allport	Member at Large
William H. Eick	District No. 1
Lynne M. Johnson	District No. 2
Henry Smith, Jr.	District No. 3
Kenneth E. Rush	District No. 4

**FINANCE COMMITTEE**

Donald J. Allport	Chairman
George R. Bower	Vice Chairman
David B. Callard	Legislature Chairman
Charles H. Nesbitt, Jr.	Budget Officer
Susan Heard	Deputy Budget Officer



CHARLES H. NESBITT, JR. Chief  
Administrative Officer

County of Orleans  
Chief Administrative Officer  
3 South Main Street Albion, New York 14411-1495  
Phone: (585) 589-7053 Fax: (585) 589-1618  
[cnesbitt@orleansny.com](mailto:cnesbitt@orleansny.com)

November 9, 2011

Honorable Members of the Orleans County Legislature:

Please accept the filing of the following document as the 2012 Orleans County Tentative Budget. The Orleans County government continues to adapt to the new realities we face as a result of the 2008 recessionary cycle that the country, state and county are slowly recovering from. 2012 will be another trying year for the Orleans County government, programs, personnel and management. Facing tough fiscal constraints, the primary goal of this budget is to maintain the core services provided by the County while living within the New York State imposed tax cap despite the lack of any of the meaningful mandate relief promised by its' advocates. The 2012 Tentative Budget achieves this goal.

The budget includes a reduction of eleven full time jobs, an additional 2.4% reduction in the fulltime workforce from 2011, continuing a trend that now totals nearly 7% of the fulltime slots and nearly 10% of all part-time slots since 2010.

There are broad arrays of financial pressures being placed on the county that shape the budget. This past legislative session, the State of New York passed the property tax cap law that limit the increase in taxes levied by local governments to 2% with some modest exceptions for real growth in the tax base due to new construction or major improvements as well as a small portion of pension increases. The budget office estimates the cap number for Orleans County for 2012 to be 2.92% or \$403,248 of allowable growth. Aside from the tax cap law, demands on the human services programs delivered by the County continue to be very high. Health insurance and pension costs continue to grow at a pace well above 2% while state aid is on the decline.

There are major cost drivers looming on the horizon. The County will face the need for investment in major improvements to the public safety radio infrastructure that will likely drive additional costs for debt service in 2013. Major improvements to the county's bridge infrastructure will also come due in 2014 with design taking place in 2012 including a 1.3 million dollar maintenance project to extend the life of the bridge over Lake Alice. These projects will undoubtedly put additional pressure on the county budget.

The nine major mandates as defined by the New York State Association of Counties now make up more than 100% of the Orleans County property tax. The eight mandates that the County now shows as a line item on the tax bill make up \$13,655,582 or 88% of all property taxes levied up from 84% in the 2011 budget. The costs of those eight mandates are up \$1,007,390. The need for mandate relief at the state level has been repeated over and over to the Governor and our legislative delegation at the state level. Although the tentative budget is tax cap compliant, without significant and timely mandate relief, staying within the tax cap is unsustainable at the rate of growth in the state's programs alone. If the state fails to provide the necessary relief, we will be forced to eliminate important local services or override the cap in order to continue to pay the state's bills.

The tentative budget for the first time in several years is projecting growth in the sales tax of \$500,000. Additionally, the availability of fund balance in the enterprise fund allows the county to reduce the net property tax levy attributable to the Villages of Orleans to \$825,000 from \$1,501,529. The remaining \$1,003,571 in projected operating deficit will be covered with monies from the enterprise fund balance remaining from the IGT and rebasing dollars received over the last year. The State of New York had projected to finalize Medicaid reimbursement rates in October of 2011. Unsurprisingly, October has come and gone and the Villages still has no long term rate established leading to continued future uncertainty.

The tentative budget will allow the County to maintain nearly all programs and services. Mental Health and Office for the Aging are undergoing reorganization and staff reductions due to revenue lost in the state budget. Funding to the Villages for participation in the Major Felony Crime Task Force is reduced in the tentative budget by 25%.

In summary the 2012 budget supports total expenditures of \$75,485,740 and revenues of \$57,027,666. The property tax levy is offset with \$1,825,000 in cash surpluses from the General Fund, Road Fund, Debt Service Fund and Machine Fund a reduction of \$90,000 from the same funds in the 2011 budget. New cash surpluses are being tapped from the Enterprise Fund to offset cost of operations at the Villages of Orleans and \$320,000 will be used from the County's retirement reserve to offset the rapid expansion of employer contribution costs to the New York State Retirement System. The levy will increase 2.78% or \$384,690 over 2011 and the tax rate will rise 2.183% to \$9.59 or 20 cents per thousand. Impact on a home assessed at \$80,000 will be approximately \$16.00.

The budget officer also recommends that the Orleans County Legislature pass the local law overriding the property tax cap despite the 2012 Tentative Budget being tax cap compliant. This measure should be taken to protect the county and the taxpayers from future regulation and interpretation of the property tax cap law. Implementation of the tax cap at the state level has been a work in progress. Guidance on the cap's implementation has

been somewhat indecisive. Several years from now, new staff with new interpretations of how the cap was to be implemented could review municipal budgets for 2012. Their interpretations could very well be inconsistent with those available now and may result in multi-year penalties to many municipalities including Orleans County.

The tentative budget is a result of the best efforts of the Budget Office, department heads and staff to maintain essential county programs at a reasonable cost

Respectfully Submitted,

Charles H. Nesbitt, Jr.

2012 - SCHEDULE A - SUMMARY OF BUDGET BY FUNDS	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
APPROPRIATIONS									
EXCLUDING INTERFUND	72,926,848	52,206,735	650,247		4,148,281	1,480,378	1,859,776	528,181	12,053,250
SOLID WASTE FUND	2,513,698			2,513,698					
INTERFUND TRANSFERS	49,050			49,050					
<b>TOTAL APPROPRIATIONS</b>	<b>75,469,596</b>	<b>52,206,735</b>	<b>650,247</b>	<b>2,562,748</b>	<b>4,148,281</b>	<b>1,480,378</b>	<b>1,859,776</b>	<b>528,181</b>	<b>12,053,250</b>
REVENUES									
EXCLUDING INTERFUND	56,982,472	37,917,389	650,247	2,562,748	1,414,117	1,411,989	1,859,776	116,527	11,049,679
INTERFUND TRANSFERS	49,050	49,050							
<b>TOTAL REVENUES</b>	<b>57,031,522</b>	<b>37,956,439</b>	<b>650,247</b>	<b>2,562,748</b>	<b>1,414,117</b>	<b>1,411,989</b>	<b>1,859,776</b>	<b>116,527</b>	<b>11,049,679</b>
AMOUNT FUNDED BY TAX LEVY	18,458,074	14,240,296			2,734,164	68,389		411,654	1,003,571
LESS NON LEVY CASH SURPLUS	200,003			200,000					
LESS CASH SURPLUS	2,828,571	1,403,000			35,000	150,000		40,000	1,003,571
LESS RETIREMENT RESERVE	320,003	320,000							
<b>LEVY FOR BUDGETARY PURPOSES</b>	<b>15,309,503</b>	<b>12,520,296</b>		<b>(200,000)</b>	<b>2,689,164</b>	<b>(81,611)</b>		<b>371,654</b>	
PLUS ALLOWANCE FOR UNCOLLECTIBLE TAXES	90,103								
<b>TOTAL LEVY</b>	<b>15,399,603</b>								

2012 - SCHEDULE B - SUMMARY OF APPROPRIATIONS - BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
GENERAL GOVT. SUPPORT	7,284,005	6,391,852			252,328		599,825		
EDUCATION	3,953,341	3,953,341							
PUBLIC SAFETY	9,826,836	9,826,836							
HEALTH	6,434,371	6,434,371							
TRANSPORTATION	5,366,512	33,181			3,855,953	1,480,378			
ECON ASSISTANCE & OPPORT.	36,365,090	24,594,630	650,247						11,120,213
CULTURE & RECREATION	110,255	110,255							
HOME & COMM. SERVICES	865,269	865,269							
DEBT SERVICE	1,461,218							528,181	933,037
OTHER TRANSFERS									
OTHER	1,259,951						1,259,951		
SOLID WASTE	2,513,698			2,513,698					
APPROPRIATIONS	75,440,546	52,206,735	650,247	2,513,698	4,148,281	1,480,378	1,859,776	528,181	12,053,250
Plus Interfund Transfers	49,050			49,050					
<b>TOTAL ALL APPROPRIATIONS</b>	<b>75,469,596</b>	<b>52,206,735</b>	<b>650,247</b>	<b>2,562,748</b>	<b>4,148,281</b>	<b>1,480,378</b>	<b>1,859,776</b>	<b>528,181</b>	<b>12,053,250</b>

2012 - SCHEDULE C - SUMMARY OF

	TOTAL	GENERA FUND	SPECIAL GRANT FUND	SOLI WAS FUN	ROA FUN	MACHI FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRIS FUND
REAL PROPERTY TAX ITEMS	1,430,856	1,433,856							
NON-PROPERTY TAXES	13,312,500	13,232,500						80,000	
DEPARTMENTAL INCOME	8,879,839	5,741,891		2,562,748		370,030			5,200
INTERGOVERNMENTAL CHARGES	1,883,662	191,876	650,247			1,041,539			
USE OF MONEY & PROPERTY	360,842	336,063			450	450		18,379	5,500
PERMITS, FINES & FORFEITURES	74,371	74,371							
SALE OF PROP. & OTHER COMP.	711,540	711,540							
OTHER	13,313,960	414,205			1,000		1,859,776		11,038,979
STATE AID	9,172,584	7,741,769			1,412,667			18,148	
FEDERAL AID	8,042,318	8,042,318							
REVENUES	56,982,472	37,917,389	650,247	2,562,748	1,414,117	1,411,989	1,859,776	116,527	11,049,679
Plus Interfund Transfers	49,050	49,050							
<b>TOTAL ALL REVENUES</b>	<b>57,031,522</b>	<b>37,956,439</b>	<b>650,247</b>	<b>2,562,748</b>	<b>1,414,117</b>	<b>1,411,989</b>	<b>1,859,776</b>	<b>116,527</b>	<b>11,049,679</b>

**2012 RECOMMENDED BUDGET SUMMARY**

**GENERAL GOVERNMENT SUPPORT**

	2012			2011			s Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
A1010 Legislative Board	147,512		147,512	158,248		158,248	(10,736)
A1020 Chief Adm. Officer	141,833	22,000	119,833	134,457	22,000	112,457	7,376
A1040 Clerk of Legislative	138,197	17,050	121,147	139,698	17,050	122,648	(1,501)
A1141 Assigned Counsel	145,000	39,110	105,890	150,000	46,932	103,068	2,822
A1165 District Attorney	974,525	111,189	463,336	514,715	110,667	404,048	59,288
A1170 Public Defender	449,312	39,110	410,202	435,490	51,932	383,558	26,644
A1180 Justices & Constables	2,500	-	2,500	2,500	-	2,500	
A1185 Coroners	64,243		64,243	38,517		38,517	25,726
A1325 County Treasurer	434,508	970,000	(535,492)	427,703	947,500	(519,797)	(15,695)
A1340 Budget Officer	11,833		11,833	11,329		11,329	504
A1355 Real Prop. Tax Dept.	194,917	130,252	64,665	190,238	128,343	61,895	2,770
A1362 Tax Adv. & Expense	2,500	2,500		2,500	2,500		
A1410 County Clerk	782,855	1,118,350	(335,495)	738,436	1,071,500	(333,064)	(2,431)
A1420 County Attorney	305,794	169,314	136,480	292,472	167,515	125,157	11,323
A1430 Personnel	183,430	1,000	182,430	174,199	800	173,399	9,031
A1433 Risk Management	9,142	-	9,142	9,799	-	9,799	(657)
A1450 Board of Elections	310,829	25,000	285,829	324,213	15,000	309,213	(23,384)
A1460 Records Management	9,329		9,329	8,551		8,551	778
A1615 Central Off. Eq. Repair	50	50		50	50		
A1620 Buildings & Grounds	1,353,047	704,737	648,310	1,257,367	683,063	574,304	74,006
A1680 Computer Services	508,403	1,434,133	364,790	476,424	135,636	340,988	23,802
A1910 Undistributed Exp	374,093	25,000	349,093	321,234	25,000	296,234	52,859
A1990 Contingency Fund	248,000		248,000	250,000		250,000	(2,000)
<b>TOTAL GENERAL GOVERNMENT SUPPORT</b>							
<b>Total Appropriations</b>	6,391,852			6,058,540			333,312
<b>Total Revenues</b>		3,518,275			3,425,488		92,787
<b>Total County Cost</b>			2,873,577			2,633,052	240,525
<b>EDUCATION</b>							
A2490 Comm. Colleges	1,400,000		1,400,000	1,250,000		1,250,000	150,000
A2960 Education Hand. Ch	2,550,891	1,487,500	1,063,391	2,100,000	1,249,500	850,500	212,891
A2980 Medical Scholarship	2,250	3,000	(750)	2,250	2,500	(250)	(500)
A2989 Other Ed.-DARE	200	200		200	200		
<b>TOTAL EDUCATION</b>							
<b>Total Appropriations</b>	3,953,341			3,352,450			600,891
<b>Total Revenues</b>		1,490,700			1,252,200		238,500
<b>Total County Cost</b>			2,462,641			2,100,250	362,391
<b>PUBLIC SAFETY</b>							
A3020 Public Safety Comm. Sys.	902,469	98,133	804,336	873,223	107,221	766,002	38,334
A3110 Sheriff	3,492,697	530,343	2,962,354	3,371,513	504,144	2,867,369	94,985
A3140 Probation	1,054,447	198,715	855,732	976,497	212,736	763,761	91,771
A3150 Jail	3,528,924	126,900	3,402,024	3,264,446	131,908	3,132,538	269,486
42151 Crime Victims	102,790	102,790	-	100,810	100,810	-	
A3189 Confidential Investigations	219,971		219,971	189,516		189,516	30,455
A3315 Stop DWI Program	71,871	71,871		76,188	76,188		
A3510 Control of Animals	91,083	37,876	53,207	81,544	38,496	43,048	10,159
A3640 Emergency Mang.	362,584	23,479	338,905	340,146	23,160	316,986	21,919
<b>TOTAL PUBLIC SAFETY</b>							
<b>Total Appropriations</b>	9,826,836			9,274,583			552,253
<b>Total Revenues</b>		1,190,307			1,194,463		(4,156)
<b>Total County Cost</b>			8,636,529			8,079,420	557,109



	20 12			2011			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>HEALTH</b>							
A4010 Public Health	1,944,451	1,099,266	845,185	2,168,349	1,286,254	882,095	(36,910)
A4046 Phys. Handle, Children							
A4059 Early Intervention	688,236	436,847	2,51,38 9	500,200	375,000	125,000	126,389
A4310 Mental Health	3,076,938	2,734,332	342,606	3,163,447	2,703,533	459,914	(117,308)
A4320 Friends of Mental Hlth	62,958	62,958		65,311	65,311		
A4321 ARC-Private Sector	231,889	192,058	39,831	232,102	192,271	39,831	-
A4322 Drug & Alcohol Abuse	318,179	283,012	35,167	384,851	346,160	38,691	(3,524)
A4323 Pathstone - NYSDOCS	66,720	66,720		60,850	60,850		
A4390 Mental Hlth-Law Exp.	40,000		40,000	50,000		50,000	(10,000)
A4540 Mercy Flight	5,000		5,000	5,000		5,000	
A5630 Public Transportation	30,181	12,400	17,781	30,181	12,400	17,781	-
<b>TOTAL HEALTH</b>							
<b>Total Appropriations</b>	6,464,552			6,660,091			(195,539)
<b>Total Revenues</b>		4,887,593			5,041,779		(154,186)
<b>Total County Cost</b>			1,576,959			1,618,312	(41,353)
<b>ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
<b>A. SOCIAL SERVICES</b>							
A6010 Social Serv. Adm.	6,852,905	5,366,443	1,486,462	6,615,875	5,478,712	1,137,163	349,299
A6055 Day Care	1,126,000	1,074,500	51,500	1,115,650	1,077,520	38,130	13,370
A6070 Serv. For Recipients	33,000	11,820	21,180	28,000	6,860	21,140	40
A6101 Medical Assistance	410,000	410,000		375,000	375,000		
A6102 M MIS (Medicaid)	9,117,206		9,117,206	8,837,877		8,837,877	279,329
A6109 Family Assistance	2,425,000	2,345,000	80,000	2,222,452	1,690,452	532,000	(452,000)
A6119 Child Care	775,450	539,628	235,822	680,450	501,859	178,591	57,231
A612311 Juvenile Delinquent	155,000	13,100	141,900	220,000	25,550	194,450	(52,550)
A6129 State Training School	125,000	-	125,000	175,000		175,000	(50,000)
A6140 Safety Net	2,000,000	745,913	1,254,087	1,910,974	1,085,349	825,625	428,462
A6141 Fuel Aid Program	25,000	25,000		30,000	30,000		
A6142 Emerg. Aid to Adults	30,000	15,000	15,000	30,000	15,000	15,000	-
<b>TOTAL SOCIAL SERVICES</b>							
<b>Total Appropriations</b>	23,074,561			22,241,278			833,283
<b>Total Revenues</b>		10,546,404			10,286,302		260,102
<b>Total County Cost</b>			12,528,157			11,954,976	573,181
<b>B. MISC. ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
A6410 Tou rism	117,807	58,940	58,867	80,940	27,500	53,440	5,427
A6510 Vetemns Service	171,317	89,054	82,263	156,908	81,756	75,152	7,111
A6610 Weights & Measures	60,511	6,050	54,461	66,670	6,050	60,620	(6,159)
A6772 Programs for Aging	1,170,434	1,065,535	1,04,89 9	1,321,701	1,244,802	76,899	28,000
<b>TOTAL ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
<b>Total Appropriations</b>	24,594,630			23,867,497			727,133
<b>Total Revenues</b>		11,765,983			11,646,410		119,573
<b>Total County Cost</b>			12,828,647			12,221,087	607,560
<b>CULTURE &amp; RECREATION</b>							
A7180 Marine Park	55,380	35,000	20,380	60,127	33,000	27,127	(6,747)
A7310 Youth Programs	25,000	25,000		28,000	28,000		
A7312 Youth Bureau	10,471	5,235	5,236	23,921	11,960	11,961	(6,725)
A7415 Libraries	10,000		10,000	10,000		10,000	
A7510 Historian	9,404		9,404	9504		9,504	(100)
<b>TOTAL CULTURE &amp; RECREATION</b>							
<b>Total Appropriations</b>	110,255			131,552			(21,297)
<b>Total Revenues</b>		65,237			72,960		(7,725)
<b>Total County Cost</b>			45,020			58,592	(13,572)

	2012			2011			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>HOME &amp; COMMUNITY SERVICES</b>							
A8020 Planning & Development	191,874	5,000	186,874	216,498	5,000	211,498	(24,624)
A8021 Economic Dev Agency	150,000		150,000	150,000		150,000	
A8025 Joint Planning Board	6,647	-	6,647	6,647		6,647	
A8720 Sportsman's Federation	500	-	500	500		500	
A8740 Oak Orch. Watershed	30,847	30,847		30,847	30,847		-
A8745 Soil & Water	57,750		57,750	57,750	-	57,750	
A8750 Cooperative Extension	219,150	-	219,150	219,150	-	219,150	
A8751 Council of the Arts	1,000	-	1,000	1,000		1,000	
A8989 Housing Assistance	203,645	203,645		185,334	185,334		
<b>TOTAL HOME &amp; COMMUNITY SERVICES</b>							
<b>Total Appropriations</b>	861,413			867,726			(6,313)
<b>Total Revenues</b>		239,492			221,181		18,311
<b>Total County Cost</b>			621,921			646,545	(24,624)
<b>GRAND TOTAL GENERAL FUND</b>						27,357,258	
<b>SPECIAL GRANT FUND</b>							
CD6293 job Development	650,247	650,247		804,881	804,881		-
<b>TOTAL SPECIAL GRANT FUND</b>							
<b>Total Appropriations</b>	650,247			804,881			(154,634)
<b>Total Revenues</b>		650,247			804,881		(154,634)
<b>Total County Cost</b>							
<b>SOLID WASTE</b>							
CL8160 Solid Waste Fund	2,562,748	2,562,748	-	2,562,759	2,562,759		-
<b>TOTAL SOLID WASTE</b>							
<b>Total Appropriations</b>	2,562,748			2,562,759			-
<b>Total Revenues</b>		2,562,748			2,562,759		-
<b>Total County Cost</b>							-
<b>HIGHWAY FUND</b>							
D3310 Road -Traffic Safety	25,878		25,878	31,038	-	31,038	(5,160)
D5010 Road Administration	266,450		266,450	239,426	-	239,426	27,024
D5110 Road Maintenance	1,241,587	1,450	1,240,137	1,164,273	1,950	1,162,323	77,814
D5112 Road Construction	1,070,000	1,070,000		1,070,000	1,070,000		
D5120 Road Fund Bridges	367,282	342,667	24,615	15,612	-	15,612	9,003
D5142 Road Snow Removal	1,177,084		1,177,084	1,141,079	-	1,141,079	36,005
D9010 Road-Empl. Benefits		-			-		
DM5130 Machine-Maintenance	439,339	370,950	68,389	491,593	420,450	71,143	(2,754)
DM5140 Fuel Farm	1,041,039	1,041,039		798,602	798,602		
DM9010 Mach-Empl. Benefits		-			-		
<b>TOTAL HIGHWAY FUND</b>							
<b>Total Appropriations</b>	5,628,659			4,951,623			677,036
<b>Total Revenues</b>		2,826,106			2,291,002		535,104
<b>Total County Cost</b>			2,802,553			2,660,621	141,932
<b>SELF INSURANCE FUND</b>							
S1710 Self Insurance Fund	599,825	599,825		532,444	532,444		
S1720 Recipient's Benefits	1,259,951	1,259,951		1,232,293	1,232,293		
<b>TOTAL SELF INSURANCE FUND</b>							
<b>Total Appropriations</b>	1,859,776			1,764,737			95,039
<b>Total Revenues</b>		1,859,776			1,764,737		95,039
<b>Total County Cost</b>							

	2012			2011			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>LONG TERM DEBT</b>							
V1380 Fiscal Agent Fees	2,500		2,500	2,500		2,500	
V9710 LongTerm Debt	525,681	116,527	409,154	544,555	129,207	415,348	(6,194)
<b>TOTAL LONG TERM DEBT</b>							
<b>Total Appropriations</b>	528,181			547,055			(18,874)
<b>Total Revenues</b>		116,527			129,207		(12,680)
<b>Total County Cost</b>			411,654			417,848	(6,194)
<b>NURSING HOME</b>							
EH6030 Nursing Home	11,120,213	11,049,679	70,534	10,289,332	10,476,744	(187,412)	257,946
EH9710 Debt Service	933,037		933,037	938,941		938,941	(5,904)
<b>TOTAL NURSING HOME</b>							
<b>Total Appropriations</b>	12,053,250			11,228,273			824,977
<b>Total Revenues</b>		11,049,679			10,476,744		572,935
<b>Total County Cost</b>			1,003,571			751,529	252,042
<b>UNASSIGNED REVENUE</b>							
Unassigned Revenue		14,805,998	(14,805,998)		14,271,320	(14,271,320)	534,678
<b>TOTAL UNASSIGNED REVENUE</b>							
<b>Total Appropriations</b>							
<b>Total Revenues</b>		14,804,998			14,271,320		533,678
<b>Total County Cost</b>			(14,805,998)			(14,271,320)	(534,678)
Totals	75,485,740	57,027,666	18,458,074	72,071,267	55,231,454	16,839,813	1,618,261

# 2012 ORLEANS COUNTY BUDGET

BY DEPARTMENT



**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Fiscal Year: 2012 Period From: 1 To: 12

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 001010</b>							
<b>LEGISLATIVE BOARD</b>							
<b>Type E</b>							
<b>Expense</b>							
Group 1							
PERSONAL SERVICES	82,068.21	82,120.01	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	0.00	133.57	134.00	134.00	134.00	134.00	134.00
Group 4							
CONTRACTUAL EXPENSE	8,335.98	8,525.01	9,748.00	9,748.00	9,739.00	9,739.00	9,739.00
Group 8							
EMPLOYEE BENEFITS	44,754.17	43,121.08	66,254.00	66,265.00	57,483.00	55,527.00	55,527.00
<b>Total Type E</b>							
<b>Expense</b>	<b>135,158.36</b>	<b>133,899.67</b>	<b>158,248.00</b>	<b>158,259.00</b>	<b>149,468.00</b>	<b>147,512.00</b>	<b>147,512.00</b>
<b>Total Dept 001010</b>							
<b>LEGISLATIVE BOARD</b>	<b>135,158.36</b>	<b>133,899.67</b>	<b>158,248.00</b>	<b>158,259.00</b>	<b>149,468.00</b>	<b>147,512.00</b>	<b>147,512.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund001</b>	<b>GENERAL FUND</b>						
<b>Dept 001020</b>	<b>CHIEF ADMINISTRATIVE OFFICER</b>						
<b>Type R</b>	<b>Revenue</b>						
Group	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
<b>Total Type R Revenue</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	91,662.09	94,551.69	90,191.00	97,061.00	91,751.00	91,751.00	91,751.00
Group 4							
CONTRACTUAL EXPENSE	3,434.27	2,572.17	3,986.00	3,986.00	3,920.00	3,820.00	3,820.00
Group 8							
EMPLOYEE BENEFITS	19,743.96	22,728.33	40,280.00	41,306.00	48,054.00	46,262.00	46,262.00
<b>Total Type E Expense</b>	<b>114,840.32</b>	<b>119,852.19</b>	<b>134,457.00</b>	<b>142,353.00</b>	<b>143,725.00</b>	<b>141,833.00</b>	<b>141,833.00</b>
<b>Total Dept 001020 CHIEF ADMINISTRATIVE OFFICER</b>	<b>92,840.32</b>	<b>97,852.19</b>	<b>112,457.00</b>	<b>120,353.00</b>	<b>121,725.00</b>	<b>119,833.00</b>	<b>119,833.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001040</b>	<b>CLERK OF LEGISLATIVE BOARD</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)
<b>Total Type R Revenue</b>							
	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	70,919.10	75,692.89	78,375.00	78,849.00	78,433.00	78,433.00	78,433.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	714.13	1,924.29	792.00	792.00	628.00	628.00	628.00
Group 4							
CONTRACTUAL EXPENSE	11,045.79	12,377.45	12,100.00	12,682.85	12,874.00	12,874.00	12,874.00
Group 8							
EMPLOYEE BENEFITS	36,489.47	38,803.49	48,431.00	48,431.00	48,049.00	46,262.00	46,262.00
<b>Total Type E Expense</b>							
	<b>119,168.49</b>	<b>128,798.12</b>	<b>139,698.00</b>	<b>140,754.85</b>	<b>139,984.00</b>	<b>138,197.00</b>	<b>138,197.00</b>
<b>Total Dept 001040</b>							
<b>CLERK OF LEGISLATIVE BOARD</b>							
	<b>102,118.49</b>	<b>111,748.12</b>	<b>122,648.00</b>	<b>123,704.85</b>	<b>122,934.00</b>	<b>121,147.00</b>	<b>121,147.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 001141	ASSIGNED COUNSEL						
Type R	Revenue						
Group							
	(65,505.60)	0.00	(46,932.00)	(46,932.00)	(39,110.00)	(39,110.00)	(39,110.00)
<b>Total Type R Revenue</b>	<b>(65,505.60)</b>	<b>0.00</b>	<b>(46,932.00)</b>	<b>(46,932.00)</b>	<b>(39,110.00)</b>	<b>(39,110.00)</b>	<b>(39,110.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	154,660.90	144,749.60	150,000.00	150,000.00	150,000.00	145,000.00	145,000.00
<b>Total Type E Expense</b>	<b>154,660.90</b>	<b>144,749.60</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>145,000.00</b>	<b>145,000.00</b>
<b>Total Dept 001141 ASSIGNED COUNSEL</b>	<b>89,155.30</b>	<b>144,749.60</b>	<b>103,068.00</b>	<b>103,068.00</b>	<b>110,890.00</b>	<b>105,890.00</b>	<b>105,890.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund001</b>	<b>GENERAL FUND</b>						
<b>Dept 001165</b>	<b>DISTRICT ATTORNEY</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(118,007.28)	(140,904.34)	(110,667.00)	(110,667.00)	(103,689.00)	(111,189.00)	(111,189.00)
<b>Total Type R Revenue</b>	<b>(118,007.28)</b>	<b>(140,904.34)</b>	<b>(110,667.00)</b>	<b>(110,667.00)</b>	<b>(103,689.00)</b>	<b>(111,189.00)</b>	<b>(111,189.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	316,101.22	319,636.09	335,917.00	337,638.00	357,053.00	357,053.00	357,053.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	1,843.21	1,252.21	1,690.00	20,338.00	1,126.00	1,126.00	1,126.00
Group 4							
CONTRACTUAL EXPENSE	86,042.85	65,726.09	63,355.00	63,355.00	64,525.00	64,525.00	64,525.00
Group 8							
EMPLOYEE BENEFITS	77,132.13	88,896.98	113,753.00	113,753.00	157,565.00	151,821.00	151,821.00
<b>Total Type E Expense</b>	<b>481,119.41</b>	<b>475,511.37</b>	<b>514,715.00</b>	<b>535,084.00</b>	<b>580,269.00</b>	<b>574,525.00</b>	<b>574,525.00</b>
<b>Total Dept 001165 DISTRICT ATTORNEY</b>	<b>363,112.13</b>	<b>334,607.03</b>	<b>404,048.00</b>	<b>424,417.00</b>	<b>476,580.00</b>	<b>463,336.00</b>	<b>463,336.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001170</b>	<b>PUBLIC DEFENDER</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(152,269.39)	46,122.72	(51,932.00)	(51,932.00)	(39,110.00)	(39,110.00)	(39,110.00)
<b>Total Type R Revenue</b>	<b>(152,269.39)</b>	<b>46,122.72</b>	<b>(51,932.00)</b>	<b>(51,932.00)</b>	<b>(39,110.00)</b>	<b>(39,110.00)</b>	<b>(39,110.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	186,944.93	192,549.53	197,397.00	199,097.00	199,332.00	199,332.00	199,332.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	620.68	853.73	456.00	456.00			
Group 4							
CONTRACTUAL EXPENSE	183,440.07	204,478.01	176,031.00	176,031.00	174,906.00	174,906.00	174,906.00
Group 8							
EMPLOYEE BENEFITS	42,259.31	48,968.60	61,606.00	61,606.00	77,896.00	75,074.00	75,074.00
<b>Total Type E Expense</b>	<b>413,264.99</b>	<b>446,849.87</b>	<b>435,490.00</b>	<b>437,190.00</b>	<b>452,134.00</b>	<b>449,312.00</b>	<b>449,312.00</b>
<b>Total Dept 001170 PUBLIC DEFENDER</b>	<b>260,995.60</b>	<b>492,972.59</b>	<b>383,558.00</b>	<b>385,258.00</b>	<b>413,024.00</b>	<b>410,202.00</b>	<b>410,202.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND JUSTICES &amp; CONSTABLES Expense</b>						
<b>Dept 001180</b>							
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	2,430.00	3,020.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Type E Expense</b>							
	2,430.00	3,020.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Dept 001180 JUSTICES &amp; CONSTABLES</b>							
	2,430.00	3,020.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund001</b>	<b>GENERAL FUND</b>						
<b>Dept 001185</b>	<b>MEDICAL EXAMINERS &amp; CORONERS</b>						
<b>Type E</b>	<b>Expense</b>						
Group 1 PERSONAL SERVICES							
	19,624.00	17,488.00	23,234.00	23,234.00	20,244.00	20,244.00	20,244.00
Group 4 CONTRACTUAL EXPENSE							
	8,864.50	7,132.50	9,440.00	9,440.00	36,455.00	36,455.00	36,455.00
Group 8 EMPLOYEE BENEFITS							
	4,472.97	4,087.04	5,843.00	5,843.00	7,746.00	7,544.00	7,544.00
<b>Total Type E Expense</b>							
	<b>32,961.47</b>	<b>28,707.54</b>	<b>38,517.00</b>	<b>38,517.00</b>	<b>64,445.00</b>	<b>64,243.00</b>	<b>64,243.00</b>
<b>Total Dept 001185 MEDICAL EXAMINERS &amp; CORONERS</b>							
	<b>32,961.47</b>	<b>28,707.54</b>	<b>38,517.00</b>	<b>38,517.00</b>	<b>64,445.00</b>	<b>64,243.00</b>	<b>64,243.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001325</b>	<b>COUNTY TREASURER</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(958,471.71)	(999,325.13)	(947,500.00)	(947,500.00)	(970,000.00)	(970,000.00)	(970,000.00)
<b>Total Type R Revenue</b>	<b>(958,471.71)</b>	<b>(999,325.13)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(970,000.00)</b>	<b>(970,000.00)</b>	<b>(970,000.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	219,335.24	226,910.91	234,420.00	227,434.00	225,457.00	225,457.00	225,457.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	379.00	1,612.95	1,681.00	1,681.00	1,325.00	1,325.00	1,325.00
Group 4							
CONTRACTUAL EXPENSE	38,754.04	49,601.12	53,565.00	39,565.00	50,620.00	50,620.00	50,620.00
Group 8							
EMPLOYEE BENEFITS	101,015.04	110,603.46	138,037.00	138,037.00	163,383.00	157,106.00	157,106.00
<b>Total Type E Expense</b>	<b>359,483.32</b>	<b>388,728.44</b>	<b>427,703.00</b>	<b>406,717.00</b>	<b>440,785.00</b>	<b>434,508.00</b>	<b>434,508.00</b>
<b>Total Dept 001325 COUNTY TREASURER</b>	<b>(598,988.39)</b>	<b>(610,596.69)</b>	<b>(519,797.00)</b>	<b>(540,783.00)</b>	<b>(529,215.00)</b>	<b>(535,492.00)</b>	<b>(535,492.00)</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 001340</b>							
<b>Type E</b>							
Group 1							
PERSONAL SERVICES							
	6,216.86	8,048.06	8,538.00	8,624.00	8,622.00	8,622.00	8,622.00
Group 4							
CONTRACTUAL EXPENSE							
	704.84	848.11	900.00	900.00	800.00	886.00	886.00
Group 8							
EMPLOYEE BENEFITS							
	922.39	1,300.73	1,891.00	1,891.00	2,411.00	2,325.00	2,325.00
<b>Total Type E Expense</b>							
	<b>7,844.09</b>	<b>10,196.90</b>	<b>11,329.00</b>	<b>11,415.00</b>	<b>11,833.00</b>	<b>11,833.00</b>	<b>11,833.00</b>
<b>Total Dept 001340 BUDGET OFFICER</b>							
	<b>7,844.09</b>	<b>10,196.90</b>	<b>11,329.00</b>	<b>11,415.00</b>	<b>11,833.00</b>	<b>11,833.00</b>	<b>11,833.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001355</b>	<b>REAL PROPERTY TAX SERVICE</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(144,118.54)	(145,804.45)	(128,343.00)	(128,343.00)	(130,252.00)	(130,252.00)	(130,252.00)
<b>Total Type R Revenue</b>	<b>(144,118.54)</b>	<b>(145,804.45)</b>	<b>(128,343.00)</b>	<b>(128,343.00)</b>	<b>(130,252.00)</b>	<b>(130,252.00)</b>	<b>(130,252.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	113,365.99	114,619.26	124,723.00	124,723.00	127,173.00	119,806.00	119,806.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	621.14	621.14	687.00	687.00	632.00	632.00	632.00
Group 4							
CONTRACTUAL EXPENSE	28,087.13	42,261.25	18,417.00	18,417.00	19,526.00	19,526.00	19,526.00
Group 8							
EMPLOYEE BENEFITS	29,973.93	33,488.25	46,411.00	46,411.00	58,955.00	54,953.00	54,953.00
<b>Total Type E Expense</b>	<b>172,048.19</b>	<b>190,989.90</b>	<b>190,238.00</b>	<b>190,238.00</b>	<b>206,286.00</b>	<b>194,917.00</b>	<b>194,917.00</b>
<b>Total Dept 001355 REAL PROPERTY TAX SERVICE</b>	<b>27,929.65</b>	<b>45,185.45</b>	<b>61,895.00</b>	<b>61,895.00</b>	<b>76,034.00</b>	<b>64,665.00</b>	<b>64,665.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 001362	TAX ADVERTISING & EXPENSES						
Type R	Revenue						
Group							
	(7,052.02)	(10,263.50)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
<b>Total Type R Revenue</b>							
	<b>(7,052.02)</b>	<b>(10,263.50)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	22,298.14	679.13	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Type E Expense</b>							
	<b>22,298.14</b>	<b>679.13</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>Total Dept 001362 TAX ADVERTISING &amp; EXPENSES</b>							
	<b>15,246.12</b>	<b>(9,584.37)</b>	<b>0.00</b>	<b>0.00</b>			



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001410</b>	<b>COUNTY CLERK</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(1,057,064.32)	(1,078,475.97)	(1,071,500.00)	(1,071,500.00)	(1,111,150.00)	(1,118,350.00)	(1,118,350.00)
<b>Total Type R Revenue</b>							
	<b>(1,057,064.32)</b>	<b>(1,078,475.97)</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>	<b>(1,111,150.00)</b>	<b>(1,118,350.00)</b>	<b>(1,118,350.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	397,028.53	395,789.07	412,023.00	412,023.00	427,447.00	427,447.00	427,447.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	1,427.84	1,070.92	1,438.00	1,438.00	1,268.00	1,268.00	1,268.00
Group 4							
CONTRACTUAL EXPENSE	69,450.60	72,968.84	72,670.00	72,670.00	72,065.00	71,865.00	71,865.00
Group 8							
EMPLOYEE BENEFITS	205,396.09	196,692.84	252,305.00	252,305.00	293,505.00	282,275.00	282,275.00
<b>Total Type E Expense</b>							
	<b>673,303.06</b>	<b>666,521.67</b>	<b>738,436.00</b>	<b>738,436.00</b>	<b>794,285.00</b>	<b>782,855.00</b>	<b>782,855.00</b>
<b>Total Dept 001410 COUNTY CLERK</b>							
	<b>(383,761.26)</b>	<b>(411,954.30)</b>	<b>(333,064.00)</b>	<b>(333,064.00)</b>	<b>(316,865.00)</b>	<b>(335,495.00)</b>	<b>(335,495.00)</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001420</b>	<b>COUNTY ATTORNEY</b>						
<b>Type R</b>	<b>Revenue</b>						
Group	(161,298.00)	(164,675.50)	(167,515.00)	(167,515.00)	(169,314.00)	(169,314.00)	(169,314.00)
<b>Total Type R Revenue</b>	<b>(161,298.00)</b>	<b>(164,675.50)</b>	<b>(167,515.00)</b>	<b>(167,515.00)</b>	<b>(169,314.00)</b>	<b>(169,314.00)</b>	<b>(169,314.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	179,380.96	183,817.35	187,514.00	189,353.00	189,352.00	189,352.00	189,352.00
Group 4							
CONTRACTUAL EXPENSE	41,634.74	41,034.47	56,689.00	56,689.00	56,689.00	56,689.00	56,689.00
Group 8							
EMPLOYEE BENEFITS	29,619.82	34,091.18	48,469.00	48,469.00	61,938.00	59,753.00	59,753.00
<b>Total Type E Expense</b>	<b>250,635.52</b>	<b>258,943.00</b>	<b>292,672.00</b>	<b>294,511.00</b>	<b>307,979.00</b>	<b>305,794.00</b>	<b>305,794.00</b>
<b>Total Dept 001420 COUNTY ATTORNEY</b>	<b>89,337.52</b>	<b>94,267.50</b>	<b>125,157.00</b>	<b>126,996.00</b>	<b>138,665.00</b>	<b>136,480.00</b>	<b>136,480.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund001</b>	<b>GENERAL FUND</b>						
<b>Dept 001430</b>	<b>PERSONNEL</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(2,200.00)	(2,100.00)	(800.00)	(800.00)	(1,000.00)	(1,000.00)	(1,000.00)
<b>Total Type R Revenue</b>	<b>(2,200.00)</b>	<b>(2,100.00)</b>	<b>(800.00)</b>	<b>(800.00)</b>	<b>(1,000.00)</b>	<b>(1,000.00)</b>	<b>(1,000.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	98,042.92	102,876.13	109,463.00	109,463.00	110,379.00	110,379.00	110,379.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	983.17	983.17	1,180.00	1,180.00	728.00	728.00	728.00
Group 4							
CONTRACTUAL EXPENSE	9,699.84	9,085.48	11,975.00	11,975.00	11,455.00	13,455.00	13,455.00
Group 8							
EMPLOYEE BENEFITS	34,571.55	39,588.45	51,581.00	51,581.00	61,159.00	58,868.00	58,868.00
<b>Total Type E Expense</b>	<b>143,297.48</b>	<b>152,533.23</b>	<b>174,199.00</b>	<b>174,199.00</b>	<b>183,721.00</b>	<b>183,430.00</b>	<b>183,430.00</b>
<b>Total Dept 001430 PERSONNEL</b>	<b>141,097.48</b>	<b>150,433.23</b>	<b>173,399.00</b>	<b>173,399.00</b>	<b>182,721.00</b>	<b>182,430.00</b>	<b>182,430.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund001</b>	<b>GENERAL FUND</b>						
<b>Dept 001433</b>	<b>RISK MANAGEMENT</b>						
<b>Type E</b>	<b>Expense</b>						
Group 1 PERSONAL SERVICES	4,206.51	4,311.72	4,441.00	4,441.00	4,441.00	4,397.00	4,397.00
Group 4 CONTRACTUAL EXPENSE	3,521.75	1,398.00	4,375.00	4,375.00	3,500.00	3,500.00	3,500.00
Group 8 EMPLOYEE BENEFITS	633.51	770.91	983.00	983.00	1,245.00	1,245.00	1,245.00
<b>Total Type E Expense</b>	<b>8,361.77</b>	<b>6,480.63</b>	<b>9,799.00</b>	<b>9,799.00</b>	<b>9,186.00</b>	<b>9,142.00</b>	<b>9,142.00</b>
<b>Total Dept 001433 RISK MANAGEMENT</b>	<b>8,361.77</b>	<b>6,480.63</b>	<b>9,799.00</b>	<b>9,799.00</b>	<b>9,186.00</b>	<b>9,142.00</b>	<b>9,142.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001450</b>	<b>BOARD OF ELECTIONS</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(23,184.52)	(23,938.09)	(15,000.00)	(15,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
<b>Total Type R Revenue</b>							
	<b>(23,184.52)</b>	<b>(23,938.09)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	120,463.55	118,665.78	132,272.00	132,272.00	131,422.00	131,422.00	131,422.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	1,624.31	591.16	1,158.00	1,958.00	1,045.00	1,045.00	1,045.00
Group 4							
CONTRACTUAL EXPENSE	78,878.60	70,180.53	94,010.00	98,678.07	96,226.00	68,226.00	68,226.00
Group 8							
EMPLOYEE BENEFITS	66,592.56	76,281.77	96,773.00	96,773.00	114,615.00	110,136.00	110,136.00
<b>Total Type E Expense</b>							
	<b>267,559.02</b>	<b>265,719.24</b>	<b>324,213.00</b>	<b>329,681.07</b>	<b>343,308.00</b>	<b>310,829.00</b>	<b>310,829.00</b>
<b>Total Dept 001450 BOARD OF ELECTIONS</b>							
	<b>244,374.50</b>	<b>241,781.15</b>	<b>309,213.00</b>	<b>314,681.07</b>	<b>318,308.00</b>	<b>285,829.00</b>	<b>285,829.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001460</b>	<b>RECORDS MANAGEMENT</b>						
<b>Type E</b>	<b>Expense</b>						
Group 1 PERSONAL SERVICES							
	6,653.44	3,686.88	5,401.00	201.00	5,565.00	5,565.00	5,565.00
Group 4 CONTRACTUAL EXPENSE							
	343.46	1,198.19	734.00	2,734.00	746.00	746.00	746.00
Group 8 EMPLOYEE BENEFITS							
	3,780.07	2,726.08	2,416.00	2,416.00	3,071.00	3,018.00	3,018.00
<b>Total Type E Expense</b>	<b>10,776.97</b>	<b>7,611.15</b>	<b>8,551.00</b>	<b>5,351.00</b>	<b>9,382.00</b>	<b>9,329.00</b>	<b>9,329.00</b>
<b>Total Dept 001460 RECORDS MANAGEMENT</b>	<b>10,776.97</b>	<b>7,611.15</b>	<b>8,551.00</b>	<b>5,351.00</b>	<b>9,382.00</b>	<b>9,329.00</b>	<b>9,329.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund001</b>	<b>GENERAL FUND</b>						
<b>Dept 001615</b>	<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>						
<b>Type R</b>	<b>Revenue</b>						
Group	(33,240.00)	(32,390.00)	(50.00)	(34,420.00)	(50.00)	(50.00)	(50.00)
<b>Total Type R Revenue</b>							
<b>Type E</b>	<b>Expense</b>						
Group 4							
CONTRACTUAL EXPENSE	38,230.13	38,369.57	50.00	43,198.37	50.00	50.00	50.00
<b>Total Type E Expense</b>							
	<b>38,230.13</b>	<b>38,369.57</b>	<b>50.00</b>	<b>43,198.37</b>	<b>50.00</b>	<b>50.00</b>	<b>50.00</b>
<b>Total Dept 001615</b>	<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>						
	<b>4,990.13</b>	<b>5,979.57</b>	<b>0.00</b>	<b>8,778.37</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001620</b>	<b>BUILDINGS &amp; GROUNDS</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(678,990.00)	(672,430.67)	(683,063.00)	(683,063.00)	(704,737.00)	(704,737.00)	(704,737.00)
<b>Total Type R Revenue</b>							
	<b>(678,990.00)</b>	<b>(672,430.67)</b>	<b>(683,063.00)</b>	<b>(683,063.00)</b>	<b>(704,737.00)</b>	<b>(704,737.00)</b>	<b>(704,737.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	580,680.53	574,255.25	503,854.00	507,661.00	537,523.00	537,523.00	537,523.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	8,833.85	4,299.84	8,879.00	8,879.00	14,879.00	14,879.00	14,879.00
Group 4							
CONTRACTUAL EXPENSE	446,096.33	563,332.86	484,996.00	609,047.44	543,507.00	469,376.00	469,376.00
Group 8							
EMPLOYEE BENEFITS	235,011.13	246,262.91	259,638.00	262,143.00	344,192.00	331,269.00	331,269.00
<b>Total Type E Expense</b>							
	<b>1,270,621.84</b>	<b>1,388,150.86</b>	<b>1,257,367.00</b>	<b>1,387,730.44</b>	<b>1,440,101.00</b>	<b>1,353,047.00</b>	<b>1,353,047.00</b>
<b>Total Dept 001620 BUILDINGS &amp; GROUNDS</b>							
	<b>591,631.84</b>	<b>715,720.19</b>	<b>574,304.00</b>	<b>704,667.44</b>	<b>735,364.00</b>	<b>648,310.00</b>	<b>648,310.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 001680</b>	<b>COMPUTER SERVICES</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(119,048.71)	(130,721.46)	(135,636.00)	(135,636.00)	(143,613.00)	(143,613.00)	(143,613.00)
<b>Total Type R Revenue</b>							
	<b>(119,048.71)</b>	<b>(130,721.46)</b>	<b>(135,636.00)</b>	<b>(135,636.00)</b>	<b>(143,613.00)</b>	<b>(143,613.00)</b>	<b>(143,613.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	263,694.34	276,741.82	291,215.00	292,203.00	303,426.00	303,426.00	303,426.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	13,932.28	67,061.31	27,195.00	48,628.30	19,655.00	19,655.00	19,655.00
Group 4							
CONTRACTUAL EXPENSE	19,991.46	24,267.59	23,232.00	33,378.57	21,826.00	21,826.00	21,826.00
Group 8							
EMPLOYEE BENEFITS	95,089.93	109,531.45	134,982.00	134,982.00	169,827.00	163,496.00	163,496.00
<b>Total Type E Expense</b>							
	<b>392,708.01</b>	<b>477,602.17</b>	<b>476,624.00</b>	<b>509,191.87</b>	<b>514,734.00</b>	<b>508,403.00</b>	<b>508,403.00</b>
<b>Total Dept 001680</b>							
<b>COMPUTER SERVICES</b>							
	<b>273,659.30</b>	<b>346,880.71</b>	<b>340,988.00</b>	<b>373,555.87</b>	<b>371,121.00</b>	<b>364,790.00</b>	<b>364,790.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund001</b>	<b>GENERAL FUND</b>						
<b>Dept 001910</b>	<b>UNASSIGNED</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(25,372.61)	(46,310.14)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
<b>Total Type R Revenue</b>							
	<b>(25,372.61)</b>	<b>(46,310.14)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 4							
CONTRACTUAL EXPENSE	96,108.08	96,849.86	132,214.00	132,214.00	117,349.00	117,349.00	117,349.00
Group 8							
EMPLOYEE BENEFITS	208,234.78	173,871.35	189,020.00	189,020.00	256,744.00	256,744.00	256,744.00
<b>Total Type E Expense</b>							
	<b>304,342.86</b>	<b>270,721.21</b>	<b>321,234.00</b>	<b>321,234.00</b>	<b>374,093.00</b>	<b>374,093.00</b>	<b>374,093.00</b>
<b>Total Dept 001910 UNASSIGNED</b>							
	<b>278,970.25</b>	<b>224,411.07</b>	<b>296,234.00</b>	<b>296,234.00</b>	<b>349,093.00</b>	<b>349,093.00</b>	<b>349,093.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001							
GENERAL FUND							
Dept 001990							
CONTINGENT FUND							
Type E							
Expense							
Group 4							
CONTRACTUAL EXPENSE	0.00	0.00	250,000.00	77,023.54	250,000.00	248,000.00	248,000.00
<b>Total Type E</b>							
<b>Expense</b>	<b>0.00</b>	<b>0.00</b>	<b>250,000.00</b>	<b>77,023.54</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>248,000.00</b>
<b>Total Dept 001990</b>							
<b>CONTINGENT FUND</b>	<b>0.00</b>	<b>0.00</b>	<b>250,000.00</b>	<b>77,023.54</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>248,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 002490</b>	<b>COMMUNITY COLLEGES</b>						
<b>Type E</b>	<b>Expense</b>						
Group 4							
CONTRACTUAL EXPENSE	1,235,316.63	1,165,010.65	1,250,000.00	1,250,000.00	1,400,000.00	1,400,000.00	1,400,000.00
<b>Total Type E Expense</b>	<b>1,235,316.63</b>	<b>1,165,010.65</b>	<b>1,250,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,400,000.00</b>	<b>1,400,000.00</b>
<b>Total Dept 002490</b>	<b>COMMUNITY COLLEGES</b>						
	<b>1,235,316.63</b>	<b>1,165,010.65</b>	<b>1,250,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,400,000.00</b>	<b>1,400,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 002960</b>	<b>EDUCATION HANDICAPPED CHILDREN</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(987,921.99)	(1,254,200.09)	(1,249,500.00)	(1,249,500.00)	(1,487,500.00)	(1,487,500.00)	(1,487,500.00)
<b>Total Type R Revenue</b>							
	<b>(987,921.99)</b>	<b>(1,254,200.09)</b>	<b>(1,249,500.00)</b>	<b>(1,249,500.00)</b>	<b>(1,487,500.00)</b>	<b>(1,487,500.00)</b>	<b>(1,487,500.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	0.00	0.00	0.00	0.00	35,492.00	35,492.00	35,492.00
Group 4							
CONTRACTUAL EXPENSE	2,094,837.27	2,530,998.01	2,100,000.00	2,100,000.00	2,501,468.00	2,501,468.00	2,501,468.00
Group 8							
EMPLOYEE BENEFITS	0.00	0.00	0.00	0.00	14,418.00	13,931.00	13,931.00
<b>Total Type E Expense</b>							
	<b>2,094,837.27</b>	<b>2,530,998.01</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,551,378.00</b>	<b>2,550,891.00</b>	<b>2,550,891.00</b>
<b>Total Dept 002960</b>							
<b>EDUCATION HANDICAPPED CHILDREN</b>	<b>1,106,915.28</b>	<b>1,276,797.92</b>	<b>850,500.00</b>	<b>850,500.00</b>	<b>1,063,878.00</b>	<b>1,063,391.00</b>	<b>1,063,391.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 002980	MEDICAL SCHOLARSHIPS						
Type R	Revenue						
Group							
	(3,000.00)	(3,000.00)	(2,500.00)	(2,500.00)	(2,500.00)	(3,000.00)	(3,000.00)
<b>Total Type R Revenue</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	2,250.00	2,250.00	2,250.00	2,250.00	9,000.00	2,250.00	2,250.00
<b>Total Type E Expense</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>9,000.00</b>	<b>2,250.00</b>	<b>2,250.00</b>
<b>Total Dept 002980 MEDICAL SCHOLARSHIPS</b>	<b>(750.00)</b>	<b>(750.00)</b>	<b>(250.00)</b>	<b>(250.00)</b>	<b>6,500.00</b>	<b>(750.00)</b>	<b>(750.00)</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 002989</b>							
<b>Type R</b>							
Group							
	0.00	0.00	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
<b>Total Type R Revenue</b>							
	<b>0.00</b>	<b>0.00</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	0.00	0.00	200.00	200.00	200.00	200.00	200.00
<b>Total Type E Expense</b>							
	<b>0.00</b>	<b>0.00</b>	<b>200.00</b>	<b>200.00</b>	<b>200.00</b>	<b>200.00</b>	<b>200.00</b>
<b>Total Dept 002989 OTHER EDUCATION - D.A.R.E.</b>							
	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 003020</b>	<b>PUBLIC SAFETY COMMUNICATION</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(149,625.12)	(118,643.39)	(107,221.00)	(107,221.00)	(98,133.00)	(98,133.00)	(98,133.00)
<b>Total Type R Revenue</b>	<b>(149,625.12)</b>	<b>(118,643.39)</b>	<b>(107,221.00)</b>	<b>(107,221.00)</b>	<b>(98,133.00)</b>	<b>(98,133.00)</b>	<b>(98,133.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	470,432.66	508,257.53	501,696.00	501,696.00	499,372.00	499,372.00	499,372.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	1,668.60	1,820.26	704.00	704.00	1,935.00	1,935.00	1,935.00
Group 4							
CONTRACTUAL EXPENSE	116,131.59	109,494.98	123,182.00	123,182.00	120,455.00	116,955.00	116,955.00
Group 8							
EMPLOYEE BENEFITS	179,492.05	206,887.45	247,641.00	247,641.00	294,996.00	284,207.00	284,207.00
<b>Total Type E Expense</b>	<b>767,724.90</b>	<b>826,460.22</b>	<b>873,223.00</b>	<b>873,223.00</b>	<b>916,758.00</b>	<b>902,469.00</b>	<b>902,469.00</b>
<b>Total Dept 003020 PUBLIC SAFETY COMMUNICATION</b>	<b>618,099.78</b>	<b>707,816.83</b>	<b>766,002.00</b>	<b>766,002.00</b>	<b>818,625.00</b>	<b>804,336.00</b>	<b>804,336.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 003110	SHERIFF						
Type R	Revenue						
Group							
	(530,007.77)	(480,826.86)	(504,144.00)	(504,144.00)	(530,343.00)	(530,343.00)	(530,343.00)
<b>Total Type R Revenue</b>	<b>(530,007.77)</b>	<b>(480,826.86)</b>	<b>(504,144.00)</b>	<b>(504,144.00)</b>	<b>(530,343.00)</b>	<b>(530,343.00)</b>	<b>(530,343.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	1,846,873.01	1,893,452.49	2,060,158.00	2,027,376.00	2,007,391.00	2,007,391.00	2,007,391.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	91,231.67	85,917.71	87,445.00	89,180.44	96,344.00	89,724.00	89,724.00
Group 4							
CONTRACTUAL EXPENSE	364,240.50	370,746.87	331,130.00	376,565.20	350,250.00	350,250.00	350,250.00
Group 8							
EMPLOYEE BENEFITS	637,514.13	721,880.62	892,780.00	879,547.00	1,083,447.00	1,045,332.00	1,045,332.00
<b>Total Type E Expense</b>	<b>2,939,859.31</b>	<b>3,071,997.69</b>	<b>3,371,513.00</b>	<b>3,372,668.64</b>	<b>3,537,432.00</b>	<b>3,492,697.00</b>	<b>3,492,697.00</b>
<b>Total Dept 003110 SHERIFF</b>	<b>2,409,851.54</b>	<b>2,591,170.83</b>	<b>2,867,369.00</b>	<b>2,868,524.64</b>	<b>3,007,089.00</b>	<b>2,962,354.00</b>	<b>2,962,354.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 003140	PROBATION						
Type R	Revenue						
Group							
	(175,266.92)	(183,338.06)	(212,736.00)	(212,736.00)	(190,715.00)	(198,715.00)	(198,715.00)
<b>Total Type R Revenue</b>	<b>(175,266.92)</b>	<b>(183,338.06)</b>	<b>(212,736.00)</b>	<b>(212,736.00)</b>	<b>(190,715.00)</b>	<b>(198,715.00)</b>	<b>(198,715.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	564,325.21	586,961.44	598,422.00	629,704.00	629,489.00	629,489.00	629,489.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	5,465.14	5,495.42	5,686.00	7,186.00	11,269.00	4,619.00	4,619.00
Group 4							
CONTRACTUAL EXPENSE	48,525.72	39,063.56	57,441.00	57,441.00	39,788.00	39,310.00	39,310.00
Group 8							
EMPLOYEE BENEFITS	229,242.43	257,890.55	315,148.00	328,381.00	395,675.00	381,029.00	381,029.00
<b>Total Type E Expense</b>	<b>847,558.50</b>	<b>889,410.97</b>	<b>976,697.00</b>	<b>1,022,712.00</b>	<b>1,076,221.00</b>	<b>1,054,447.00</b>	<b>1,054,447.00</b>
<b>Total Dept 003140 PROBATION</b>	<b>672,291.58</b>	<b>706,072.91</b>	<b>763,961.00</b>	<b>809,976.00</b>	<b>885,506.00</b>	<b>855,732.00</b>	<b>855,732.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 003150	SHERIFF - JAIL						
Type R	Revenue						
Group							
	(76,536.90)	(142,620.84)	(131,908.00)	(131,908.00)	(126,900.00)	(126,900.00)	(126,900.00)
<b>Total Type R Revenue</b>	<b>(76,536.90)</b>	<b>(142,620.84)</b>	<b>(131,908.00)</b>	<b>(131,908.00)</b>	<b>(126,900.00)</b>	<b>(126,900.00)</b>	<b>(126,900.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	1,784,771.54	1,875,117.68	1,816,109.00	1,816,109.00	1,865,506.00	1,865,506.00	1,865,506.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	2,055.63	3,876.30	4,241.00	4,241.00	6,325.00	6,325.00	6,325.00
Group 4							
CONTRACTUAL EXPENSE	563,739.51	556,548.66	536,217.00	820,725.86	545,423.00	544,423.00	544,423.00
Group 8							
EMPLOYEE BENEFITS	733,996.11	777,825.95	907,879.00	907,879.00	1,125,480.00	1,112,670.00	1,112,670.00
<b>Total Type E Expense</b>	<b>3,084,562.79</b>	<b>3,213,368.59</b>	<b>3,264,446.00</b>	<b>3,548,954.86</b>	<b>3,542,734.00</b>	<b>3,528,924.00</b>	<b>3,528,924.00</b>
<b>Total Dept 003150 SHERIFF - JAIL</b>	<b>3,008,025.89</b>	<b>3,070,747.75</b>	<b>3,132,538.00</b>	<b>3,417,046.86</b>	<b>3,415,834.00</b>	<b>3,402,024.00</b>	<b>3,402,024.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 003151	CRIME VICTIM ASSISTANCE						
Type R	Revenue						
Group							
	(73,575.05)	(92,795.98)	(100,810.00)	(100,810.00)	(102,790.00)	(102,790.00)	(102,790.00)
<b>Total Type R Revenue</b>	<b>(73,575.05)</b>	<b>(92,795.98)</b>	<b>(100,810.00)</b>	<b>(100,810.00)</b>	<b>(102,790.00)</b>	<b>(102,790.00)</b>	<b>(102,790.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	63,568.91	65,289.29	69,279.00	69,279.00	72,185.00	72,185.00	72,185.00
Group 4							
CONTRACTUAL EXPENSE	15,299.19	9,105.23	13,775.00	13,775.00	10,890.00	10,890.00	10,890.00
Group 8							
EMPLOYEE BENEFITS	9,694.04	10,797.20	17,756.00	17,756.00	19,715.00	19,715.00	19,715.00
<b>Total Type E Expense</b>	<b>88,562.14</b>	<b>85,191.72</b>	<b>100,810.00</b>	<b>100,810.00</b>	<b>102,790.00</b>	<b>102,790.00</b>	<b>102,790.00</b>
<b>Total Dept 003151 CRIME VICTIM ASSISTANCE</b>	<b>14,987.09</b>	<b>(7,604.26)</b>	<b>0.00</b>	<b>0.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001	GENERAL FUND						
Dept 003189	CONFIDENTIAL INVESTIGATIONS - D.A.						
Type E	Expense						
Group 1 PERSONAL SERVICES							
	48,587.67	53,688.10	56,223.00	56,801.00	58,331.00	58,331.00	58,331.00
Group 2 EQUIPMENT & CAPITAL OUTLAY							
	1,598.44	468.19	295.00	295.00	294.00	294.00	294.00
Group 4 CONTRACTUAL EXPENSE							
	138,944.81	163,901.24	112,641.00	115,386.80	169,634.00	138,384.00	138,384.00
Group 8 EMPLOYEE BENEFITS							
	15,994.93	17,529.11	20,357.00	20,357.00	23,730.00	22,962.00	22,962.00
<b>Total Type E Expense</b>							
	<b>205,125.85</b>	<b>235,586.64</b>	<b>189,516.00</b>	<b>192,839.80</b>	<b>251,989.00</b>	<b>219,971.00</b>	<b>219,971.00</b>
<b>Total Dept 003189 CONFIDENTIAL INVESTIGATIONS - D.A.</b>							
	<b>205,125.85</b>	<b>235,586.64</b>	<b>189,516.00</b>	<b>192,839.80</b>	<b>251,989.00</b>	<b>219,971.00</b>	<b>219,971.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 003315	STOP D.W.I. PROGRAM						
Type R	Revenue						
Group							
	(51,746.00)	(70,905.00)	(76,188.00)	(76,188.00)	(71,871.00)	(71,871.00)	(71,871.00)
<b>Total Type R Revenue</b>							
	<b>(51,746.00)</b>	<b>(70,905.00)</b>	<b>(76,188.00)</b>	<b>(76,188.00)</b>	<b>(71,871.00)</b>	<b>(71,871.00)</b>	<b>(71,871.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	28,771.39	21,454.77	23,455.00	23,455.00	23,970.00	23,970.00	23,970.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	16,772.63	1,560.10	15,000.00	20,146.71	15,500.00	15,500.00	15,500.00
Group 4							
CONTRACTUAL EXPENSE	11,858.06	14,848.47	26,497.00	26,586.94	20,697.00	20,697.00	20,697.00
Group 8							
EMPLOYEE BENEFITS	4,183.19	4,215.38	11,236.00	11,236.00	11,704.00	11,704.00	11,704.00
<b>Total Type E Expense</b>							
	<b>61,585.27</b>	<b>42,078.72</b>	<b>76,188.00</b>	<b>81,424.65</b>	<b>71,871.00</b>	<b>71,871.00</b>	<b>71,871.00</b>
<b>Total Dept 003315 STOP D.W.I. PROGRAM</b>							
	<b>9,839.27</b>	<b>(28,826.28)</b>	<b>0.00</b>	<b>5,236.65</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 003510	CONTROL OF ANIMALS						
Type R	Revenue						
Group							
	(37,799.56)	(37,318.85)	(38,496.00)	(38,496.00)	(37,876.00)	(37,876.00)	(37,876.00)
<b>Total Type R Revenue</b>	<b>(37,799.56)</b>	<b>(37,318.85)</b>	<b>(38,496.00)</b>	<b>(38,496.00)</b>	<b>(37,876.00)</b>	<b>(37,876.00)</b>	<b>(37,876.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	52,213.70	56,686.05	53,890.00	53,890.00	56,864.00	56,864.00	56,864.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	460.49	4,345.95	335.00	335.00	500.00	500.00	500.00
Group 4							
CONTRACTUAL EXPENSE	15,196.29	18,769.64	15,811.00	15,886.00	15,632.00	15,632.00	15,632.00
Group 8							
EMPLOYEE BENEFITS	9,394.78	10,393.19	11,508.00	12,648.00	18,654.00	18,087.00	18,087.00
<b>Total Type E Expense</b>	<b>77,265.26</b>	<b>90,194.83</b>	<b>81,544.00</b>	<b>82,759.00</b>	<b>91,650.00</b>	<b>91,083.00</b>	<b>91,083.00</b>
<b>Total Dept 003510 CONTROL OF ANIMALS</b>	<b>39,465.70</b>	<b>52,875.98</b>	<b>43,048.00</b>	<b>44,263.00</b>	<b>53,774.00</b>	<b>53,207.00</b>	<b>53,207.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 003640</b>	<b>EMERGENCY MANAGEMENT</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(49,268.98)	(123,384.65)	(23,160.00)	(23,160.00)	(23,679.00)	(23,679.00)	(23,679.00)
<b>Total Type R Revenue</b>							
	<b>(49,268.98)</b>	<b>(123,384.65)</b>	<b>(23,160.00)</b>	<b>(23,160.00)</b>	<b>(23,679.00)</b>	<b>(23,679.00)</b>	<b>(23,679.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	145,619.67	154,910.61	161,705.00	161,705.00	163,689.00	163,689.00	163,689.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	46,128.14	16,198.95	14,468.00	15,987.00	15,748.00	15,748.00	15,748.00
Group 4							
CONTRACTUAL EXPENSE	89,957.06	202,348.98	92,729.00	113,198.05	98,939.00	96,439.00	96,439.00
Group 8							
EMPLOYEE BENEFITS	51,734.87	55,239.14	71,244.00	71,244.00	89,879.00	86,708.00	86,708.00
<b>Total Type E Expense</b>							
	<b>333,439.74</b>	<b>428,697.68</b>	<b>340,146.00</b>	<b>362,134.05</b>	<b>368,255.00</b>	<b>362,584.00</b>	<b>362,584.00</b>
<b>Total Dept 003640 EMERGENCY MANAGEMENT</b>							
	<b>284,170.76</b>	<b>305,313.03</b>	<b>316,986.00</b>	<b>338,974.05</b>	<b>344,576.00</b>	<b>338,905.00</b>	<b>338,905.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 004010	PUBLIC HEALTH						
Type R	Revenue						
Group							
	(2,891,966.79)	(2,402,885.12)	(1,286,254.00)	(1,320,492.00)	(1,100,105.00)	(1,099,266.00)	(1,099,266.00)
<b>Total Type R Revenue</b>	<b>(2,891,966.79)</b>	<b>(2,402,885.12)</b>	<b>(1,286,254.00)</b>	<b>(1,320,492.00)</b>	<b>(1,100,105.00)</b>	<b>(1,099,266.00)</b>	<b>(1,099,266.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	1,441,204.82	1,255,698.25	1,073,805.00	1,080,525.00	919,823.00	919,823.00	919,823.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	39,423.58	94,401.13	20,755.00	39,798.99	17,030.00	17,030.00	17,030.00
Group 4							
CONTRACTUAL EXPENSE	815,400.98	679,539.29	582,289.00	607,746.95	509,804.00	509,304.00	509,304.00
Group 8							
EMPLOYEE BENEFITS	544,917.52	519,252.16	491,500.00	498,225.00	517,415.00	498,294.00	498,294.00
<b>Total Type E Expense</b>	<b>2,840,946.90</b>	<b>2,548,890.83</b>	<b>2,168,349.00</b>	<b>2,226,295.94</b>	<b>1,964,072.00</b>	<b>1,944,451.00</b>	<b>1,944,451.00</b>
<b>Total Dept 004010 PUBLIC HEALTH</b>	<b>(51,019.89)</b>	<b>146,005.71</b>	<b>882,095.00</b>	<b>905,803.94</b>	<b>863,967.00</b>	<b>845,185.00</b>	<b>845,185.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 004059</b>	<b>EARLY INTERVENTION PROGRAM</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	0.00	0.00	(375,000.00)	(375,000.00)	(436,847.00)	(436,847.00)	(436,847.00)
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(436,847.00)</b>	<b>(436,847.00)</b>	<b>(436,847.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	0.00	0.00	0.00	0.00	115,544.00	115,544.00	115,544.00
Group 4							
CONTRACTUAL EXPENSE	531,454.76	512,795.40	500,000.00	500,000.00	508,020.00	508,020.00	508,020.00
Group 8							
EMPLOYEE BENEFITS	0.00	0.00	0.00	0.00	65,827.00	64,672.00	64,672.00
<b>Total Type E Expense</b>	<b>531,454.76</b>	<b>512,795.40</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>689,391.00</b>	<b>688,236.00</b>	<b>688,236.00</b>
<b>Total Dept 004059 EARLY INTERVENTION PROGRAM</b>	<b>531,454.76</b>	<b>512,795.40</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>252,544.00</b>	<b>251,389.00</b>	<b>251,389.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 004310	MENTAL HEALTH ADMINISTRATION						
Type R	Revenue						
Group							
	(2,113,624.77)	(2,553,480.88)	(2,703,533.00)	(2,787,427.00)	(2,734,332.00)	(2,734,332.00)	(2,734,332.00)
<b>Total Type R Revenue</b>							
	<b>(2,113,624.77)</b>	<b>(2,553,480.88)</b>	<b>(2,703,533.00)</b>	<b>(2,787,427.00)</b>	<b>(2,734,332.00)</b>	<b>(2,734,332.00)</b>	<b>(2,734,332.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	1,316,057.51	1,353,712.24	1,485,122.00	1,485,122.00	1,403,601.00	1,403,601.00	1,403,601.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	26,168.40	15,014.60	8,194.00	28,817.80	6,217.00	6,217.00	6,217.00
Group 4							
CONTRACTUAL EXPENSE	958,564.18	859,315.91	961,405.00	1,039,970.91	887,715.00	870,409.00	870,409.00
Group 8							
EMPLOYEE BENEFITS	507,329.01	535,829.02	708,726.00	708,726.00	827,372.00	796,711.00	796,711.00
<b>Total Type E Expense</b>							
	<b>2,808,119.10</b>	<b>2,763,871.77</b>	<b>3,163,447.00</b>	<b>3,262,636.71</b>	<b>3,124,905.00</b>	<b>3,076,938.00</b>	<b>3,076,938.00</b>
<b>Total Dept 004310 MENTAL HEALTH ADMINISTRATION</b>							
	<b>694,494.33</b>	<b>210,390.89</b>	<b>459,914.00</b>	<b>475,209.71</b>	<b>390,573.00</b>	<b>342,606.00</b>	<b>342,606.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 004320</b>							
<b>Type R</b>							
Group							
	0.00	0.00	(65,311.00)	(65,311.00)	(62,958.00)	(62,958.00)	(62,958.00)
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>(65,311.00)</b>	<b>(65,311.00)</b>	<b>(62,958.00)</b>	<b>(62,958.00)</b>	<b>(62,958.00)</b>
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	68,271.00	65,311.00	65,311.00	65,311.00	62,958.00	62,958.00	62,958.00
<b>Total Type E Expense</b>	<b>68,271.00</b>	<b>65,311.00</b>	<b>65,311.00</b>	<b>65,311.00</b>	<b>62,958.00</b>	<b>62,958.00</b>	<b>62,958.00</b>
<b>Total Dept 004320 FRIENDS OF MENTAL HEALTH</b>	<b>68,271.00</b>	<b>65,311.00</b>	<b>0.00</b>	<b>0.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 004321	ARC PROGRAM						
Type R	Revenue						
Group							
	(292,635.00)	(223,034.00)	(192,271.00)	(192,271.00)	(192,058.00)	(192,058.00)	(192,058.00)
<b>Total Type R Revenue</b>							
	<b>(292,635.00)</b>	<b>(223,034.00)</b>	<b>(192,271.00)</b>	<b>(192,271.00)</b>	<b>(192,058.00)</b>	<b>(192,058.00)</b>	<b>(192,058.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	302,491.00	316,487.00	232,102.00	232,102.00	231,889.00	231,889.00	231,889.00
<b>Total Type E Expense</b>							
	<b>302,491.00</b>	<b>316,487.00</b>	<b>232,102.00</b>	<b>232,102.00</b>	<b>231,889.00</b>	<b>231,889.00</b>	<b>231,889.00</b>
<b>Total Dept 004321 ARC PROGRAM</b>							
	<b>9,856.00</b>	<b>93,453.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 004322</b>	<b>DRUG &amp; ALCOHOL ABUSE PROGRAMS</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(339,676.00)	(341,709.00)	(346,160.00)	(346,160.00)	(283,012.00)	(283,012.00)	(283,012.00)
<b>Total Type R Revenue</b>							
	<b>(339,676.00)</b>	<b>(341,709.00)</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(283,012.00)</b>	<b>(283,012.00)</b>	<b>(283,012.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 4							
CONTRACTUAL EXPENSE	378,367.00	384,851.00	384,851.00	384,851.00	318,179.00	318,179.00	318,179.00
<b>Total Type E Expense</b>							
	<b>378,367.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>318,179.00</b>	<b>318,179.00</b>	<b>318,179.00</b>
<b>Total Dept 004322 DRUG &amp; ALCOHOL ABUSE PROGRAMS</b>							
	<b>38,691.00</b>	<b>43,142.00</b>	<b>38,691.00</b>	<b>38,691.00</b>	<b>35,167.00</b>	<b>35,167.00</b>	<b>35,167.00</b>

Account Description		2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND							
Dept 004323	004323							
Type R	Revenue							
Group								
		0.00	0.00	(60,850.00)	(60,850.00)	(66,720.00)	(66,720.00)	(66,720.00)
<b>Total Type R Revenue</b>								
		<b>0.00</b>	<b>0.00</b>	<b>(60,850.00)</b>	<b>(60,850.00)</b>	<b>(66,720.00)</b>	<b>(66,720.00)</b>	<b>(66,720.00)</b>
Type E	Expense							
Group 4								
CONTRACTUAL EXPENSE		0.00	65,132.00	60,850.00	66,776.00	66,720.00	66,720.00	66,720.00
<b>Total Type E Expense</b>								
		<b>0.00</b>	<b>65,132.00</b>	<b>60,850.00</b>	<b>66,776.00</b>	<b>66,720.00</b>	<b>66,720.00</b>	<b>66,720.00</b>
<b>Total Dept 004323 004323</b>								
		<b>0.00</b>	<b>65,132.00</b>	<b>0.00</b>	<b>5,926.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 004390</b>							
<b>MENTAL HEALTH LAW EXPENSE</b>							
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	18,416.28	52,694.11	50,000.00	50,000.00	50,000.00	40,000.00	40,000.00
<b>Total Type E</b>							
<b>Expense</b>	<u>18,416.28</u>	<u>52,694.11</u>	<u>50,000.00</u>	<u>50,000.00</u>	<u>50,000.00</u>	<u>40,000.00</u>	<u>40,000.00</u>
<b>Total Dept 004390</b>							
<b>MENTAL HEALTH LAW EXPENSE</b>	<u>18,416.28</u>	<u>52,694.11</u>	<u>50,000.00</u>	<u>50,000.00</u>	<u>50,000.00</u>	<u>40,000.00</u>	<u>40,000.00</u>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 004540</b>							
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	6,000.00	6,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Total Type E Expense</b>							
	<b>6,000.00</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>
<b>Total Dept 004540</b>							
<b>MERCY FLIGHT</b>							
	<b>6,000.00</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 005630	PUBLIC TRANSPORTATION						
Type R	Revenue						
Group							
	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)
<b>Total Type R Revenue</b>							
	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	30,180.60	30,180.60	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00
<b>Total Type E Expense</b>							
	<b>30,180.60</b>	<b>30,180.60</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>
<b>Total Dept 005630 PUBLIC TRANSPORTATION</b>							
	<b>17,780.60</b>	<b>17,780.60</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 006010	SOCIAL SERVICES ADMINISTRATION						
Type R	Revenue						
Group							
	(5,114,374.66)	(5,745,767.35)	(5,554,835.00)	(5,554,835.00)	(5,387,496.00)	(5,366,443.00)	(5,366,443.00)
<b>Total Type R Revenue</b>	<b>(5,114,374.66)</b>	<b>(5,745,767.35)</b>	<b>(5,554,835.00)</b>	<b>(5,554,835.00)</b>	<b>(5,387,496.00)</b>	<b>(5,366,443.00)</b>	<b>(5,366,443.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	3,117,690.70	3,165,309.03	3,175,056.00	3,175,056.00	3,257,018.00	3,257,018.00	3,257,018.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	15,356.92	16,190.15	15,076.00	23,383.50	35,398.00	35,398.00	35,398.00
Group 4							
CONTRACTUAL EXPENSE	1,697,915.36	1,570,479.50	1,628,075.00	1,621,767.52	1,421,548.00	1,421,548.00	1,421,548.00
Group 8							
EMPLOYEE BENEFITS	1,554,339.00	1,517,339.14	1,797,668.00	1,797,668.00	2,216,692.00	2,138,941.00	2,138,941.00
<b>Total Type E Expense</b>	<b>6,385,301.98</b>	<b>6,269,317.82</b>	<b>6,615,875.00</b>	<b>6,617,875.02</b>	<b>6,930,656.00</b>	<b>6,852,905.00</b>	<b>6,852,905.00</b>
<b>Total Dept 006010 SOCIAL SERVICES ADMINISTRATION</b>	<b>1,270,927.32</b>	<b>523,550.47</b>	<b>1,061,040.00</b>	<b>1,063,040.02</b>	<b>1,543,160.00</b>	<b>1,486,462.00</b>	<b>1,486,462.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 006055	DAYCARE - DSS						
Type R	Revenue						
Group							
	(1,057,848.00)	(1,143,770.00)	(1,077,520.00)	(1,077,520.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)
<b>Total Type R Revenue</b>							
	<b>(1,057,848.00)</b>	<b>(1,143,770.00)</b>	<b>(1,077,520.00)</b>	<b>(1,077,520.00)</b>	<b>(1,074,500.00)</b>	<b>(1,074,500.00)</b>	<b>(1,074,500.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	1,123,717.07	1,229,112.50	1,115,650.00	1,115,650.00	1,126,000.00	1,126,000.00	1,126,000.00
<b>Total Type E Expense</b>							
	<b>1,123,717.07</b>	<b>1,229,112.50</b>	<b>1,115,650.00</b>	<b>1,115,650.00</b>	<b>1,126,000.00</b>	<b>1,126,000.00</b>	<b>1,126,000.00</b>
<b>Total Dept 006055 DAYCARE - DSS</b>							
	<b>65,869.07</b>	<b>85,342.50</b>	<b>38,130.00</b>	<b>38,130.00</b>	<b>51,500.00</b>	<b>51,500.00</b>	<b>51,500.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 006070	SERVICE FOR RECIPIENTS - DSS						
Type R	Revenue						
Group							
	0.00	0.00	(6,860.00)	(6,860.00)	(11,820.00)	(11,820.00)	(11,820.00)
<b>Total Type R Revenue</b>							
	<b>0.00</b>	<b>0.00</b>	<b>(6,860.00)</b>	<b>(6,860.00)</b>	<b>(11,820.00)</b>	<b>(11,820.00)</b>	<b>(11,820.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	10,633.60	31,821.56	28,000.00	28,000.00	33,000.00	33,000.00	33,000.00
<b>Total Type E Expense</b>							
	<b>10,633.60</b>	<b>31,821.56</b>	<b>28,000.00</b>	<b>28,000.00</b>	<b>33,000.00</b>	<b>33,000.00</b>	<b>33,000.00</b>
<b>Total Dept 006070 SERVICE FOR RECIPIENTS - DSS</b>							
	<b>10,633.60</b>	<b>31,821.56</b>	<b>21,140.00</b>	<b>21,140.00</b>	<b>21,180.00</b>	<b>21,180.00</b>	<b>21,180.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 006101</b>							
<b>Type R</b>							
Group							
	(313,127.18)	(352,479.77)	(375,000.00)	(375,000.00)	(410,000.00)	(410,000.00)	(410,000.00)
<b>Total Type R Revenue</b>							
	<u>(313,127.18)</u>	<u>(352,479.77)</u>	<u>(375,000.00)</u>	<u>(375,000.00)</u>	<u>(410,000.00)</u>	<u>(410,000.00)</u>	<u>(410,000.00)</u>
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	329,447.20	355,199.47	375,000.00	375,000.00	410,000.00	410,000.00	410,000.00
<b>Total Type E Expense</b>							
	<u>329,447.20</u>	<u>355,199.47</u>	<u>375,000.00</u>	<u>375,000.00</u>	<u>410,000.00</u>	<u>410,000.00</u>	<u>410,000.00</u>
<b>Total Dept 006101 MEDICAL ASSISTANCE - DSS</b>							
	<u>16,320.02</u>	<u>2,719.70</u>	<u>0.00</u>	<u>0.00</u>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 006102</b>	<b>MEDICAL MIS - DSS</b>						
<b>Type E</b>	<b>Expense</b>						
Group 4							
CONTRACTUAL EXPENSE	8,761,948.89	6,732,047.00	8,837,877.00	9,108,213.80	9,352,654.00	9,117,206.00	9,117,206.00
<b>Total Type E Expense</b>	<b>8,761,948.89</b>	<b>6,732,047.00</b>	<b>8,837,877.00</b>	<b>9,108,213.80</b>	<b>9,352,654.00</b>	<b>9,117,206.00</b>	<b>9,117,206.00</b>
<b>Total Dept 006102 MEDICAL MIS - DSS</b>	<b>8,761,948.89</b>	<b>6,732,047.00</b>	<b>8,837,877.00</b>	<b>9,108,213.80</b>	<b>9,352,654.00</b>	<b>9,117,206.00</b>	<b>9,117,206.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 006109	FAMILY ASSISTANCE - DSS						
Type R	Revenue						
Group							
	(1,632,169.06)	(1,680,702.58)	(1,690,452.00)	(1,690,452.00)	(2,345,000.00)	(2,345,000.00)	(2,345,000.00)
<b>Total Type R Revenue</b>							
	<b>(1,632,169.06)</b>	<b>(1,680,702.58)</b>	<b>(1,690,452.00)</b>	<b>(1,690,452.00)</b>	<b>(2,345,000.00)</b>	<b>(2,345,000.00)</b>	<b>(2,345,000.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	2,224,976.92	2,132,729.34	2,222,452.00	2,222,452.00	2,425,000.00	2,425,000.00	2,425,000.00
<b>Total Type E Expense</b>							
	<b>2,224,976.92</b>	<b>2,132,729.34</b>	<b>2,222,452.00</b>	<b>2,222,452.00</b>	<b>2,425,000.00</b>	<b>2,425,000.00</b>	<b>2,425,000.00</b>
<b>Total Dept 006109 FAMILY ASSISTANCE - DSS</b>							
	<b>592,807.86</b>	<b>452,026.76</b>	<b>532,000.00</b>	<b>532,000.00</b>	<b>80,000.00</b>	<b>80,000.00</b>	<b>80,000.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 006119	CHILD CARE - DSS						
Type R	Revenue						
Group							
	(724,347.97)	(522,187.56)	(501,859.00)	(501,859.00)	(538,075.00)	(539,628.00)	(539,628.00)
<b>Total Type R Revenue</b>							
	<b>(724,347.97)</b>	<b>(522,187.56)</b>	<b>(501,859.00)</b>	<b>(501,859.00)</b>	<b>(538,075.00)</b>	<b>(539,628.00)</b>	<b>(539,628.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	637,334.09	572,577.60	680,450.00	680,450.00	775,450.00	775,450.00	775,450.00
<b>Total Type E Expense</b>							
	<b>637,334.09</b>	<b>572,577.60</b>	<b>680,450.00</b>	<b>680,450.00</b>	<b>775,450.00</b>	<b>775,450.00</b>	<b>775,450.00</b>
<b>Total Dept 006119 CHILD CARE - DSS</b>							
	<b>(87,013.88)</b>	<b>50,390.04</b>	<b>178,591.00</b>	<b>178,591.00</b>	<b>237,375.00</b>	<b>235,822.00</b>	<b>235,822.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001	GENERAL FUND						
Dept 006123	JUVENILE DELIQUENTS - DSS						
Type R	Revenue						
Group							
	(17,998.65)	(34,098.07)	(25,550.00)	(25,550.00)	(13,100.00)	(13,100.00)	(13,100.00)
<b>Total Type R Revenue</b>							
	<b>(17,998.65)</b>	<b>(34,098.07)</b>	<b>(25,550.00)</b>	<b>(25,550.00)</b>	<b>(13,100.00)</b>	<b>(13,100.00)</b>	<b>(13,100.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	50,382.89	118,860.27	220,000.00	220,000.00	155,000.00	155,000.00	155,000.00
<b>Total Type E Expense</b>							
	<b>50,382.89</b>	<b>118,860.27</b>	<b>220,000.00</b>	<b>220,000.00</b>	<b>155,000.00</b>	<b>155,000.00</b>	<b>155,000.00</b>
<b>Total Dept 006123 JUVENILE DELIQUENTS - DSS</b>							
	<b>32,384.24</b>	<b>84,762.20</b>	<b>194,450.00</b>	<b>194,450.00</b>	<b>141,900.00</b>	<b>141,900.00</b>	<b>141,900.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001	GENERAL FUND						
Dept 006129	STATE TRAINING SCHOOL - DSS						
Type E	Expense						
Group 4	CONTRACTUAL EXPENSE						
	68,570.22	122,121.35	175,000.00	175,000.00	325,000.00	125,000.00	125,000.00
<b>Total Type E Expense</b>	<b>68,570.22</b>	<b>122,121.35</b>	<b>175,000.00</b>	<b>175,000.00</b>	<b>325,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>
<b>Total Dept 006129 STATE TRAINING SCHOOL - DSS</b>	<b>68,570.22</b>	<b>122,121.35</b>	<b>175,000.00</b>	<b>175,000.00</b>	<b>325,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 006140	SAFETY NET - DSS						
Type R	Revenue						
Group							
	(789,550.44)	(1,071,069.90)	(1,085,349.00)	(1,085,349.00)	(745,913.00)	(745,913.00)	(745,913.00)
<b>Total Type R Revenue</b>	<b>(789,550.44)</b>	<b>(1,071,069.90)</b>	<b>(1,085,349.00)</b>	<b>(1,085,349.00)</b>	<b>(745,913.00)</b>	<b>(745,913.00)</b>	<b>(745,913.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	1,484,487.97	1,811,569.53	1,910,974.00	1,910,974.00	2,000,000.00	2,000,000.00	2,000,000.00
<b>Total Type E Expense</b>	<b>1,484,487.97</b>	<b>1,811,569.53</b>	<b>1,910,974.00</b>	<b>1,910,974.00</b>	<b>2,000,000.00</b>	<b>2,000,000.00</b>	<b>2,000,000.00</b>
<b>Total Dept 006140 SAFETY NET - DSS</b>	<b>694,937.53</b>	<b>740,499.63</b>	<b>825,625.00</b>	<b>825,625.00</b>	<b>1,254,087.00</b>	<b>1,254,087.00</b>	<b>1,254,087.00</b>

Account Description		2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>							
<b>Dept 006141</b>	<b>FUEL AID / HEAP - DSS</b>							
<b>Type R</b>	<b>Revenue</b>							
Group								
		91,040.00	(9,491.00)	(30,000.00)	(30,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
<b>Total Type R</b>								
<b>Revenue</b>		<b>91,040.00</b>	<b>(9,491.00)</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>
<b>Type E</b>	<b>Expense</b>							
Group 4								
CONTRACTUAL EXPENSE		(77,830.11)	7,720.71	30,000.00	30,000.00	25,000.00	25,000.00	25,000.00
<b>Total Type E</b>								
<b>Expense</b>		<b>(77,830.11)</b>	<b>7,720.71</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>
<b>Total Dept 006141</b>								
<b>FUEL AID / HEAP - DSS</b>		<b>13,209.89</b>	<b>(1,770.29)</b>	<b>0.00</b>	<b>0.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 006142</b>							
<b>Type R</b>							
Group							
	(6,648.00)	(5,624.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
<b>Total Type R Revenue</b>							
	<b>(6,648.00)</b>	<b>(5,624.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	13,362.63	12,038.22	30,000.00	30,000.00	30,000.00	30,000.00	30,000.00
<b>Total Type E Expense</b>							
	<b>13,362.63</b>	<b>12,038.22</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>
<b>Total Dept 006142 EMERGENCY AID ADULTS - DSS</b>							
	<b>6,714.63</b>	<b>6,414.22</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 006410	TOURISM						
Type R	Revenue						
Group							
	(92,267.10)	(31,141.84)	(27,500.00)	(74,768.00)	(71,768.00)	(58,940.00)	(58,940.00)
<b>Total Type R Revenue</b>	<b>(92,267.10)</b>	<b>(31,141.84)</b>	<b>(27,500.00)</b>	<b>(74,768.00)</b>	<b>(71,768.00)</b>	<b>(58,940.00)</b>	<b>(58,940.00)</b>
Type E	Expense						
Group 2							
EQUIPMENT & CAPITAL OUTLAY	0.00	966.72	1,314.00	1,314.00	697.00	697.00	697.00
Group 4							
CONTRACTUAL EXPENSE	136,844.05	76,412.69	79,626.00	129,769.00	129,938.00	117,110.00	117,110.00
<b>Total Type E Expense</b>	<b>136,844.05</b>	<b>77,379.41</b>	<b>80,940.00</b>	<b>131,083.00</b>	<b>130,635.00</b>	<b>117,807.00</b>	<b>117,807.00</b>
<b>Total Dept 006410 TOURISM</b>	<b>44,576.95</b>	<b>46,237.57</b>	<b>53,440.00</b>	<b>56,315.00</b>	<b>58,867.00</b>	<b>58,867.00</b>	<b>58,867.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 006510</b>	<b>VETERANS SERVICES</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(5,000.00)	(11,944.50)	(81,756.00)	(81,756.00)	(89,054.00)	(89,054.00)	(89,054.00)
<b>Total Type R Revenue</b>	<b>(5,000.00)</b>	<b>(11,944.50)</b>	<b>(81,756.00)</b>	<b>(81,756.00)</b>	<b>(89,054.00)</b>	<b>(89,054.00)</b>	<b>(89,054.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	73,289.73	75,811.74	79,162.00	79,625.00	79,943.00	79,943.00	79,943.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	648.26	415.11	2,225.00	2,225.00	312.00	312.00	312.00
Group 4							
CONTRACTUAL EXPENSE	19,954.74	22,525.26	23,463.00	23,463.00	29,727.00	29,727.00	29,727.00
Group 8							
EMPLOYEE BENEFITS	39,816.50	43,086.40	52,058.00	52,058.00	63,792.00	61,335.00	61,335.00
<b>Total Type E Expense</b>	<b>133,709.23</b>	<b>141,838.51</b>	<b>156,908.00</b>	<b>157,371.00</b>	<b>173,774.00</b>	<b>171,317.00</b>	<b>171,317.00</b>
<b>Total Dept 006510 VETERANS SERVICES</b>	<b>128,709.23</b>	<b>129,894.01</b>	<b>75,152.00</b>	<b>75,615.00</b>	<b>84,720.00</b>	<b>82,263.00</b>	<b>82,263.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 006610</b>	<b>WEIGHTS &amp; MEASURES</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(5,763.13)	(7,067.40)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)
<b>Total Type R Revenue</b>							
	<b>(5,763.13)</b>	<b>(7,067.40)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	31,876.75	32,843.67	33,926.00	34,807.00	34,251.00	34,251.00	34,251.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	28.26	120.00	175.00	175.00	175.00	175.00	175.00
Group 4							
CONTRACTUAL EXPENSE	4,753.81	5,145.45	5,810.00	7,471.02	6,637.00	6,553.00	6,553.00
Group 8							
EMPLOYEE BENEFITS	19,749.91	20,686.01	26,759.00	26,759.00	20,298.00	19,532.00	19,532.00
<b>Total Type E Expense</b>							
	<b>56,408.73</b>	<b>58,795.13</b>	<b>66,670.00</b>	<b>69,212.02</b>	<b>61,361.00</b>	<b>60,511.00</b>	<b>60,511.00</b>
<b>Total Dept 006610</b>							
<b>WEIGHTS &amp; MEASURES</b>							
	<b>50,645.60</b>	<b>51,727.73</b>	<b>60,620.00</b>	<b>63,162.02</b>	<b>55,311.00</b>	<b>54,461.00</b>	<b>54,461.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Dept 006772</b>	<b>OFFICE FOR THE AGING</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(1,092,049.31)	(1,131,028.04)	(1,244,802.00)	(1,244,802.00)	(1,035,784.00)	(1,065,535.00)	(1,065,535.00)
<b>Total Type R Revenue</b>							
	<b>(1,092,049.31)</b>	<b>(1,131,028.04)</b>	<b>(1,244,802.00)</b>	<b>(1,244,802.00)</b>	<b>(1,035,784.00)</b>	<b>(1,065,535.00)</b>	<b>(1,065,535.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	418,010.40	452,169.06	472,969.00	472,969.00	413,068.00	376,365.00	376,365.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	4,041.57	3,789.27	2,420.00	2,420.00	1,906.00	1,906.00	1,906.00
Group 4							
CONTRACTUAL EXPENSE	593,846.34	645,849.47	633,475.00	634,190.73	592,817.00	585,696.00	585,696.00
Group 8							
EMPLOYEE BENEFITS	128,633.02	167,128.40	212,837.00	212,837.00	251,293.00	206,467.00	206,467.00
<b>Total Type E Expense</b>							
	<b>1,144,531.33</b>	<b>1,268,936.20</b>	<b>1,321,701.00</b>	<b>1,322,416.73</b>	<b>1,259,084.00</b>	<b>1,170,434.00</b>	<b>1,170,434.00</b>
<b>Total Dept 006772 OFFICE FOR THE AGING</b>							
	<b>52,482.02</b>	<b>137,908.16</b>	<b>76,899.00</b>	<b>77,614.73</b>	<b>223,300.00</b>	<b>104,899.00</b>	<b>104,899.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 007180	MARINE PARK						
Type R	Revenue						
Group							
	(33,911.00)	(17,939.76)	(33,000.00)	(63,098.98)	(33,000.00)	(35,000.00)	(35,000.00)
<b>Total Type R Revenue</b>							
	<b>(33,911.00)</b>	<b>(17,939.76)</b>	<b>(33,000.00)</b>	<b>(63,098.98)</b>	<b>(33,000.00)</b>	<b>(35,000.00)</b>	<b>(35,000.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	6,906.49	7,075.12	7,218.00	7,288.00	7,289.00	7,289.00	7,289.00
Group 4							
CONTRACTUAL EXPENSE	38,651.07	67,679.02	51,309.00	98,265.54	46,609.00	46,559.00	46,559.00
Group 8							
EMPLOYEE BENEFITS	1,099.04	1,525.26	1,600.00	1,692.00	1,605.00	1,532.00	1,532.00
<b>Total Type E Expense</b>							
	<b>46,656.60</b>	<b>76,279.40</b>	<b>60,127.00</b>	<b>107,245.54</b>	<b>55,503.00</b>	<b>55,380.00</b>	<b>55,380.00</b>
<b>Total Dept 007180 MARINE PARK</b>							
	<b>12,745.60</b>	<b>58,339.64</b>	<b>27,127.00</b>	<b>44,146.56</b>	<b>22,503.00</b>	<b>20,380.00</b>	<b>20,380.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 007310	YOUTH PROGRAMS						
Type R	Revenue						
Group							
	(78,864.44)	(42,446.62)	(28,000.00)	(28,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
<b>Total Type R Revenue</b>							
	<b>(78,864.44)</b>	<b>(42,446.62)</b>	<b>(28,000.00)</b>	<b>(28,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	36,572.37	25,974.04	28,000.00	29,000.00	25,000.00	25,000.00	25,000.00
<b>Total Type E Expense</b>							
	<b>36,572.37</b>	<b>25,974.04</b>	<b>28,000.00</b>	<b>29,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>
<b>Total Dept 007310 YOUTH PROGRAMS</b>							
	<b>(42,292.07)</b>	<b>(16,472.58)</b>	<b>0.00</b>	<b>1,000.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 007312	YOUTH BUREAU						
Type R	Revenue						
Group							
	0.00	0.00	(11,960.00)	(11,960.00)	(5,235.00)	(5,235.00)	(5,235.00)
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>(11,960.00)</b>	<b>(11,960.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	22,554.59	23,839.30	23,921.00	25,621.00	10,471.00	10,471.00	10,471.00
Group 8							
EMPLOYEE BENEFITS	1,433.50	212.00	0.00	0.00			
<b>Total Type E Expense</b>	<b>23,988.09</b>	<b>24,051.30</b>	<b>23,921.00</b>	<b>25,621.00</b>	<b>10,471.00</b>	<b>10,471.00</b>	<b>10,471.00</b>
<b>Total Dept 007312 YOUTH BUREAU</b>	<b>23,988.09</b>	<b>24,051.30</b>	<b>11,961.00</b>	<b>13,661.00</b>	<b>5,236.00</b>	<b>5,236.00</b>	<b>5,236.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 007415</b>							
<b>Type E</b>							
Group 4							
CONTRACTUAL EXPENSE	12,617.00	13,617.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
<b>Total Type E Expense</b>	<b>12,617.00</b>	<b>13,617.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>
<b>Total Dept 007415 LIBRARIES</b>	<b>12,617.00</b>	<b>13,617.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Dept 007510</b>							
<b>Type E</b>							
Group 1							
PERSONAL SERVICES							
	7,553.27	7,742.17	7,896.00	7,971.00	7,973.00	7,973.00	7,973.00
Group 4							
CONTRACTUAL EXPENSE							
	85.74	75.16	823.00	823.00	304.00	304.00	304.00
Group 8							
EMPLOYEE BENEFITS							
	994.89	787.16	785.00	785.00	1,127.00	1,127.00	1,127.00
<b>Total Type E Expense</b>							
	<b>8,633.90</b>	<b>8,604.49</b>	<b>9,504.00</b>	<b>9,579.00</b>	<b>9,404.00</b>	<b>9,404.00</b>	<b>9,404.00</b>
<b>Total Dept 007510 HISTORIAN</b>							
	<b>8,633.90</b>	<b>8,604.49</b>	<b>9,504.00</b>	<b>9,579.00</b>	<b>9,404.00</b>	<b>9,404.00</b>	<b>9,404.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 008020	PLANNING						
Type R	Revenue						
Group							
	(4,110.32)	(5,429.38)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)
<b>Total Type R Revenue</b>	<b>(4,110.32)</b>	<b>(5,429.38)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	149,295.86	149,965.54	150,745.00	157,379.00	155,541.00	112,374.00	112,374.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	1,549.92	1,923.14	1,221.00	1,221.00	993.00	993.00	993.00
Group 4							
CONTRACTUAL EXPENSE	11,145.86	12,731.55	14,112.00	14,112.00	13,987.00	13,987.00	13,987.00
Group 8							
EMPLOYEE BENEFITS	35,536.91	40,278.22	50,420.00	50,420.00	80,511.00	64,520.00	64,520.00
<b>Total Type E Expense</b>	<b>197,528.55</b>	<b>204,898.45</b>	<b>216,498.00</b>	<b>223,132.00</b>	<b>251,032.00</b>	<b>191,874.00</b>	<b>191,874.00</b>
<b>Total Dept 008020 PLANNING</b>	<b>193,418.23</b>	<b>199,469.07</b>	<b>211,498.00</b>	<b>218,132.00</b>	<b>246,032.00</b>	<b>186,874.00</b>	<b>186,874.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001	GENERAL FUND						
Dept 008021	ECONOMIC DEVELOPMENT - OEDA						
Type E	Expense						
Group 4	CONTRACTUAL EXPENSE						
	100,000.00	120,000.00	150,000.00	200,000.00	150,000.00	150,000.00	150,000.00
<b>Total Type E Expense</b>	<b>100,000.00</b>	<b>120,000.00</b>	<b>150,000.00</b>	<b>200,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>
<b>Total Dept 008021 ECONOMIC DEVELOPMENT - OEDA</b>	<b>100,000.00</b>	<b>120,000.00</b>	<b>150,000.00</b>	<b>200,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>GENERAL FUND</b>							
Fund 001	<b>JOINT PLANNING BOARD Expense</b>						
Dept 008025							
Type E							
Group 4							
CONTRACTUAL EXPENSE	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00
<b>Total Type E Expense</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>
<b>Total Dept 008025</b>							
<b>JOINT PLANNING BOARD</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Dept 008720</b>							
<b>SPORTSMAN'S FEDERATION</b>							
<b>Type E</b>							
<b>Expense</b>							
Group 4							
CONTRACTUAL EXPENSE	1,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00
<b>Total Type E</b>							
<b>Expense</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>
<b>Total Dept 008720</b>							
<b>SPORTSMAN'S FEDERATION</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 008740	OAK ORCHARD SMALL WATERSHED						
Type R	Revenue						
Group							
	(30,054.00)	(30,847.00)	(30,847.00)	(34,703.00)	(30,847.00)	(34,703.00)	(34,703.00)
<b>Total Type R Revenue</b>	<b>(30,054.00)</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>	<b>(34,703.00)</b>	<b>(30,847.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	30,054.00	30,847.00	30,847.00	34,703.00	30,847.00	34,703.00	34,703.00
<b>Total Type E Expense</b>	<b>30,054.00</b>	<b>30,847.00</b>	<b>30,847.00</b>	<b>34,703.00</b>	<b>30,847.00</b>	<b>34,703.00</b>	<b>34,703.00</b>
<b>Total Dept 008740 OAK ORCHARD SMALL WATERSHED</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001							
GENERAL FUND							
Dept 008745							
Type E							
Group 4							
CONTRACTUAL EXPENSE	55,000.00	57,750.00	57,750.00	57,750.00	57,750.00	57,750.00	57,750.00
<b>Total Type E</b>							
<b>Expense</b>	<b>55,000.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>
<b>Total Dept 008745</b>							
<b>SOIL AND WATER</b>	<b>55,000.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001							
GENERAL FUND COOPERATIVE EXTENSION Expense							
Dept 008750							
Type E							
Group 4							
CONTRACTUAL EXPENSE	232,778.00	243,500.00	219,150.00	219,150.00	219,150.00	219,150.00	219,150.00
<b>Total Type E Expense</b>	<b>232,778.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>
<b>Total Dept 008750 COOPERATIVE EXTENSION</b>	<b>232,778.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001							
GENERAL FUND							
Dept 008751							
COUNCIL OF THE ARTS							
Type E							
Expense							
Group 4							
CONTRACTUAL EXPENSE	1,500.00	2,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
<b>Total Type E Expense</b>	<b>1,500.00</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>Total Dept 008751 COUNCIL OF THE ARTS</b>	<b>1,500.00</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund001	GENERAL FUND						
Dept 008989	HOUSING						
Type R	Revenue						
Group							
	(174,830.00)	(182,005.00)	(185,334.00)	(185,334.00)	(203,645.00)	(203,645.00)	(203,645.00)
<b>Total Type R Revenue</b>							
	<b>(174,830.00)</b>	<b>(182,005.00)</b>	<b>(185,334.00)</b>	<b>(185,334.00)</b>	<b>(203,645.00)</b>	<b>(203,645.00)</b>	<b>(203,645.00)</b>
Type E	Expense						
Group 1							
PERSONAL SERVICES	92,133.32	95,208.10	102,372.00	102,372.00	111,517.00	111,517.00	111,517.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	898.26	1,681.62	281.00	281.00	446.00	446.00	446.00
Group 4							
CONTRACTUAL EXPENSE	21,908.00	19,300.63	22,397.00	22,849.68	23,423.00	23,423.00	23,423.00
Group 8							
EMPLOYEE BENEFITS	42,551.13	46,641.11	60,284.00	60,284.00	70,051.00	68,259.00	68,259.00
<b>Total Type E Expense</b>							
	<b>157,490.71</b>	<b>162,831.46</b>	<b>185,334.00</b>	<b>185,786.68</b>	<b>205,437.00</b>	<b>203,645.00</b>	<b>203,645.00</b>
<b>Total Dept 008989 HOUSING</b>							
	<b>(17,339.29)</b>	<b>(19,173.54)</b>	<b>0.00</b>	<b>452.68</b>	<b>1,792.00</b>		



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 001	GENERAL FUND						
Dept 999999	UNASSIGNED						
Type R	Revenue						
Group	(25,544,233.71)	(25,908,750.71)	(14,271,320.00)	(27,283,589.03)	(14,304,998.00)	(14,804,998.00)	(14,804,998.00)
<b>Total Type R Revenue</b>	<hr/>						
	<b>(25,544,233.71)</b>	<b>(25,908,750.71)</b>	<b>(14,271,320.00)</b>	<b>(27,283,589.03)</b>	<b>(14,304,998.00)</b>	<b>(14,804,998.00)</b>	<b>(14,804,998.00)</b>
<b>Total Dept 999999 UNASSIGNED</b>	<hr/>						
	<b>(25,544,233.71)</b>	<b>(25,908,750.71)</b>	<b>(14,271,320.00)</b>	<b>(27,283,589.03)</b>	<b>(14,304,998.00)</b>	<b>(14,804,998.00)</b>	<b>(14,804,998.00)</b>
<b>Total Fund 001 GENERAL FUND</b>	<hr/>						
	<b>(504,288.97)</b>	<b>(2,562,915.82)</b>	<b>13,009,815.00</b>	<b>774,706.57</b>	<b>15,831,697.00</b>	<b>14,240,296.00</b>	<b>14,240,296.00</b>
Fund 002	SOLID WASTE						

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 002							
SOLID WASTE							
Dept 008160							
SOLID WASTE							
Type R							
Revenue							
Group							
	(2,354,243.89)	(2,356,132.81)	(2,562,759.00)	(2,562,759.00)	(2,562,748.00)	(2,562,748.00)	(2,562,748.00)
<b>Total Type R Revenue</b>							
	<b>(2,354,243.89)</b>	<b>(2,356,132.81)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,748.00)</b>	<b>(2,562,748.00)</b>	<b>(2,562,748.00)</b>
Type E							
Expense							
Group 2							
EQUIPMENT & CAPITAL OUTLAY	2,508.62	1,550.26	3,511.00	3,511.00	3,500.00	3,500.00	3,500.00
Group 4							
CONTRACTUAL EXPENSE	2,432,545.13	2,422,815.30	2,510,198.00	2,510,198.00	2,510,198.00	2,510,198.00	2,510,198.00
<b>Total Type E Expense</b>							
	<b>2,435,053.75</b>	<b>2,424,365.56</b>	<b>2,513,709.00</b>	<b>2,513,709.00</b>	<b>2,513,698.00</b>	<b>2,513,698.00</b>	<b>2,513,698.00</b>
<b>Total Dept 008160 SOLID WASTE</b>							
	<b>80,809.86</b>	<b>68,232.75</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 002							
SOLID WASTE							
Dept 009901							
Type E							
Group 5							
5	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Type E Expense	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>
Total Dept 009901 INTERFUND TRANSFER	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>	<u>49,050.00</u>
Total Fund 002 SOLID WASTE	<u>129,859.86</u>	<u>117,282.75</u>	<u>0.00</u>	<u>0.00</u>			
Fund 003							
ROAD FUND							

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 003</b>							
<b>ROAD FUND</b>							
<b>Dept 003310</b>							
<b>TRAFFIC SAFETY - ROAD FUND</b>							
<b>Type E</b>							
Group 1							
PERSONAL SERVICES							
	28,587.06	25,095.27	17,500.00	17,500.00	12,445.00	12,445.00	12,445.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY							
	1,099.33	558.27	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Group 4							
CONTRACTUAL EXPENSE							
	16,326.00	12,809.48	11,200.00	11,200.00	11,500.00	11,500.00	11,500.00
Group 8							
EMPLOYEE BENEFITS							
	2,169.39	1,895.69	1,338.00	1,338.00	933.00	933.00	933.00
<b>Total Type E</b>							
<b>Expense</b>							
	<b>48,181.78</b>	<b>40,358.71</b>	<b>31,038.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>25,878.00</b>	<b>25,878.00</b>
<b>Total Dept 003310</b>							
<b>TRAFFIC SAFETY - ROAD FUND</b>							
	<b>48,181.78</b>	<b>40,358.71</b>	<b>31,038.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>25,878.00</b>	<b>25,878.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 003</b>							
<b>Dept 005010</b>							
<b>Type E</b>							
Group 1							
PERSONAL SERVICES							
	167,151.70	154,429.79	159,236.00	159,236.00	162,760.00	162,760.00	162,760.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY							
	184.84	5,902.88	735.00	735.00	735.00	735.00	735.00
Group 4							
CONTRACTUAL EXPENSE							
	3,395.06	3,614.14	3,475.00	3,475.00	2,005.00	2,005.00	2,005.00
Group 8							
EMPLOYEE BENEFITS							
	12,697.36	28,208.55	75,980.00	75,980.00	104,941.00	100,950.00	100,950.00
<b>Total Type E</b>							
<b>Expense</b>							
	<b>183,428.96</b>	<b>192,155.36</b>	<b>239,426.00</b>	<b>239,426.00</b>	<b>270,441.00</b>	<b>266,450.00</b>	<b>266,450.00</b>
<b>Total Dept 005010</b>							
<b>HIGHWAY ADMINISTRATION</b>							
	<b>183,428.96</b>	<b>192,155.36</b>	<b>239,426.00</b>	<b>239,426.00</b>	<b>270,441.00</b>	<b>266,450.00</b>	<b>266,450.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 003							
Dept 005110							
Type R							
Group							
	(8,336.15)	(11,538.23)	(1,950.00)	(1,950.00)	(1,450.00)	(1,450.00)	(1,450.00)
<b>Total Type R Revenue</b>							
	<b>(8,336.15)</b>	<b>(11,538.23)</b>	<b>(1,950.00)</b>	<b>(1,950.00)</b>	<b>(1,450.00)</b>	<b>(1,450.00)</b>	<b>(1,450.00)</b>
<b>Type E Expense</b>							
Group 1							
PERSONAL SERVICES	409,173.87	456,216.70	444,465.00	444,465.00	480,308.00	480,308.00	480,308.00
Group 4							
CONTRACTUAL EXPENSE	354,637.92	429,155.00	374,074.00	374,074.00	345,000.00	380,000.00	380,000.00
Group 8							
EMPLOYEE BENEFITS	31,544.08	95,328.39	345,734.00	345,734.00	396,578.00	381,279.00	381,279.00
<b>Total Type E Expense</b>							
	<b>795,355.87</b>	<b>980,700.09</b>	<b>1,164,273.00</b>	<b>1,164,273.00</b>	<b>1,221,886.00</b>	<b>1,241,587.00</b>	<b>1,241,587.00</b>
<b>Total Dept 005110 ROAD MAINTENANCE</b>							
	<b>787,019.72</b>	<b>969,161.86</b>	<b>1,162,323.00</b>	<b>1,162,323.00</b>	<b>1,220,436.00</b>	<b>1,240,137.00</b>	<b>1,240,137.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 003</b>							
<b>Dept 005112</b>							
<b>Type R</b>							
Group							
	0.00	0.00	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>	<b>(1,070,000.00)</b>
<b>Type E</b>							
Group 1							
PERSONAL SERVICES	83,807.10	37,077.21	66,000.00	66,000.00	60,726.00	60,726.00	60,726.00
Group 4							
CONTRACTUAL EXPENSE	940,060.68	479,702.85	998,951.00	998,951.00	1,004,602.00	1,004,602.00	1,004,602.00
Group 8							
EMPLOYEE BENEFITS	6,306.37	2,767.25	5,049.00	5,049.00	4,672.00	4,672.00	4,672.00
<b>Total Type E Expense</b>	<b>1,030,174.15</b>	<b>519,547.31</b>	<b>1,070,000.00</b>	<b>1,070,000.00</b>	<b>1,070,000.00</b>	<b>1,070,000.00</b>	<b>1,070,000.00</b>
<b>Total Dept 005112 ROAD CONSTRUCTION</b>	<b>1,030,174.15</b>	<b>519,547.31</b>	<b>0.00</b>	<b>0.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 003</b>	<b>ROAD FUND</b>						
<b>Dept 005120</b>	<b>BRIDGES - ROAD FUND</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(147,793.74)	(2,146,358.84)	0.00	0.00	(307,000.00)	(342,667.00)	(342,667.00)
<b>Total Type R Revenue</b>	<b>(147,793.74)</b>	<b>(2,146,358.84)</b>	<b>0.00</b>	<b>0.00</b>	<b>(307,000.00)</b>	<b>(342,667.00)</b>	<b>(342,667.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	3,798.80	11,509.22	8,000.00	8,000.00	5,973.00	5,973.00	5,973.00
Group 4							
CONTRACTUAL EXPENSE	160,117.18	2,163,601.77	7,000.00	9,030.36	448,337.00	360,837.00	360,837.00
Group 8							
EMPLOYEE BENEFITS	283.72	870.16	612.00	612.00	472.00	472.00	472.00
<b>Total Type E Expense</b>	<b>164,199.70</b>	<b>2,175,981.15</b>	<b>15,612.00</b>	<b>17,642.36</b>	<b>454,782.00</b>	<b>367,282.00</b>	<b>367,282.00</b>
<b>Total Dept 005120 BRIDGES - ROAD FUND</b>	<b>16,405.96</b>	<b>29,622.31</b>	<b>15,612.00</b>	<b>17,642.36</b>	<b>147,782.00</b>	<b>24,615.00</b>	<b>24,615.00</b>



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 003							
ROAD FUND							
Dept 005142							
SNOW REMOVAL							
Type E							
Group 1							
PERSONAL SERVICES	44,590.99	51,778.39	47,000.00	47,000.00	42,808.00	42,808.00	42,808.00
Group 4							
CONTRACTUAL EXPENSE	1,088,615.40	1,079,403.64	1,090,484.00	1,090,484.00	1,131,005.00	1,131,005.00	1,131,005.00
Group 8							
EMPLOYEE BENEFITS	3,376.10	3,917.28	3,595.00	3,595.00	3,271.00	3,271.00	3,271.00
<b>Total Type E</b>							
<b>Expense</b>	<b>1,136,582.49</b>	<b>1,135,099.31</b>	<b>1,141,079.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,177,084.00</b>	<b>1,177,084.00</b>
<b>Total Dept 005142</b>							
<b>SNOW REMOVAL</b>	<b>1,136,582.49</b>	<b>1,135,099.31</b>	<b>1,141,079.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,177,084.00</b>	<b>1,177,084.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 004							
Dept 005130							
Type R							
Group							
	(573,748.47)	(800,543.92)	(420,450.00)	(572,241.00)	(370,450.00)	(370,450.00)	(370,450.00)
<b>Total Type R Revenue</b>	<b>(573,748.47)</b>	<b>(800,543.92)</b>	<b>(420,450.00)</b>	<b>(572,241.00)</b>	<b>(370,450.00)</b>	<b>(370,450.00)</b>	<b>(370,450.00)</b>
<b>Type E Expense</b>							
Group 1							
PERSONAL SERVICES	121,262.99	125,351.23	130,106.00	130,106.00	124,609.00	124,609.00	124,609.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	119,471.09	348,783.50	54,800.00	217,451.00	9,670.00	9,670.00	9,670.00
Group 4							
CONTRACTUAL EXPENSE	227,694.40	236,931.68	259,320.00	249,972.74	240,915.00	251,015.00	251,015.00
Group 8							
EMPLOYEE BENEFITS	9,235.01	22,429.60	47,367.00	47,367.00	55,281.00	54,045.00	54,045.00
<b>Total Type E Expense</b>	<b>477,663.49</b>	<b>733,496.01</b>	<b>491,593.00</b>	<b>644,896.74</b>	<b>430,475.00</b>	<b>439,339.00</b>	<b>439,339.00</b>
<b>Total Dept 005130 MACHINE MAINTENANCE</b>	<b>(96,084.98)</b>	<b>(67,047.91)</b>	<b>71,143.00</b>	<b>72,655.74</b>	<b>60,025.00</b>	<b>68,889.00</b>	<b>68,889.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 004							
ROAD MACHINERY FUND							
Dept 005140							
FUEL FARM - MACHINE FUND							
Type R							
Revenue							
Group							
	(593,836.11)	(774,046.01)	(798,602.00)	(798,602.00)	(1,041,039.00)	(1,041,039.00)	(1,041,039.00)
<b>Total Type R Revenue</b>							
	<b>(593,836.11)</b>	<b>(774,046.01)</b>	<b>(798,602.00)</b>	<b>(798,602.00)</b>	<b>(1,041,039.00)</b>	<b>(1,041,039.00)</b>	<b>(1,041,039.00)</b>
Type E							
Expense							
Group 1							
PERSONAL SERVICES	17,903.59	18,114.07	18,991.00	18,991.00	19,805.00	19,805.00	19,805.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	3,918.04	20,416.95	4,800.00	4,800.00	4,800.00	4,800.00	4,800.00
Group 4							
CONTRACTUAL EXPENSE	565,359.87	737,401.12	769,583.00	822,417.00	1,009,589.00	1,009,589.00	1,009,589.00
Group 8							
EMPLOYEE BENEFITS	1,361.90	3,271.00	5,228.00	5,228.00	6,845.00	6,845.00	6,845.00
<b>Total Type E Expense</b>							
	<b>588,543.40</b>	<b>779,203.14</b>	<b>798,602.00</b>	<b>851,436.00</b>	<b>1,041,039.00</b>	<b>1,041,039.00</b>	<b>1,041,039.00</b>
<b>Total Dept 005140 FUEL FARM - MACHINE FUND</b>							
	<b>(5,292.71)</b>	<b>5,157.13</b>	<b>0.00</b>	<b>52,834.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 004</b>	<b>ROAD MACHINERY FUND</b>						
<b>Dept</b>							
<b>Type R</b>	<b>Revenue</b>						
Group							
	0.00	0.00	0.00	0.00	(500.00)	(500.00)	(500.00)
<b>Total Type R Revenue</b>	<hr/>						
	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>(500.00)</b>	<b>(500.00)</b>	<b>(500.00)</b>
<b>Total Dept</b>	<hr/>						
	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>(500.00)</b>	<b>(500.00)</b>	<b>(500.00)</b>
<b>Total Fund 004 ROAD MACHINERY FUND</b>	<hr/>						
	<b>(101,377.69)</b>	<b>(61,890.78)</b>	<b>71,143.00</b>	<b>125,489.74</b>	<b>59,525.00</b>	<b>68,389.00</b>	<b>68,389.00</b>
<b>Fund 005</b>	<b>ENTERPRISE FUND</b>						

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 005</b>	<b>ENTERPRISE FUND</b>						
<b>Dept 006030</b>	<b>VILLAGES OF ORLEANS</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(11,676,042.75)	(10,633,798.58)	(10,476,744.00)	(10,476,744.00)	(10,899,679.00)	(11,049,679.00)	(11,049,679.00)
<b>Total Type R Revenue</b>	<hr/>						
	<b>(11,676,042.75)</b>	<b>(10,633,798.58)</b>	<b>(10,476,744.00)</b>	<b>(10,476,744.00)</b>	<b>(10,899,679.00)</b>	<b>(11,049,679.00)</b>	<b>(11,049,679.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	0.00	708.80	4,580,115.00	4,580,115.00	4,677,916.00	4,677,916.00	4,677,916.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	19,552.83	21,586.43	17,100.00	24,077.75	30,600.00	23,600.00	23,600.00
Group 4							
CONTRACTUAL EXPENSE	2,813,993.70	3,055,110.19	3,102,975.00	3,124,319.36	3,344,381.00	3,338,163.00	3,338,163.00
Group 8							
EMPLOYEE BENEFITS	1,483,347.15	1,926,900.05	2,589,142.00	2,589,142.00	3,178,403.00	3,080,534.00	3,080,534.00
<b>Total Type E Expense</b>	<hr/>						
	<b>4,316,893.68</b>	<b>5,004,305.47</b>	<b>10,289,332.00</b>	<b>10,317,654.11</b>	<b>11,231,300.00</b>	<b>11,120,213.00</b>	<b>11,120,213.00</b>
<b>Total Dept 006030 VILLAGES OF ORLEANS</b>	<hr/>						
	<b>(7,359,149.07)</b>	<b>(5,629,493.11)</b>	<b>(187,412.00)</b>	<b>(159,089.89)</b>	<b>331,621.00</b>	<b>70,534.00</b>	<b>70,534.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 005</b>	<b>ENTERPRISE FUND</b>						
<b>Dept 009710</b>	<b>DEBT SERVICE</b>						
<b>Type E</b>	<b>Expense</b>						
Group 6	PRINCIPLE ON INDEBTEDNESS						
	485,000.00	530,000.00	545,000.00	545,000.00	570,000.00	570,000.00	570,000.00
Group 7	INTEREST ON INDEBTEDNESS						
	482,439.98	419,087.83	393,941.00	393,941.00	363,037.00	363,037.00	363,037.00
<b>Total Type E Expense</b>	<b>967,439.98</b>	<b>949,087.83</b>	<b>938,941.00</b>	<b>938,941.00</b>	<b>933,037.00</b>	<b>933,037.00</b>	<b>933,037.00</b>
<b>Total Dept 009710 DEBT SERVICE</b>	<b>967,439.98</b>	<b>949,087.83</b>	<b>938,941.00</b>	<b>938,941.00</b>	<b>933,037.00</b>	<b>933,037.00</b>	<b>933,037.00</b>
<b>Total Fund 005 ENTERPRISE FUND</b>	<b>(6,391,709.09)</b>	<b>(4,680,405.28)</b>	<b>751,529.00</b>	<b>779,851.11</b>	<b>1,264,658.00</b>	<b>1,003,571.00</b>	<b>1,003,571.00</b>
<b>Fund 006</b>	<b>SELF INSURANCE FUND</b>						

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 006</b>	<b>SELF INSURANCE FUND</b>						
<b>Dept 001710</b>	<b>SELF INSURANCE</b>						
<b>Type R</b>	<b>Revenue</b>						
Group							
	(386,083.79)	(444,403.34)	(532,444.00)	(532,444.00)	(599,825.00)	(599,825.00)	(599,825.00)
<b>Total Type R Revenue</b>							
	<b>(386,083.79)</b>	<b>(444,403.34)</b>	<b>(532,444.00)</b>	<b>(532,444.00)</b>	<b>(599,825.00)</b>	<b>(599,825.00)</b>	<b>(599,825.00)</b>
<b>Type E</b>	<b>Expense</b>						
Group 1							
PERSONAL SERVICES	53,254.80	54,344.11	56,660.00	56,660.00	57,171.00	57,171.00	57,171.00
Group 2							
EQUIPMENT & CAPITAL OUTLAY	0.00	626.75	1,425.00	1,425.00	1,425.00	1,425.00	1,425.00
Group 4							
CONTRACTUAL EXPENSE	320,828.91	396,803.67	445,643.00	445,643.00	506,989.00	506,989.00	506,989.00
Group 8							
EMPLOYEE BENEFITS	20,701.36	21,548.24	28,716.00	28,716.00	34,240.00	34,240.00	34,240.00
<b>Total Type E Expense</b>							
	<b>394,785.07</b>	<b>473,322.77</b>	<b>532,444.00</b>	<b>532,444.00</b>	<b>599,825.00</b>	<b>599,825.00</b>	<b>599,825.00</b>
<b>Total Dept 001710 SELF INSURANCE</b>							
	<b>8,701.28</b>	<b>28,919.43</b>	<b>0.00</b>	<b>0.00</b>			

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 006	SELF INSURANCE FUND						
Dept 001720	RECIPIENTS BENEFITS						
Type R	Revenue						
Group							
	(1,054,441.48)	(1,062,880.42)	(1,232,293.00)	(1,232,293.00)	(1,259,951.00)	(1,259,951.00)	(1,259,951.00)
<b>Total Type R Revenue</b>	<b>(1,054,441.48)</b>	<b>(1,062,880.42)</b>	<b>(1,232,293.00)</b>	<b>(1,232,293.00)</b>	<b>(1,259,951.00)</b>	<b>(1,259,951.00)</b>	<b>(1,259,951.00)</b>
Type E	Expense						
Group 4							
CONTRACTUAL EXPENSE	1,204,635.64	1,086,779.70	1,232,293.00	1,232,293.00	1,259,951.00	1,259,951.00	1,259,951.00
<b>Total Type E Expense</b>	<b>1,204,635.64</b>	<b>1,086,779.70</b>	<b>1,232,293.00</b>	<b>1,232,293.00</b>	<b>1,259,951.00</b>	<b>1,259,951.00</b>	<b>1,259,951.00</b>
<b>Total Dept 001720 RECIPIENTS BENEFITS</b>	<b>150,194.16</b>	<b>23,899.28</b>	<b>0.00</b>	<b>0.00</b>			



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 008							
DEBT SERVICE(LONG TERM)							
Dept 001380							
FISCAL AGENT FEES							
Type E							
Expense							
Group 4							
CONTRACTUAL EXPENSE	3,700.00	44,623.01	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Type E</b>							
<b>Expense</b>	<b>3,700.00</b>	<b>44,623.01</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>Total Dept 001380</b>							
<b>FISCAL AGENT FEES</b>	<b>3,700.00</b>	<b>44,623.01</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 008</b>	<b>DEBT SERVICE(LONG TERM)</b>						
<b>Dept 009710</b>	<b>DEBT SERVICE</b>						
<b>Type E</b>	<b>Expense</b>						
Group 6							
PRINCIPLE ON INDEBTEDNESS	370,000.00	385,000.00	395,000.00	3,305,000.00	445,000.00	445,000.00	445,000.00
Group 7							
INTEREST ON INDEBTEDNESS	183,727.54	253,726.26	149,555.00	149,555.00	80,681.00	80,681.00	80,681.00
<b>Total Type E Expense</b>	<b>553,727.54</b>	<b>638,726.26</b>	<b>544,555.00</b>	<b>3,454,555.00</b>	<b>525,681.00</b>	<b>525,681.00</b>	<b>525,681.00</b>
<b>Total Dept 009710 DEBT SERVICE</b>	<b>553,727.54</b>	<b>638,726.26</b>	<b>544,555.00</b>	<b>3,454,555.00</b>	<b>525,681.00</b>	<b>525,681.00</b>	<b>525,681.00</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 008</b>	<b>DEBT SERVICE(LONG TERM)</b>						
<b>Dept</b>							
<b>Type R</b>	<b>Revenue</b>						
Group							
	(134,056.27)	(134,249.24)	(129,207.00)	(129,207.00)	(116,527.00)	(116,527.00)	(116,527.00)
<b>Total Type R Revenue</b>	<hr/>						
	<b>(134,056.27)</b>	<b>(134,249.24)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>	<b>(116,527.00)</b>	<b>(116,527.00)</b>	<b>(116,527.00)</b>
<b>Total Dept</b>	<hr/>						
	<b>(134,056.27)</b>	<b>(134,249.24)</b>	<b>(129,207.00)</b>	<b>(129,207.00)</b>	<b>(116,527.00)</b>	<b>(116,527.00)</b>	<b>(116,527.00)</b>
<b>Total Fund 008 DEBT SERVICE(LONG TERM)</b>	<hr/>						
	<b>423,371.27</b>	<b>549,100.03</b>	<b>417,848.00</b>	<b>3,327,848.00</b>	<b>411,654.00</b>	<b>411,654.00</b>	<b>411,654.00</b>
<b>Fund 014</b>	<b>SPECIAL GRANT FUND</b>						

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
Fund 014							
Dept 006290							
Type R							
Group							
	(877,300.90)	(922,885.25)	(804,881.00)	(804,881.00)	(650,247.00)	(650,247.00)	(650,247.00)
<b>Total Type R Revenue</b>							
	<b>(877,300.90)</b>	<b>(922,885.25)</b>	<b>(804,881.00)</b>	<b>(804,881.00)</b>	<b>(650,247.00)</b>	<b>(650,247.00)</b>	<b>(650,247.00)</b>
<b>Total Dept 006290 WORKFORCE INVESTMENT ACT</b>							
	<b>(877,300.90)</b>	<b>(922,885.25)</b>	<b>(804,881.00)</b>	<b>(804,881.00)</b>	<b>(650,247.00)</b>	<b>(650,247.00)</b>	<b>(650,247.00)</b>

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 014</b>							
<b>Dept 006293</b>							
<b>Type E</b>							
Group 1							
PERSONAL SERVICES	440,091.05	366,733.59	272,550.00	272,550.00	283,424.00	283,424.00	283,424.00
Group 4							
CONTRACTUAL EXPENSE	281,022.11	373,860.12	324,855.00	324,855.00	153,476.00	153,476.00	153,476.00
Group 8							
EMPLOYEE BENEFITS	168,921.65	167,112.61	207,476.00	207,476.00	213,347.00	213,347.00	213,347.00
<b>Total Type E Expense</b>	<b>890,034.81</b>	<b>907,706.32</b>	<b>804,881.00</b>	<b>804,881.00</b>	<b>650,247.00</b>	<b>650,247.00</b>	<b>650,247.00</b>
<b>Total Dept 006293 JOB DEVELOPMENT</b>	<b>890,034.81</b>	<b>907,706.32</b>	<b>804,881.00</b>	<b>804,881.00</b>	<b>650,247.00</b>	<b>650,247.00</b>	<b>650,247.00</b>

# 2012 ORLEANS COUNTY BUDGET

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## REVENUE REPORT



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2012 Period From: 1 To: 12

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1001</b>							
001.0001.1001							
REAL PROPERTY TAXES	10,097,719.31	10,462,181.92	0.00	11,609,815.00	0.00	0.00	0.00
<b>Item 1002</b>							
001.0001.1002							
WATERSHED PROT. DISTRICT	30,054.00	30,847.00	30,847.00	30,847.00	30,847.00	34,703.00	34,703.00
<b>Item 1051</b>							
001.0001.1051							
*GAIN ON SALE OF ACQ TAX PROP/	50,483.59	97,555.22	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
<b>Item 1081</b>							
001.0001.1081							
*OTH PYT IN LIEU OF TAXES	379,875.21	359,598.27	424,714.00	424,714.00	446,153.00	446,153.00	446,153.00
<b>Item 1090</b>							
001.0001.1090							
*INTEREST & PENALTIES ON TAXES	888,674.46	922,624.88	880,000.00	880,000.00	900,000.00	900,000.00	900,000.00
<b>Item 1110</b>							
001.0001.1110							
*NON-PROERTY TAXES (SALE&USE)	13,504,635.21	13,701,143.84	12,660,000.00	12,660,000.00	12,660,000.00	13,160,000.00	13,160,000.00
<b>Item 1113</b>							
001.0001.1113							
ROOM OCCUPANCY TAX	31,610.10	31,141.84	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00
<b>Item 1140</b>							
001.0001.1140							
EMERGENCY TELEPHONE SYSTEM	57,055.33	51,977.94	47,040.00	47,040.00	45,000.00	45,000.00	45,000.00
<b>Item 1210</b>							
001.0001.1210							
PROBATION FEES	2,984.61	3,150.87	4,000.00	4,000.00	4,000.00	4,000.00	4,000.00
<b>Item 1211</b>							
001.0001.1211							
PROBATION SUPERVISION FEES	14,886.00	14,605.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00
<b>Item 1212</b>							
001.0001.1212							
ELECTRONIC MONITORING	930.76	311.00	11,000.00	11,000.00	0.00	8,000.00	8,000.00
<b>Item 1213</b>							

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1213</b>							
001.0001.1213							
ILLUMINATIONS WORKSHOP	0.00	0.00	9,000.00	9,000.00	0.00	0.00	0.00
<b>Item 1214</b>							
001.0001.1214							
URINE SCREEN	1,212.00	708.00	1,000.00	1,000.00	500.00	500.00	500.00
<b>Item 1230</b>							
001.0001.1230							
*TREASURER	69,797.25	76,700.25	67,500.00	67,500.00	70,000.00	70,000.00	70,000.00
<b>Item 1235</b>							
001.0001.1235							
*CHARGES FOR TAX ADV & EXPENSE	7,052.02	10,263.50	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Item 1250</b>							
001.0001.1250							
TAX MAP FEES	132,328.36	120,283.94	125,843.00	125,843.00	128,252.00	128,252.00	128,252.00
<b>Item 1255</b>							
001.0001.1255							
*COUNTY CLERK FEES	800,459.20	831,496.65	801,500.00	801,500.00	847,150.00	847,150.00	847,150.00
<b>Item 1260</b>							
001.0001.1260							
CIVIL SERVICE EXAM FEES	2,200.00	2,100.00	800.00	800.00	1,000.00	1,000.00	1,000.00
<b>Item 1262</b>							
001.0001.1262							
AUCTION REVENUE	25,372.61	46,310.14	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
<b>Item 1265</b>							
001.0001.1265							
COUNTY ATTORNEY FEES	161,298.00	164,675.50	167,515.00	167,515.00	169,314.00	169,314.00	169,314.00
<b>Item 1270</b>							
001.0001.1270							
*SHARED SERV. (BLDG&GROUNDS)	556,530.00	534,176.67	510,257.00	510,257.00	578,257.00	578,257.00	578,257.00
<b>Item 1271</b>							
001.0001.1271							
CENTRAL TYPEWRITER REPAIR	33,240.00	32,390.00	50.00	34,420.00	50.00	50.00	50.00
<b>Item 1275</b>							



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1275</b>							
001.0001.1275							
DATA PROCESSING SERVICES	119,048.71	130,721.46	135,636.00	135,636.00	143,613.00	143,613.00	143,613.00
<b>Item 1510</b>							
001.0001.1510							
*SHERIFFS FEES	73,392.04	72,459.76	66,000.00	66,000.00	88,000.00	88,000.00	88,000.00
<b>Item 1511</b>							
001.0001.1511							
LIFELINE PUBLIC SAFETY COMM	15,025.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00
<b>Item 1515</b>							
001.0001.1515							
BAIL REFUND(1%)	1,596.95	1,782.42	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
<b>Item 1550</b>							
001.0001.1550							
*DOG CONTROL FEES	7,678.90	7,858.44	7,620.00	7,620.00	7,000.00	7,000.00	7,000.00
<b>Item 1601</b>							
001.0001.1601							
*PUBLIC HEALTH FEES	9,796.73	7,787.36	11,000.00	11,000.00	14,000.00	14,000.00	14,000.00
<b>Item 1602</b>							
001.0001.1602							
PUBLIC HEALTH MEDICARE	497,012.09	209,699.24	18,000.00	18,000.00	0.00	0.00	0.00
<b>Item 1603</b>							
001.0001.1603							
PUBLIC HEALTH - MEDICAID	67,067.83	76,704.26	7,500.00	7,500.00	0.00	0.00	0.00
<b>Item 1604</b>							
001.0001.1604							
PH SELF PAY	17,886.53	16,830.50	5,000.00	5,000.00	2,250.00	2,250.00	2,250.00
<b>Item 1605</b>							
001.0001.1605							
PH OTHER INSURANCE	500,835.27	268,941.95	17,000.00	17,000.00	5,000.00	5,000.00	5,000.00
<b>Item 1606</b>							
001.0001.1606							
PH PHC PROGRAM	41,446.51	75,794.49	0.00	0.00	0.00	0.00	0.00
001.0001.1606.4010							
PH PHC PROGRAM.PUBLIC HEALTH	0.00	0.00	40,000.00	40,000.00	0.00	0.00	0.00

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 1607</b>	<b>PH ENVIRONMENTAL HEALTH</b>						
001.0001.1607							
PH ENVIRONMENTAL HEALTH	61,990.00	64,327.50	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00
<b>Item 1620</b>	<b>*MENTAL HEALTH FEES</b>						
001.0001.1620							
MENTAL HEALTH FEES	1,369,401.77	1,609,039.88	1,888,060.00	1,888,060.00	1,840,153.00	1,840,153.00	1,840,153.00
<b>Item 1621</b>	<b>EARLY INTERVENTION SERVICES</b>						
001.0001.1621							
EARLY INTERVENTION SERVICES	314,563.28	417,345.04	0.00	0.00	0.00	0.00	0.00
001.0001.1621.4010							
EARLY INTERVENTION SERVICES.PUBLIC HEALTH	0.00	0.00	15,000.00	15,000.00	0.00	0.00	0.00
001.0001.1621.4059							
EARLY INTERVENTION SERVICES.EARLY INTERVENTION PROGRAM	0.00	0.00	310,000.00	310,000.00	325,000.00	325,000.00	325,000.00
<b>Item 1789</b>	<b>TRANSPORTATION - OTHER</b>						
001.0001.1789							
TRANSPORTATION - OTHER	12,400.00	12,400.00	12,400.00	12,400.00	12,400.00	12,400.00	12,400.00
<b>Item 1801</b>	<b>*MEDICAL ASSISTANCE</b>						
001.0001.1801							
*MEDICAL ASSISTANCE	296,989.18	308,013.77	375,000.00	375,000.00	410,000.00	410,000.00	410,000.00
<b>Item 1809</b>	<b>*AID TO DEPENDENT CHILDREN</b>						
001.0001.1809							
*AID TO DEPENDENT CHILDREN	33,028.77	206,169.92	220,000.00	220,000.00	250,000.00	250,000.00	250,000.00
<b>Item 1811</b>	<b>*CHILD SUPP.-INCENT.EARNING:</b>						
001.0001.1811							
*CHILD SUPP-INCENTIVE EARNINGS	34,141.73	68,728.75	52,144.00	52,144.00	56,204.00	56,204.00	56,204.00
<b>Item 1819</b>	<b>*CHILD CARE</b>						
001.0001.1819							
*CHILD CARE	31,945.97	14,436.56	13,000.00	13,000.00	69,951.00	69,951.00	69,951.00
<b>Item 1823</b>	<b>*JUVENILE DELINQUENT</b>						
001.0001.1823							
JUVENILE DELINQUENT	912.65	2,020.42	750.00	750.00	750.00	750.00	750.00
<b>Item 1840</b>	<b>SAFETY NET</b>						
001.0001.1840							
SAFETY NET	126,207.44	216,331.06	165,000.00	165,000.00	190,000.00	190,000.00	190,000.00



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 2264</b>	<b>*JAIL FACILITIES</b>						
001.0001.2264							
*JAIL FACILITIES	35,060.80	103,545.92	102,036.00	102,036.00	95,000.00	95,000.00	95,000.00
<b>Item 2265</b>	<b>SSI BOUNTY PAYMENT</b>						
001.0001.2265							
SSI BOUNTY PAYMENT	0.00	0.00	500.00	500.00	500.00	500.00	500.00
<b>Item 2268</b>	<b>*DOG CONTROL SERVICES</b>						
001.0001.2268							
*DOG CONTROL SERVICES	30,120.66	29,460.41	30,876.00	30,876.00	30,876.00	30,876.00	30,876.00
<b>Item 2401</b>	<b>*INTEREST ON EARNINGS</b>						
001.0001.2401							
INTEREST ON EARNINGS	34,985.89	19,601.88	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00
<b>Item 2402</b>	<b>INTEREST - RESERVE</b>						
001.0001.2402							
INTEREST - RESERVE	11.07	13.73	100.00	100.00	100.00	100.00	100.00
<b>Item 2410</b>	<b>*RENTAL OF REAL PROPERTY</b>						
001.0001.2410							
*RENTAL OF REAL PROPERTY	0.00	475.74	0.00	0.00	7,200.00	0.00	0.00
001.0001.2410.1410							
*RENTAL OF REAL PROPERTY.COUNTY CLERK	6,000.00	6,500.00	6,000.00	6,000.00	0.00	7,200.00	7,200.00
001.0001.2410.3020							
*RENTAL OF REAL PROPERTY.PUBLIC SAFETY COMMUNICATION	19,969.71	19,303.44	20,181.00	20,181.00	14,763.00	14,763.00	14,763.00
001.0001.2410.3140							
*RENTAL OF REAL PROPERTY. PROBATION	0.00	0.00	0.00	0.00	9,000.00	9,000.00	9,000.00
<b>Item 2411</b>	<b>MOTOR VEHICLE FEES</b>						
001.0001.2411							
MOTOR VEHICLE FEES	250,605.12	240,479.32	264,000.00	264,000.00	264,000.00	264,000.00	264,000.00
<b>Item 2450</b>	<b>*COMMISSIONS</b>						
001.0001.2450							
*COMMISSIONS	20,344.30	27,958.92	20,520.00	20,520.00	21,000.00	21,000.00	21,000.00
<b>Item 2590</b>	<b>*PERMITS</b>						
001.0001.2590							
*PERMITS - PISTOL	1,435.00	1,205.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 2610</b>							
001.0001.2610							
*FINES & FORFEITED BAIL	3,750.00	5,376.32	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
<b>Item 2611</b>							
001.0001.2611							
HANDICAPPED PARKING ED PROGRAM	0.00	0.00	200.00	200.00	200.00	200.00	200.00
<b>Item 2615</b>							
001.0001.2615							
*STOP DWI PROGRAM	51,746.00	70,905.00	0.00	0.00	71,871.00	71,871.00	71,871.00
001.0001.2615.3315							
*STOP DWI PROGRAMS.STOP DWI PROGRAM	0.00	0.00	76,188.00	76,188.00	0.00	0.00	0.00
<b>Item 2655</b>							
001.0001.2655							
*MINOR SALES	58,245.00	299,577.00	150,500.00	150,500.00	500.00	500.00	500.00
<b>Item 2665</b>							
001.0001.2665							
*SALES OF EQUIPMENT	786.00	0.00	500.00	500.00	500.00	500.00	500.00
<b>Item 2680</b>							
001.0001.2680							
INSURANCE RECOVERIES	20,696.42	34,534.68	0.00	15,406.24	0.00	0.00	0.00
<b>Item 2685</b>							
001.0001.2685							
COST ALLOCATION RECOVERY	133,484.00	175,140.00	180,000.00	180,000.00	173,782.00	173,782.00	173,782.00
<b>Item 2687</b>							
001.0001.2687							
TOBACCO SETTLEMENT	680,305.64	566,150.98	566,151.00	566,151.00	536,758.00	536,758.00	536,758.00
<b>Item 2701</b>							
001.0001.2701							
*REFUND OF PRIOR YR EXPENSES	511,973.75	126,203.48	168,000.00	168,000.00	368,000.00	368,000.00	368,000.00
001.0001.2701.2980							
*REFUND PRIOR YR EXPENSES.MEDICAL SCHOLARSHIP	3,000.00	3,000.00	2,500.00	2,500.00	2,500.00	3,000.00	3,000.00
<b>Item 2705</b>							
001.0001.2705							
*GIFTS & DONATIONS	625.00	4,362.00	0.00	6,920.44	0.00	0.00	0.00

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 2720</b>							
001.0001.2720							
*O.T.B. DIST OF EARNINGS	55,411.00	46,717.00	36,405.00	36,405.00	36,405.00	36,405.00	36,405.00
<b>Item 2770</b>							
001.0001.2770							
*MISC-OTHER	1,246.62	594.39	3,950.00	3,950.00	1,800.00	1,800.00	1,800.00
<b>Item 2902</b>							
001.0001.2902							
GIS MAPPING	4,110.32	5,429.38	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Item 3021</b>							
001.0001.3021							
NYS CRT HOUSE MAINT. REIMBURS.	122,460.00	138,254.00	172,806.00	172,806.00	126,480.00	126,480.00	126,480.00
	09/09/2011	DOLLARS WENT DOWN DUE TO CHANGE IN CONTRACT.					
<b>Item 3035</b>							
001.0001.3035							
MEDICAL EXAMINER	9,171.36	9,309.81	9,540.00	9,540.00	0.00	0.00	0.00
<b>Item 3040</b>							
001.0001.3040							
REAL PROP ADM TRAINING	1,415.18	520.51	2,500.00	2,500.00	2,000.00	2,000.00	2,000.00
<b>Item 3041</b>							
001.0001.3041							
REAL PROPERTY GRANT	10,375.00	25,000.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3088</b>							
001.0001.3088							
NYS ASSIGNED COUNSEL-PUB.DEF.	81,304.99	(46,122.72)	0.00	0.00	0.00	0.00	0.00
001.0001.3088.1141							
NYS ASSIGNED COUNSEL-PUB.DEFEN.ASSIGNED COUNSEL FAMILY COURT	65,505.60	0.00	46,932.00	46,932.00	39,110.00	39,110.00	39,110.00
001.0001.3088.1170							
NYS ASSIGNED COUNSEL-PUB.DEFEN.PUBLIC DEFENDER	70,964.40	0.00	51,932.00	51,932.00	39,110.00	39,110.00	39,110.00
<b>Item 3089</b>							
001.0001.3089							
ASSIGNED COUNSEL - D.A.	2,898.20	3,235.38	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Item 3096</b>							

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 3096</b>	<b>00 RIVER FEASIBILITY STUDY</b>						
001.0001.3096							
00 RIVER FEASIBILITY STUDY	0.00	(18,610.54)	0.00	0.00	0.00	0.00	0.00
<b>Item 3097</b>	<b>NYS PARKS-REC-HIST-PRESER</b>						
001.0001.3097							
NYS PARKS-REC-HIST-PRESER	0.00	0.00	0.00	68,914.11	0.00	0.00	0.00
<b>Item 3264</b>	<b>NYS LUNCH PROGRAM</b>						
001.0001.3264							
NYS LUNCH PROGRAM	380.00	410.00	200.00	200.00	400.00	400.00	400.00
<b>Item 3277</b>	<b>EDUCATION-HANDI. CHILDREN</b>						
001.0001.3277							
EDUCATION-HANDI. CHILDREN	987,921.99	1,254,200.09	1,249,500.00	1,249,500.00	1,487,500.00	1,487,500.00	1,487,500.00
<b>Item 3301</b>	<b>EXPEDITED DEPLOYMENT PHASE II</b>						
001.0001.3301							
EXPEDITED DEPLOYMENT PHASE II	0.00	22,612.01	0.00	0.00	0.00	0.00	0.00
<b>Item 3305</b>	<b>EMERGENCY MANAGEMENT</b>						
001.0001.3305							
EMERGENCY MANAGEMENT	3,600.00	8,248.00	2,000.00	2,000.00	2,400.00	2,400.00	2,400.00
<b>Item 3309</b>	<b>PSAP STATE SURCHARGE COUNTY SH</b>						
001.0001.3309							
PSAP STATE SURCHARGE COUNTY SH	57,575.08	9,750.00	25,000.00	25,000.00	23,370.00	23,370.00	23,370.00
<b>Item 3310</b>	<b>PROBATION SERVICES</b>						
001.0001.3310							
PROBATION SERVICES	114,457.55	112,970.20	118,180.00	118,180.00	115,760.00	115,760.00	115,760.00
<b>Item 3311</b>	<b>ALTERNATIVE TO INCARCERATION</b>						
001.0001.3311							
ALTERNATIVE TO INCARCERATION	12,448.00	11,925.00	12,013.00	12,013.00	10,812.00	10,812.00	10,812.00
<b>Item 3313</b>	<b>OPERATION 360 STATE DIVERSION</b>						
001.0001.3313							
OPERATION 360 STATE DIVERSION	40,796.00	36,479.48	36,716.00	36,716.00	33,825.00	33,825.00	33,825.00
<b>Item 3315</b>	<b>NAVIGATION LAW ENFORCEMENT</b>						
001.0001.3315							
NAVIGATION LAW ENFORCEMENT	66,762.55	41,818.80	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
<b>Item 3316</b>	<b>HOUSING PAROLE VIOLATORS</b>						

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 3316</b>	<b>HOUSING PAROLE VIOLATORS</b>						
001.0001.3316 HOUSING PAROLE VIOLATORS	9,096.80	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3325</b>	<b>DIV OF CRIM JUSTICE MRD PRO</b>						
001.0001.3325 DCJS DA SALARY SUBSIDY	102,488.00	105,893.00	75,667.00	75,667.00	68,689.00	68,689.00	68,689.00
<b>Item 3326</b>	<b>CRIME VICTIMS PROGRAM</b>						
001.0001.3326 CRIME VICTIM PROGRAM	73,575.05	92,795.98	100,810.00	100,810.00	102,790.00	102,790.00	102,790.00
<b>Item 3330</b>	<b>SECURITY COSTS-COURT REFORM</b>						
001.0001.3330 SECURITY COSTS-COURT REFORM	261,953.44	259,029.74	298,863.00	298,863.00	300,199.00	300,199.00	300,199.00
<b>Item 3401</b>	<b>PUBLIC HEALTH</b>						
001.0001.3401 PUBLIC HEALTH	769,884.00	688,230.01	700,000.00	700,000.00	650,000.00	649,161.00	649,161.00
<b>Item 3449</b>	<b>EARLY INTERVENTION</b>						
001.0001.3449 EARLY INTERVENTION	174,577.73	75,683.72	0.00	0.00	0.00	0.00	0.00
001.0001.3449.4059 EARLY INTERVENTION.EARLY INTERVENTION PROGRAM	0.00	0.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00
<b>Item 3450</b>	<b>PUBLIC WATER SUPPLY</b>						
001.0001.3450 PUBLIC WATER SUPPLY PROGRAM	90,622.39	86,301.08	111,812.00	111,812.00	111,812.00	111,812.00	111,812.00
<b>Item 3472</b>	<b>SPECIAL HEALTH PROGRAM-STATE</b>						
001.0001.3472 SPECIAL HEALTH PROGRAMS-STATE	30,843.12	34,968.79	27,365.00	31,603.00	17,365.00	17,365.00	17,365.00
<b>Item 3486</b>	<b>ALCOHOL</b>						
001.0001.3486 ALCOHOL ABUSE	339,676.00	341,709.00	346,160.00	346,160.00	283,012.00	283,012.00	283,012.00
<b>Item 3490</b>	<b>MENTAL HEALTH</b>						
001.0001.3490 MENTAL HEALTH	21,949.00	758,955.00	815,473.00	815,473.00	894,179.00	894,179.00	894,179.00
<b>Item 3491</b>	<b>CSS</b>						



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 3491</b>							
001.0001.3491							
CSS	457,948.00	48,803.00	0.00	0.00	0.00	0.00	0.00
001.0001.3491.4320							
CSS.FRIENDS OF MENTAL HEALTH	0.00	0.00	65,311.00	65,311.00	62,958.00	62,958.00	62,958.00
<b>Item 3492</b>							
001.0001.3492							
ICM	179,584.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3493</b>							
001.0001.3493							
ARC NON 620	289,368.00	190,908.00	192,271.00	192,271.00	192,058.00	192,058.00	192,058.00
<b>Item 3494</b>							
001.0001.3494							
ARC 620	3,267.00	32,126.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3601</b>							
001.0001.3601							
MEDICAL ASSISTANCE	(5,799.00)	16,927.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3609</b>							
001.0001.3609							
AID TO DEPENDENT CHILDREN	472,624.00	477,480.68	469,613.00	469,613.00	0.00	0.00	0.00
<b>Item 3610</b>							
001.0001.3610							
SOCIAL SERVICES ADMINISTRATION	1,581,603.50	1,458,498.00	0.00	0.00	0.00	0.00	0.00
001.0001.3610.6010							
SOCIAL SERVICES ADMINISTRATION.SOCIAL SERVICES	0.00	0.00	1,318,975.00	1,318,975.00	1,479,228.00	1,468,866.00	1,468,866.00
001.0001.3610.6070							
SOCIAL SERVICES ADMINISTRATION.SERVICE FOR	0.00	0.00	1,860.00	1,860.00	6,820.00	6,820.00	6,820.00
RECIPIENTS							
001.0001.3610.6510							
SOCIAL SERVICES ADMINISTRATION.VETERANS SERVICE	0.00	0.00	53,445.00	53,445.00	59,814.00	59,814.00	59,814.00
AGENCY							
<b>Item 3611</b>							
<b>FOOD STAMPS</b>							

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 3611</b>							
001.0001.3611							
FOOD STAMPS	(11,439.00)	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3616</b>							
001.0001.3616							
LOCAL ADMINISTRATION FUNDS	43,846.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3619</b>							
001.0001.3619							
CHILD CARE	467,154.00	294,619.00	285,159.00	285,159.00	266,783.00	268,336.00	268,336.00
<b>Item 3623</b>							
001.0001.3623							
JUVENILE DELINQUENT	17,086.00	32,077.65	24,800.00	24,800.00	12,350.00	12,350.00	12,350.00
<b>Item 3640</b>							
001.0001.3640							
SAFETY NET	639,137.00	823,661.00	897,599.00	897,599.00	511,163.00	511,163.00	511,163.00
<b>Item 3642</b>							
001.0001.3642							
EMERGENCY AID - ADULTS	6,648.00	5,624.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00
<b>Item 3655</b>							
001.0001.3655							
DAY CARE 75%	120,659.00	129,013.00	152,520.00	152,520.00	154,500.00	154,500.00	154,500.00
<b>Item 3710</b>							
001.0001.3710							
VETERANS AID	5,000.00	11,944.50	8,290.00	8,290.00	8,290.00	8,290.00	8,290.00
<b>Item 3715</b>							
001.0001.3715							
TOURISM - I LOVE NY	50,657.00	0.00	0.00	47,268.00	44,268.00	31,440.00	31,440.00
<b>Item 3772</b>							
001.0001.3772							
PROGRAMS FOR THE AGING	490,399.47	475,685.90	492,776.00	492,776.00	474,785.00	474,785.00	474,785.00
<b>Item 3820</b>							
001.0001.3820							
YOUTH PROGRAMS YDDP	62,290.06	10,760.14	0.00	0.00	0.00	0.00	0.00
001.0001.3820.3110							
YOUTH PROGRAMS.SHERIFF	0.00	8,975.55	9,000.00	9,000.00	0.00	0.00	0.00

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 3820</b>							
GENERAL FUND							
YOUTH PROGRAMS							
001.0001.3820.3140							
YOUTH PROGRAMS.PROBATION	0.00	15,113.51	20,840.00	20,840.00	15,630.00	15,630.00	15,630.00
001.0001.3820.7310							
YOUTH PROGRAMS.YOUTH PROGRAMS	0.00	31,686.48	28,000.00	28,000.00	25,000.00	25,000.00	25,000.00
001.0001.3820.7312							
YOUTH PROGRAMS.YOUTH BUREAU	0.00	0.00	11,960.00	11,960.00	5,235.00	5,235.00	5,235.00
<b>Item 3830</b>							
YOUTH BOARD							
001.0001.3830							
YOUTH BOARD SDDP	15,694.38	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3832</b>							
SPECIAL STATE AID							
001.0001.3832							
SPECIAL STATE AID	880.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3989</b>							
WEIGHTS & MEASURES							
001.0001.3989							
WEIGHTS & MEASURES GRANT	1,523.13	1,873.40	1,550.00	1,550.00	1,550.00	1,550.00	1,550.00
<b>Item 4089</b>							
*SECT 8 RENT SUBSIDY							
001.0001.4089							
*SECT 8 RENT SUBSIDY	174,830.00	182,005.00	185,334.00	185,334.00	203,645.00	203,645.00	203,645.00
<b>Item 4264</b>							
FEDERAL LUNCH PROGRAM							
001.0001.4264							
FEDERAL LUNCH PROGRAM	11,655.00	10,706.00	8,652.00	8,652.00	10,000.00	10,000.00	10,000.00
<b>Item 4305</b>							
EMERGENCY MANAGEMENT							
001.0001.4305							
EMERGENCY MANAGEMENT	18,503.00	18,999.00	13,500.00	13,500.00	13,500.00	13,500.00	13,500.00
<b>Item 4308</b>							
HOMELAND SECURITY - SHERIFF							
001.0001.4308							
HOMELAND SECURITY - SHERIFF	38,222.24	35,370.82	33,750.00	33,750.00	53,200.00	53,200.00	53,200.00
<b>Item 4309</b>							
ST HOMELAND SECURITY PROG E.M.							
001.0001.4309							
ST HOMELAND SECURITY PROG E.M.	27,165.98	96,137.65	7,660.00	108,632.00	7,779.00	7,779.00	7,779.00
<b>Item 4330</b>							
SEAT BELT GRANT							
001.0001.4330							
SEAT BELT GRANT	14,728.84	20,611.41	21,718.00	21,718.00	22,332.00	22,332.00	22,332.00
<b>Item 4401</b>							
IHAP PUBLIC HEALTH							

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 4401</b>							
001.0001.4401							
IHAP PUBLIC HEALTH	12,566.14	12,191.72	17,673.00	17,673.00	17,673.00	17,673.00	17,673.00
<b>Item 4451</b>							
001.0001.4451							
EARLY INT. ADMIN.	45,748.95	66,830.02	48,847.00	48,847.00	2,000.00	2,000.00	2,000.00
001.0001.4451.4059							
EARLY INT. ADMIN..EARLY INTERVENTION PROGRAM	0.00	0.00	0.00	0.00	46,847.00	46,847.00	46,847.00
<b>Item 4472</b>							
001.0001.4472							
SPECIAL HEALTH PROGRAM-FEDERAL	144,424.53	173,439.53	137,517.00	137,517.00	155,005.00	155,005.00	155,005.00
<b>Item 4489</b>							
001.0001.4489							
BIOTERRORISM PREPAREDNESS	103,530.33	118,500.10	50,000.00	80,000.00	55,000.00	55,000.00	55,000.00
001.0001.4489.6010							
FMAP.SOCIAL SERVICES ADMINISTRATION	0.00	0.00	276,123.00	276,123.00	0.00	0.00	0.00
<b>Item 4490</b>							
001.0001.4490							
MENTAL HEALTH - FEDERAL	84,742.00	136,683.00	0.00	77,968.00	0.00	0.00	0.00
001.0001.4490.4323							
MENTAL HEALTH - FEDERAL.PATHSTONE	0.00	0.00	60,850.00	60,850.00	66,720.00	66,720.00	66,720.00
<b>Item 4601</b>							
001.0001.4601							
MEDICAL ASSISTANCE	21,937.00	27,539.00	0.00	0.00	0.00	0.00	0.00
<b>Item 4609</b>							
001.0001.4609							
AID TO DEPENDENT CHILDREN	1,094,202.00	936,011.00	970,839.00	970,839.00	2,070,000.00	2,070,000.00	2,070,000.00
<b>Item 4610</b>							
001.0001.4610							
SOCIAL SERVICES ADMIN.	1,777,465.43	2,227,147.00	0.00	0.00	0.00	0.00	0.00
001.0001.4610.6010							
SOCIAL SERVICES ADMIN..SOCIAL SERVICES ADMINISTRATION	0.00	0.00	2,030,817.00	2,030,817.00	1,955,609.00	1,947,062.00	1,947,062.00

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 4610</b>							
GENERAL FUND							
SOCIAL SERVICES ADMIN.							
001.0001.4610.6070							
SOCIAL SERVICES ADMIN..SERVICE FOR RECIPIENTS	0.00	0.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
001.0001.4610.6510							
SOCIAL SERVICES ADMIN..VETERANS SERVICE AGENCY	0.00	0.00	20,021.00	20,021.00	20,950.00	20,950.00	20,950.00
<b>Item 4611</b>							
FOOD STAMP PROGRAM ADMIN.							
001.0001.4611							
FOOD STAMP PROGRAM ADMIN.	360,217.00	378,493.00	401,379.00	401,379.00	462,153.00	460,009.00	460,009.00
<b>Item 4615</b>							
FLEXIBLE FUND FOR FAMILY SERVICES							
001.0001.4615							
FLEXIBLE FUND FOR FAMILY SERVICES	1,279,021.00	1,573,363.00	1,438,104.00	1,438,104.00	1,402,274.00	1,402,274.00	1,402,274.00
<b>Item 4619</b>							
AID TO DEP. CHIL- FOSTER CARE							
001.0001.4619							
CHILD CARE	225,248.00	213,132.00	203,700.00	203,700.00	201,341.00	201,341.00	201,341.00
<b>Item 4640</b>							
SAFETY NET							
001.0001.4640							
SAFETY NET	21,631.00	28,764.00	22,000.00	22,000.00	44,000.00	44,000.00	44,000.00
<b>Item 4641</b>							
HEAP							
001.0001.4641							
HEAP	(91,040.00)	9,491.00	30,000.00	30,000.00	25,000.00	25,000.00	25,000.00
<b>Item 4655</b>							
DAY CARE 100%							
001.0001.4655							
DAY CARE 100%	937,189.00	1,014,757.00	925,000.00	925,000.00	920,000.00	920,000.00	920,000.00
<b>Item 4661</b>							
TITLE IV-B FUNDS							
001.0001.4661							
TITLE IV-B FUNDS	13,693.00	11,085.00	13,693.00	13,693.00	13,693.00	13,693.00	13,693.00
<b>Item 4772</b>							
PROGRAMS FOR THE AGING							
001.0001.4772							
PROGRAMS FOR THE AGING	242,042.55	311,596.14	386,324.00	386,324.00	261,288.00	279,288.00	279,288.00
<b>Item 5031</b>							
TRANSFER OF SOLID WASTE							
001.0001.5031							
TRANSFER FROM SOLID WASTE	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
001.0001.5031.1020							
TRANSFER FROM SOLID WASTE.CHIEF	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 5031</b>	<b>TRANSFER OF SOLID WASTE</b>						
001.0001.5031.1040 TRANSFER FROM SOLID WASTE.CLERK OF THE LEGISLATIVE BOARD	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00
<b>Total Fund 001</b>							
<b>GENERAL FUND</b>							
<b>(47,996,030.52)</b>	<b>(49,415,075.47)</b>	<b>(49,415,075.47)</b>	<b>(37,202,124.00)</b>	<b>(49,197,995.79)</b>	<b>(37,447,999.00)</b>	<b>(37,966,439.00)</b>	<b>(37,966,439.00)</b>
<b>Fund 002</b>	<b>SOLID WASTE</b>						
<b>Item 1090</b>	<b>*INT &amp; PENALTIES ON TAXES</b>						
002.0002.1090 *INT & PENALTIES ON TAXES	15,406.13	17,047.75	0.00	0.00	0.00	0.00	0.00
<b>Item 1289</b>	<b>ADMINISTRATIVE FEE</b>						
002.0002.1289 ADMINISTRATIVE FEE	14,382.68	14,489.00	0.00	0.00	0.00	0.00	0.00
<b>Item 2130</b>	<b>SOLID WASTE/RECYCLING FEES</b>						
002.0002.2130 SOLID WASTE/RECYCLING FEES	2,315,667.16	2,319,352.49	2,562,759.00	2,562,759.00	2,562,748.00	2,562,748.00	2,562,748.00
<b>Item 2401</b>	<b>*INTEREST ON EARNINGS</b>						
002.0002.2401 INTEREST EARNED	7,288.92	4,606.57	0.00	0.00	0.00	0.00	0.00
<b>Item 2651</b>	<b>SALE OF REFUSE FOR RECYCLING</b>						
002.0002.2651 SALE OF REFUSE FOR RECYCLING	1,499.00	637.00	0.00	0.00	0.00	0.00	0.00
<b>Total Fund 002</b>							
<b>SOLID WASTE</b>							
<b>(2,354,243.89)</b>	<b>(2,356,132.81)</b>	<b>(2,356,132.81)</b>	<b>(2,562,759.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,748.00)</b>	<b>(2,562,748.00)</b>	<b>(2,562,748.00)</b>
<b>Fund 003</b>	<b>ROAD FUND</b>						
<b>Item 2401</b>	<b>*INTEREST ON EARNINGS</b>						
003.0003.2401 INTEREST EARNED	601.20	619.76	450.00	450.00	450.00	450.00	450.00
<b>Item 2650</b>	<b>*SALES-SCRAP &amp; EXCESS MATERIALS</b>						
003.0003.2650 SALES-SCRAP & EXCESS MATERIALS	767.90	6,325.70	500.00	500.00	500.00	500.00	500.00
<b>Item 2655</b>	<b>*MINOR SALES</b>						

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 003</b>							
<b>Item 2655</b>							
003.0003.2655							
MINOR SALES	6,967.05	4,592.77	1,000.00	1,000.00	500.00	500.00	500.00
<b>Item 3501</b>							
003.0003.3501							
CONSOLIDATED HWY AID	1,028,726.79	516,190.81	0.00	0.00	0.00	0.00	0.00
003.0003.3501.5112							
CONSOL HIGHWAY AID.ROAD FUND	0.00	0.00	1,070,000.00	1,070,000.00	1,070,000.00	1,070,000.00	1,070,000.00
ROAD CONSTRUCTION							
003.0003.3501.5120							
CONSOL HIGHWAY AID.ROAD FUND	0.00	0.00	0.00	0.00	307,000.00	342,667.00	342,667.00
BRIDGES							
<b>Item 3503</b>							
003.0003.3503							
HIGHWAY BRIDGES	147,793.74	2,146,358.84	0.00	0.00	0.00	0.00	0.00
<b>Total Fund 003</b>							
<b>ROAD FUND</b>							
<b>(1,184,856.68)</b>	<b>(2,674,087.88)</b>	<b>(1,071,950.00)</b>	<b>(1,071,950.00)</b>	<b>(1,378,450.00)</b>	<b>(1,414,117.00)</b>	<b>(1,414,117.00)</b>	
<b>Fund 004</b>							
<b>Item 1270</b>							
004.0004.1270							
*SHARED SERV.(BLDGS&GROUNDS)	59,802.11	62,579.02	59,156.00	59,156.00	59,979.00	59,979.00	59,979.00
<b>Item 2300</b>							
004.0004.2300							
SERV TO OTHER GOVERNMENTS	78,990.48	63,535.74	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00
<b>Item 2333</b>							
004.0004.2333							
FUEL FARM-OTHER GOVTS	534,034.00	711,466.99	739,446.00	739,446.00	981,060.00	981,060.00	981,060.00
<b>Item 2401</b>							
004.0004.2401							
INTEREST EARNED	736.41	700.92	450.00	450.00	450.00	450.00	450.00
<b>Item 2650</b>							
004.0004.2650							
SALES OF SCRAP	0.00	0.00	0.00	0.00	500.00	500.00	500.00
<b>Item 2665</b>							

Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 004</b>	<b>ROAD MACHINERY FUND</b>						
<b>Item 2665</b>	<b>*SALES OF EQUIPMENT</b>						
004.0004.2665 SALES OF EQUIPMENT	33,750.00	57,190.00	0.00	0.00	0.00	0.00	0.00
<b>Item 2822</b>	<b>REVENUE FROM COUNTY ROAD</b>						
004.0004.2822 REVENUE FROM CTY ROAD FUND	342,616.58	336,147.26	300,000.00	300,000.00	300,000.00	300,000.00	300,000.00
<b>Item 3501</b>	<b>CONSOL HIGHWAY AID</b>						
004.0004.3501 CONSOL HIGHWAY AID	117,655.00	342,970.00	50,000.00	50,000.00	0.00	0.00	0.00
<b>Total Fund 004</b>							
<b>ROAD MACHINERY FUND</b>	<b>(1,167,584.58) (1,574,589.93)</b>		<b>(1,219,052.00)</b>	<b>(1,219,052.00)</b>	<b>(1,411,989.00)</b>	<b>(1,411,989.00)</b>	<b>(1,411,989.00)</b>
<b>Fund 005</b>	<b>ENTERPRISE FUND</b>						
<b>Item 1650</b>	<b>NURSING HOME IGT REV</b>						
005.0005.1650 NURSING HOME IGT REV	3,103,655.00	4,366.60	1,500,000.00	1,500,000.00	1,500,000.00	1,650,000.00	1,650,000.00
<b>Item 1801</b>	<b>*MEDICAL ASSISTANCE</b>						
005.0005.1801 MEDICAL ASSISTANCE	5,591,227.26	7,917,495.78	5,754,967.00	5,754,967.00	5,936,404.00	5,936,404.00	5,936,404.00
<b>Item 1830</b>	<b>PRIVATE PAY</b>						
005.0005.1830 PRIVATE PAY	925,460.81	701,842.25	878,738.00	878,738.00	895,163.00	895,163.00	895,163.00
<b>Item 1831</b>	<b>PRIVATE PAY RESPITE</b>						
005.0005.1831 PRIVATE PAY RESPITE	26,775.00	27,736.99	0.00	0.00	0.00	0.00	0.00
<b>Item 1870</b>	<b>MEDICARE</b>						
005.0005.1870 MEDICARE	1,555,574.97	1,549,501.62	2,030,750.00	2,030,750.00	2,246,100.00	2,246,100.00	2,246,100.00
<b>Item 1880</b>	<b>MEAL TICKETS MISC</b>						
005.0005.1880 MEAL TICKETS, MISC	5,821.24	5,001.02	5,200.00	5,200.00	5,200.00	5,200.00	5,200.00
<b>Item 2401</b>	<b>*INTEREST ON EARNINGS</b>						
005.0005.2401 INTEREST ON EARNINGS	3,368.70	1,482.88	1,000.00	1,000.00	5,000.00	5,000.00	5,000.00



Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 005</b>							
<b>Item 2402</b>							
005.0005.2402							
INTEREST - RESERVE	139.73	67.34	500.00	500.00	500.00	500.00	500.00
<b>Item 2410</b>							
005.0005.2410							
MLR	134,704.00	131,268.00	131,589.00	131,589.00	137,312.00	137,312.00	137,312.00
<b>Item 2701</b>							
005.0005.2701							
REFUND OF PRIOR YEARS EXPENSES	150,133.46	285,401.55	164,000.00	164,000.00	174,000.00	174,000.00	174,000.00
<b>Item 2770</b>							
005.0005.2770							
OTHER REVENUE	179,182.58	9,634.55	10,000.00	10,000.00	0.00	0.00	0.00
<b>Total Fund 005</b>							
<b>ENTERPRISE FUND</b>							
(11,676,042.75)	(10,633,788.58)	(10,476,744.00)	(10,476,744.00)	(10,476,744.00)	(10,899,679.00)	(11,049,679.00)	(11,049,679.00)
<b>Fund 006</b>							
<b>Item 2222</b>							
006.0006.2222.1710							
ASSESSMENTS.SELF-INSURANCE FUND	340,153.00	427,884.00	519,444.00	519,444.00	588,825.00	588,825.00	588,825.00
006.0006.2222.1720							
ASSESSMENTS. RECIPIENT'S BENEFITS	276,741.00	202,919.00	1,232,293.00	1,232,293.00	559,397.00	559,397.00	559,397.00
<b>Item 2402</b>							
006.0006.2402							
*INTEREST-RESERVE	10,428.87	2,452.63	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
<b>Item 2701</b>							
006.0006.2701							
REFUND OF PRIOR YEARS EXPENSES	35,501.92	14,066.71	12,000.00	12,000.00	10,000.00	10,000.00	10,000.00
<b>Item 2770</b>							
006.0006.2770							
OTHER UNCLASSIFIED REVENUES	4,998.00	2,336.00	0.00	0.00	0.00	0.00	0.00
<b>Item 5031</b>							
006.0006.5031							
WORKERS COMPENSATION TRANFER	777,700.48	859,961.42	0.00	0.00	700,554.00	700,554.00	700,554.00
<b>Total Fund 006</b>							

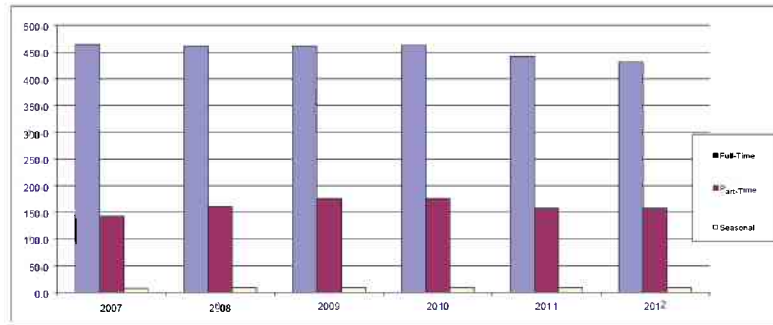
Account Description	2009 Actual	2010 Actual	Original 2011 Budget	Adjusted 2011 Budget	2012 REQUESTED Stage	2012 RECOMMEND Stage	2012 ADOPTED Stage
<b>Fund 006</b>	<b>SELF INSURANCE FUND</b>						
<b>SELF INSURANCE FUND</b>	(1,445,523.27)	(1,509,619.76)	(1,764,737.00)	(1,764,737.00)	(1,859,776.00)	(1,859,776.00)	(1,859,776.00)
<b>Fund 008</b>	<b>DEBT SERVICE(LONG TERM)</b>						
<b>Item 1140</b>	<b>EMERGENCY TELEPHONE SYSTEM</b>						
008.0008.1140							
EMERGENCY TELEPHONE SYSTEM	77,076.00	80,324.37	78,000.00	78,000.00	80,000.00	80,000.00	80,000.00
<b>Item 2401</b>	<b>*INTEREST ON EARNINGS</b>						
008.0008.2401							
*INTEREST ON EARNINGS	4,457.27	1,465.03	1,000.00	1,000.00	500.00	500.00	500.00
<b>Item 2410</b>	<b>*RENTAL OF REAL PROPERTY</b>						
008.0008.2410							
*RENTAL OF REAL PROPERTY	15,515.00	17,755.84	17,879.00	17,879.00	17,879.00	17,879.00	17,879.00
<b>Item 3021</b>	<b>NYS CRT HOUSE MAINT. REIMBURS.</b>						
008.0008.3021							
NYS COURT AID	37,008.00	34,704.00	32,328.00	32,328.00	18,148.00	18,148.00	18,148.00
<b>Total Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>	(134,056.27)	(134,249.24)	(129,207.00)	(129,207.00)	(116,527.00)	(116,527.00)	(116,527.00)
<b>Fund 014</b>	<b>SPECIAL GRANT FUND</b>						
<b>Item 2070</b>	<b>*CONT PRIV AGENCY FOR YOUTHS</b>						
014.0014.2070							
*CONT PRIV AGENCY FOR YOUTHS	381,274.00	398,889.62	304,214.00	304,214.00	335,432.00	335,432.00	335,432.00
<b>Item 2701</b>	<b>*REFUND PRIOR YR EXPENSES</b>						
014.0014.2701							
*REFUND PRIOR YR EXPENSES	22.44	110.00	0.00	0.00	0.00	0.00	0.00
<b>Item 4791</b>	<b>WORKFORCE INVESTMENT ACT</b>						
014.0014.4791							
WORKFORCE INVESTMENT ACT	496,026.90	523,995.63	500,667.00	500,667.00	314,815.00	314,815.00	314,815.00
<b>Total Fund 014</b>							
<b>SPECIAL GRANT FUND</b>	(877,323.34)	(922,995.25)	(804,881.00)	(804,881.00)	(650,247.00)	(650,247.00)	(650,247.00)
<b>Grand Total</b>	(66,835,661.30)	(69,220,548.92)	(55,231,454.00)	(67,227,325.79)	(56,327,415.00)	(57,031,522.00)	(57,031,522.00)

## 2012 Orleans County Capital Plan

Account	Description	Cost	Revenue	County Cost	Finance Committee Recommendation
<b>A1620</b>	<b>Buildings and Grounds</b>				
.270	Replace Lawn Mower	\$ 6,000.00	\$	\$ 6,000.00	\$ 6,000.00
	DEPT. TOTAL	\$ 6,000.00	\$	\$	
<b>A1680</b>	<b>Computer Services</b>				
.270	Replace Phone Data Recorder	\$ 7,000.00	\$	\$ 7,000.00	\$ 7,000.00
	DEPT. TOTAL	\$ 7,000.00	\$	\$ 7,000.00	\$ 7,000.00
<b>A3110</b>	<b>Sheriff- Road Patrol</b>				
.270	Law Enforcement Fleet	\$ 87,500.00	\$ -	\$ 87,500.00	\$ 87,500.00
	DEPT. TOTAL	\$ 87,500.00	\$ -	\$ 87,500.00	\$ 87,500.00
<b>A31510</b>	<b>Sheriff- Jail</b>				
.270	Jail / Inmate Management Software	\$ 5,000.00	\$	\$ 5,000.00	\$ 5,000.00
	DEPT. TOTAL	\$ 5,000.00	\$	\$ 5,000.00	\$ 5,000.00
<b>A3640</b>	<b>Emergency Management</b>				
.270	Director - Vehicle Lease	\$ 6,339.00	\$ -	\$ 6,339.00	\$ 6,339.00
	DEPT. TOTAL	\$ 6,339.00	\$ -	\$ 6,339.00	\$ 6,339.00
<b>DSS</b>	<b>Social Services</b>				
.470	Replacement of Work Crew Van	\$ 19,000.00	\$ 19,000.00	\$	
	DEPT. TOTAL	\$ 19,000.00	\$ 19,000.00	\$	\$ -
<b>HWY</b>	<b>Highway Department</b>				
.470	Road Reconstruction		\$ 1,070,000.00 *	\$	\$ -
	Dunlop Rd. Bridge	\$ 1,070,000.00	\$ -	\$ 340,837.00	\$ 340,837.00
		\$ 340,837.00	\$	\$	
	DEPT. TOTAL	\$ 1,410,837.00	\$ 1,070,000.00	\$ 340,837.00	\$ 340,837.00
<b>TOTAL ALL DEPARTMENTS</b>		<b>\$ 1,541,676.00</b>	<b>\$ 1,089,000.00</b>	<b>\$ 446,676.00</b>	<b>\$ 446,676.00</b>

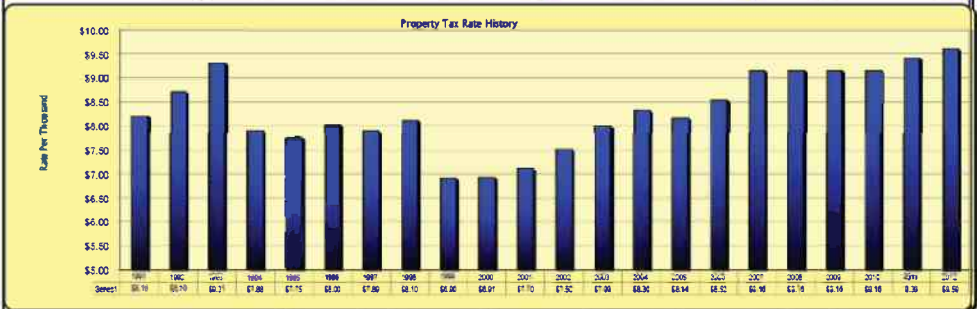
DEPARTMENT	FULL-TIME					PART-TIME					SEASONAL							
	2007	2008	2009	2010	2011	2012	2007	2008	2009	2010	2011	2012	2007	2008	2009	2010	2011	2012
Legislative Board	7	7	7	7	7	7	0	0	0	0	0	0						
Chief Administrative Office!	2	2	2	2	2	2	0	0	0	0	0	0						
Clerk of Legislative Board	2	2	2	2	2	2	0	0	0	0	0	0						
District Attorney	4	4	4	4	4	5	3	3	3	3	3	2						
Public Defender	1	0	0	0	0	0	4	4	4	4	4	4						
Coroners	0	0	0	0	0	0	4	4	4	4	4	4						
County Treasurer	5	5	5	5	5	5	1	1	1	1	1	1						
Budget Office	0	0	0	0	0	0	2	2	2	2	2	2						
Real Property Tax Service	2	2	2	2	2	2	2	2	2	2	2	2						
County Clerk	12	12	12	12	11	11	0	0	0	0	0	2						
County Attorney	0	0	0	0	0	0	4	4	4	4	4	3						
Personnel & Self-Insurance	3	3	3	3	3	3	1	1	1	1	1	1						
Risk Management	0	0	0	0	0	0	1	1	1	1	1	1						
Board of Elections	2	2	2	2	2	2	8	8	12	12	12	12						
Buildirs & Grotmds	17	17	16	16	15	15	2	2	1	1	0	0						
Computer Services	5	5	5	5	5	5	0	0	0	0	0	0						
Public Safety Comm. System	9	9	9	9	9	9	2	6	6	6	6	6						
Sheriff	32	33	32	33	33	32	7	8	8	8	8	8	7	9	9	9	9	9
Probation	14	14	14	14	14	15	0	0	0	0	0	0						
Jail	35	35	35	35	35	35	4	13	13	13	13	13						
Control of Dogs	1	1	1	1	1	1	1	2	2	2	2	2						
Emergency Management	2	2	2	3	3	3	9	9	9	8	8	8						
Public Health	36	36	35	35	22	22	4	4	6	6	3	4						
Mental Health Services	35	35	35	35	35	31	2	2	4	4	4	3						
Highway Administration	3	3	3	3	3	3	1	1	1	1	0	0						
Highway	15	14	14	14	14	13	0	0	0	0	0	0						
Highway Machine	3	3	3	3	3	3	0	0	0	0	0	0						
Fuel Farm	0	0	0	0	0	0	1	1	1	1	1	1						
Social Services	87	87	89	89	85	84	4	4	3	3	4	4						
County Nursing Home	102	102	102	102	100	100	60	61	72	72	59	59						
Job Development Agency	8	7	8	8	7	6	1	2	2	2	2	3						
Veterans	2	2	2	2	2	2	0	0	0	0	0	0						
Weights & Measures	1	1	1	1	1	1	0	0	0	0	0	0						
Office for the Aging	11	10	10	10	11	7	9	9	9	9	7	7						
Marine Park	0	0	0	0	0	0	1	1	1	1	1	1						
Youth Bureau	0	0	0	0	0	0	1	1	0	0	0	0						
Historian	0	0	0	0	0	0	1	1	1	1	1	1						
Mairning & Development	3	3	3	3	3	2	1	1	1	1	0	1						
Oak Orchard Watershed	0	0	0	0	0	0	1	1	1	1	1	1						
Housing Assistance	2	2	2	2	2	2	0	0	0	0	1	1						
Crime Victims	1	1	1	1	1	1	1	1	1	1	1	1						
Record Management	0	0	0	0	0	0	0	0	0	0	0	0						
Totals	464	461	461	463	442	431	143	160	176	175	158	158	7	9	9	9	9	9

Orleans County Position Count - 2012



2012 TENTATIVE BUDGET SUMMARY

1/13/12 3:14 PM	2008	2009	2010	2011	2012	Change	Percent
<b>Total Appropriations (with interfund)</b>	\$ 67,193,867	\$ 70,665,143	\$ 72,072,766	\$ 72,071,267	\$ 75,465,740	\$ 3,414,473	4.738%
<b>Total Revenue (with interfund)</b>	\$ 69,263,878	\$ 68,276,211	\$ 69,067,826	\$ 70,320,629	\$ 72,072,662	\$ 1,752,033	2.491%
County Cost	\$ 14,579,841	\$ 14,934,632	\$ 15,199,588	\$ 14,839,813	\$ 14,958,874	\$ 1,618,261	9.61%
Less Cash Surplus (from General Fund)	\$ (750,000)	\$ (1,073,000)	\$ (1,073,000)	\$ (1,400,000)	\$ (1,400,000)	\$ -	-
Less Cash Surplus (from Road Fund)	\$ -	\$ -	\$ (35,000)	\$ (200,000)	\$ (25,000)	\$ 165,000	-471.43%
Less Cash Surplus (from Solid Waste)	\$ (150,000)	\$ (150,000)	\$ (150,000)	\$ (225,000)	\$ (200,000)	\$ 25,000	-11.11%
Less Cash Surplus (from Debt Service)	\$ -	\$ -	\$ -	\$ (55,000)	\$ (40,000)	\$ 15,000	-27.27%
Less Cash Surplus (from Machine Fund)	\$ (1,000)	\$ (15,000)	\$ (32,500)	\$ (35,000)	\$ (150,000)	\$ (115,000)	328.57%
Less Cash Surplus (from Enterprise Fund)	\$ -	\$ -	\$ -	\$ -	\$ (1,003,571)	\$ (1,003,571)	-
Less Cash Surplus (Retirement Reserve)	\$ -	\$ -	\$ -	\$ -	\$ (320,000)	\$ (320,000)	-
Plus Allowance for Uncollectible Taxes	\$ 5,000	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ -	-
<b>Total Levy</b>	\$ 13,716,041	\$ 13,786,732	\$ 13,829,180	\$ 13,914,937	\$ 13,399,603	\$ (515,334)	-2.78%
Assessed Value	1,445,045,376	1,504,361,959	1,500,190,230	1,598,683,747	1,601,433,546	\$ 2,749,799	0.43%
<b>Average Tax Rate</b>	<b>9.16</b>	<b>9.16</b>	<b>9.15</b>	<b>9.35</b>	<b>8.36</b>	<b>-0.99</b>	<b>-2.18%</b>



Property Assessed at:	Will Increase (decrease)	Property Assessed at:	Will Increase (decrease)	Property Assessed at:	Will Increase (decrease)	Property Assessed at:	Will Increase (decrease)
\$ 30,000	\$ 6.00	\$ 85,000	\$ 17.00	\$ 140,000	\$ 28.00	\$ 195,000	\$ 39.00
\$ 35,000	\$ 7.00	\$ 90,000	\$ 18.00	\$ 145,000	\$ 29.00	\$ 200,000	\$ 40.00
\$ 40,000	\$ 8.00	\$ 95,000	\$ 19.00	\$ 150,000	\$ 30.00	\$ 205,000	\$ 41.00
\$ 45,000	\$ 9.00	\$ 100,000	\$ 20.00	\$ 155,000	\$ 31.00	\$ 210,000	\$ 42.00
\$ 50,000	\$ 10.00	\$ 105,000	\$ 21.00	\$ 160,000	\$ 32.00	\$ 215,000	\$ 43.00
\$ 55,000	\$ 11.00	\$ 110,000	\$ 22.00	\$ 165,000	\$ 33.00	\$ 220,000	\$ 44.00
\$ 60,000	\$ 12.00	\$ 115,000	\$ 23.00	\$ 170,000	\$ 34.00	\$ 225,000	\$ 45.00
\$ 65,000	\$ 13.00	\$ 120,000	\$ 24.00	\$ 175,000	\$ 35.00	\$ 230,000	\$ 46.00
\$ 70,000	\$ 14.00	\$ 125,000	\$ 25.00	\$ 180,000	\$ 36.00	\$ 235,000	\$ 47.00
\$ 75,000	\$ 15.00	\$ 130,000	\$ 26.00	\$ 185,000	\$ 37.00	\$ 240,000	\$ 48.00
\$ 80,000	\$ 16.00	\$ 135,000	\$ 27.00	\$ 190,000	\$ 38.00	\$ 245,000	\$ 49.00

The fee for solid waste and recycling service for 2012 will be \$180.

**ORLEANS COUNTY STATEMENT OF LONG TERM DEBT AS OF DECEMBER 2011**

TYPE	ISSUE	MATURITY	INTEREST	OUTSTANDING	DUE 2012	
	DATE	DATE	RATE	DEBT	PRINCIPAL	INTEREST
<b>SERIAL BONDS:</b>						
<b>Refunded:</b>						
Public Safety Series A & B and Fire Tower & Court House Sq.	12/29/2010	04/01/2020	2.00%	\$2,600,000.00	\$395,000.00	\$66,250.04
911/Emerg. Mangement Radio	07/15/2007	01/15/2017	4.38%	<u>\$325,000.00</u>	<u>\$50,000.00</u>	<u>\$14,431.26</u>
<b>GRAND TOTALS</b>				<b>\$2,925,000.00</b>	<b>\$445,000.00</b>	<b>\$80,681.30</b>
<b>NURSING HOME LONG TERM DEBT</b>						
<b>SERIAL BONDS:</b>						
Refunded Bonds-Home Const	12/29/2010	04/1/2014	2.00%	\$460,000.00	\$160,000.00	\$7,600.00
HOME RECONSTRUCTION	04/15/2006	10/15/2026	4.125%	\$7,550,000.00	\$370,000.00	\$310,731.25
HOME RECONSTRUCTION	08/15/2007	04/15/2026	4.375%	<u>\$860,000.00</u>	<u>\$40,000.00</u>	<u>\$37,106.26</u>
<b>GRAND TOTALS</b>				<b>\$8,870,000.00</b>	<b>\$570,000.00</b>	<b>\$355,437.51</b>
<b>JOINT ACTIVITY- OAK ORCHARD WATERSHED DISTRICT</b>						
JOINT ACTIVITY	06/06/2002	05/05/2012	4.25%	<u>\$30,000.00</u>	<u>\$30,000.00</u>	<u>\$1,275.00</u>
<b>GRAND TOTALS</b>				<b>\$30,000.00</b>	<b>\$30,000.00</b>	<b>\$1,275.00</b>
<b>GRAND TOTAL-ALL FUNDS</b>				<b>\$11,825,000</b>	<b>\$1,045,000.00</b>	<b>\$437,393.81</b>

CONSTITUTIONAL TAX MARGIN	\$9,383,761
CONSTITUTIONAL TAX LIMIT	\$23,488,425
CONSTITUTIONAL DEBT LIMIT	\$109,612,648

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
<b>Equalized Total Assessed Value 2,011,322,407</b>					
12100	NYS - GENERALLY	RPTL 404(1)	69	40,510,980	2.01
13100	CO-GENERALLY	RPTL 406(1)	16	8,126,600	0.40
13500	TOWN-GENERALLY	RPTL 406(1)	50	5,273,300	0.26
13510	TOWN- CEMETERY LAND	RPTL 446	45	1,069,100	0.05
13650	VG-GENERALLY	RPTL 406(1)	83	12,445,710	0.62
13660	VG- CEMETERY LAND	RPTL 446	3	581,400	0.03
13740	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	15	24,971,030	1.24
13742	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	6	3,519,299	0.17
13800	SCHOOL DISTRICT	RPTL 408	28	60,624,656	3.01
13810	SPEC DIST - DRAINAGE IMPROVEMENT	E C L 15.1909(4)	21	273,400	0.01
14100	USA-GENERALLY	RPTL 400(1)	8	13,253,300	0.66
18020	MUNICIPAL INDUSTRIAL DEV AGENCY	RPTL 412-a	56	23,262,547	1.16
18130	UDC OWNED HOUSING PROJECT	MC K UC ON L 6272	2	1,941,500	0.10
21600	RES OF CLERGY - RELIG CORP OWNER	RPTL 462	14	1,333,500	0.07
25110	NONPROF CORP - RELIG(CONST PROT)	RPTL 420-a	114	26,784,900	1.33
25120	NONPROF CORP - EDUCL(CONST PROT)	RPTL 420-a	6	2,541,700	0.13
25130	NONPROF CORP - CHAR (CONST PROT)	RPTL 420-a	9	1,477,400	0.07
25210	NONPROF CORP - HOSPITAL	RPTL 420-a	9	12,657,000	0.63
25230	NONPROF CORP - MORAL/MENTAL IMP	RPTL 420-a	1	31,000	0.00
25300	NONPROF CORP - SPECIFIED USES	RPTL 420-b	29	3,974,294	0.20
26050	AGRICULTURAL SOCIETY	RPTL 450	1	527,200	0.03
26100	VETERANS ORGANIZATION	RPTL 452	10	1,166,000	0.06
26250	HISTORICAL SOCIETY	RPTL 444	6	549,100	0.03
26400	INC VOLUNTEER FIRE CO OR DEPT	RPTL 464(2)	22	2,898,600	0.14
27350	PRIVATELY OWNED CEMETERY LAND	RPTL 446	17	401,400	0.02
32301	NYS LAND TAXABLE FOR SCHOOL ONLY	RPTL 536	1	458,900	0.02
41101	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	8	19,400	0.00
41102	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	1	12,000	0.00
41111	VET PRO RATA: FULL VALUE ASSMT	RPTL 458(5)	1	16,905	0.00
41121	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	801	8,676,231	0.43
41122	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	156	1,621,385	0.06
41131	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	810	14,266,077	0.71
41132	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	142	2,492,384	0.12

Exemption Code	Exemption Name	Equalized Total Assessed Value 2,011,322,407		Total Equalized Value of Exemptions	Percent of Value Exempted
		Statutory	Number of Exemptions		
41141	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	261	5,048,828	0.25
41142	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	52	1,069,762	0.05
41151	COLD WAR VETERANS (10%)	RPTL 458-b	51	202,810	0.01
41152	COLD WAR VETERANS (10%)	RPTL 458-b	24	92,700	0.00
41171	COLD WAR VETERANS (DISABLED)	RPTL 458-b	1	20,000	0.00
41172	COLD WAR VETERANS (DISABLED)	RPTL 458-b	5	65,243	0.00
41300	PARAPLEGIC VETS	RPTL 458(3)	2	315,100	0.02
41400	CLERGY	RPTL 460	15	22,500	0.00
41700	AGRICULTURAL BUILDING	RPTL 483	114	9,499,565	0.47
41720	AGRICULTURAL DISTRICT	AG-MKTS L 305	1,420	44,196,809	2.20
41730	AGRIC LAND-INDIV NOT IN AG DIST	AG MKTS L 306	414	10,447,934	0.52
41750	AG LAND ELIGIBLE FOR AG ASSMT	AG-MKTS 305(7)	1	18,200	0.00
41800	PERSONS AGE 65 OR OVER	RPTL 467	104	3,308,358	0.16
41801	PERSONS AGE 85 OR OVER	RPTL 467	102	1,856,988	0.09
41802	PERSONS AGE 65 OR OVER	RPTL 467	148	3,482,639	0.17
41805	PERSONS AGE 65 OR OVER	RPTL 467	4	157,831	0.01
41932	DISABILITIES AND LIMITED INCOMES	RPTL 459-c	4	56,975	0.00
41965	HISTORIC PROPERTY	RPTL 444-a	3	136,500	0.01
41980	LOW OR MODERATE INCOME HOUSING	RPTL 421-e	3	1,806,000	0.09
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	30	298,438	0.01
42120	TEMPORARY GREENHOUSES	RPTL 483-c	5	599,700	0.03
42130	FARM OR FOOD PROCESSING LABOR CAMPS	RPTL 483-d	32	1,450,800	0.07
44212	HOME IMPROVEMENTS	RPTL 421-f	2	83,900	0.00
47460	FOREST LAND CERTD AFTER 8/74	RPTL 480-a	4	186,240	0.01
47610	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	20	700,365	0.03
47611	BUSINFSS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	9	1,995,405	0.10
47615	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	5	581,375	0.03
47670	PROPERTY IMPRVMT IN EMPIRE ZONE	RPTL 485-e	9	38,245,344	1.90
49500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	2	5,500	0.00



Total Assessed Value 2,011,322,407

Equalized Total Assessed Value 2,011,322,407

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Values Exempted
50000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	51	2,877,267	0.14
<b>Total Exemptions Exclusive of System Exemptions:</b>			<b>5,406</b>	<b>403,709,995</b>	<b>20.07</b>
<b>Total System Exemptions:</b>			<b>51</b>	<b>2,877,267</b>	<b>0.14</b>
<b>Totals:</b>			<b>5,457</b>	<b>408,587,262</b>	<b>20.21</b>

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments In Lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes:

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**PROCEEDINGS**  
**of the**  
**LEGISLATURE**  
**of**  
**ORLEANS COUNTY**  
  
**2012**

Donald J. Allport	Member at Large
George R. Bower	Member at Large
David B. Callard	Member at Large
William H. Eick	District No. 1
Lynne M. Johnson	District No. 2
Henry Smith, Jr.	District No. 3
Kenneth E. Rush	District No. 4
David B. Callard	Chairman
George R. Bower	Vice-Chairman
Charles H. Nesbitt, Jr.	Chief Administrative Officer
Nadine P. Hanlon	Clerk of Legislature

By Order  
of the  
Legislature

COUNTY OF ORLEANS)

ss:

STATE OF NEW YORK)

I hereby certify that the following Proceedings of the Legislature of Orleans County by the authority of said Legislature are a true statement of the record of such proceedings as filed in this office.

Nadine P. Hanlon  
Clerk of the Legislature



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**2012-2013 Orleans County Legislature**

FRONT ROW: David B. Callard, Chairman, At Large - West; George R. Bower, At Large - East.

BACK ROW: Charles H. Nesbitt, Jr., Chief Administrative Officer; David C. Schubel, County Attorney; Kenneth E. Rush, District 4; Lynne. M. Johnson, District 2; William H. Eick, District 1; Donald Allport, At Large - Central; Henry Smith, Jr., District 3.

***County Officials of Orleans County for 2012***

Aging, Office for the, Director	Melissa Blanar
Assistant Director	Pam Canham
Budget Officer	Charles H. Nesbitt Jr.
Deputy Budget Officer	Susan M. Heard
Chief Administrative Officer	Charles H. Nesbitt, Jr.
Clerk of the Legislature	Nadine P. Hanlon
Deputy Clerk of the Legislature	Onnalee C. O'Connor
Computer Services, Director	Charles R. Kinsey
Coroner, Chief	Scott M. Schmidt, CFSP
Coroners	Joseph T. Fuller
	Charles Smith, RN
County Attorney	David C. Schubel
Assistant County Attorney	John C. Gavenda
	James D. Bell
County Clerk	Karen Lake-Maynard

Deputy County Clerk  
Deputy County Clerk – DMV  
Development, Industrial/Economic  
District Attorney  
1<sup>st</sup> Assistant District Attorney  
2<sup>nd</sup> Assistant District Attorney  
3<sup>rd</sup> Assistant District Attorney  
Election Commissioners

Deputy Commissioners

Emergency Management, Director  
Health, Director  
Highway Superintendent  
Deputy Highway Superintendent  
Buildings and Grounds Assist. Superintendent  
Historian  
Housing Assistance, Director  
Job Development, Director  
Mental Health Services, Director  
Nursing Home, Administrator  
Personnel and Self Insurance, Director  
Planning and Development, Director  
Probation, Director  
Public Defender  
1<sup>st</sup> Assistant Public Defender  
2<sup>nd</sup> Assistant Public Defender  
3<sup>rd</sup> Assistant Public Defender  
Real Property Tax, Director  
Records Management Officer  
Sheriff  
Undersheriff  
Chief Deputy  
Jail Superintendent  
Social Services, Commissioner  
Tourism, Director  
Treasurer  
Deputy Treasurer  
Veterans, Director  
Weights and Measures, Director  
Youth Bureau, Director

Diane L. Shampine  
Susan K. Rustay  
James Whipple  
Joseph V. Cardone  
Susan Silleman  
Katherine Kersch-Bogan  
John Sansone  
Dennis J. Piedimonte (R)  
Janice Grabowski (D)  
Clara Martin (R)  
Eileen Aina (D)  
Paul W. Wagner  
Paul A. Pettit  
Gerald R. Gray  
Michael Cliff  
James J. Noreck  
C. W. Lattin  
Sheila M. Allport  
Carol N. Miller  
James F. Graziano  
William Gillick  
John C. Welch, Jr.  
Wayne Hale, Jr.  
Luci Taylor-Welch  
Sanford A. Church  
Patricia Pope  
Dominic Saraceno  
Nathan D. Pace  
Dawn M. Allen  
Charles H. Nesbitt, Jr.  
Scott D. Hess  
Steven D. Smith  
Thomas L. Drennan  
Scott Wilson  
Thomas Kuryla  
Wayne Hale, Jr.  
Susan M. Heard  
Roxie J. Basinait  
Paul F. Fulcomer  
Craig D. Lape  
Jocelyn Sikorski

## **LEGISLATIVE STANDING COMMITTEES-2012**

### **LEGISLATIVE**

#### **Callard, Bower**

Chief Administrative Officer  
Clerk of Legislature  
County Attorney  
Historian  
Emergency Management  
Employee Assistance Program  
Fire Advisory Board  
Off Track Betting  
Safety Committee

### **PUBLIC SAFETY**

#### **Bower, Johnson, Callard**

District Attorney  
Probation  
Public Defender  
Sheriff  
Courts  
Emergency Medical Services  
Stop DWI

### **HEALTH**

#### **Eick, Rush, Callard**

Mental Health  
Nursing Home  
Public Health  
ARC

### **ELECTIONS**

#### **Eick, Smith, Callard**

Board of Elections

### **EDA**

#### **Eick, Rush, Callard**

### **LDC**

#### **Bower, Smith, Callard**

### **ADMINISTRATION & FINANCE**

#### **Johnson, Bower, Callard**

Budget Officer  
Computer Services  
County Clerk  
Personnel & Self-Insurance  
Records Management  
Real Property Tax Services  
Treasurer  
Education (Community Colleges,  
Medical Scholarship, Libraries)

### **HOME & COMMUNITY SERVICES**

#### **Rush, Eick, Callard**

Planning & Development  
Soil and Water Conservation  
Solid Waste  
Tourism  
Cooperative Extension  
Gen/F. Lakes Regional Planning Council  
Go Art!  
Orleans Sportsman Federation  
Parks

### **ECONOMIC ASSISTANCE & OPPORTUNITY**

#### **Smith, Allport, Callard**

Housing - Section 8  
Job Development Agency  
Office for the Aging  
Social Services  
Veterans Service Agency  
Youth Board

### **HIGHWAY**

#### **Allport, Smith, Callard**

Buildings & Grounds  
Highway  
Weights & Measures  
Genesee Transportation Council  
RGRTA - Rochester Genesee Regional  
Transportation Authority

## **Organizational Meeting**

January 4, 2012

---

The Clerk of the Legislature called the meeting to order at 4:32 p.m. The Pledge of Allegiance was led and Nadine Hanlon, Clerk of the Legislature, recited a prayer that was offered by the late Rev. Robert H Mowatt at the January 5, 1984 Organizational meeting of the Orleans County Legislature. The Clerk called the roll and all Legislators were present.

The Clerk opened the floor for nominations for a temporary Chairman of the Legislature. Legislator Eick moved that Legislator Rush be the temporary Chairman. Legislator Allport second the motion. The Clerk asked if there were any other nominations. Motion was carried.

Temporary Chairman Rush asked for nominations for Chairman. Legislator Bower stated that he has been a Legislator for many years; and has worked with fifteen different Legislators and six different Chairmen. He said he has a ranking for David Callard as being Chairman and he said we have had some great Chairmen. Legislator Bower would put Legislator Callard on the top. He has been hard working, dedicated, honest and said he represents the three L's. He is a willing listener, and outstanding leader, and he has an abiding love for the people of Orleans County. Legislator Bower said he is proud to nominate Legislator Callard to be Chairman for 2012-2013. Legislator Eick seconded the nomination. Temporary Chairman Rush asked if there were any other nominations. With there being none, a roll call vote was requested.

Roll Call Vote: 7 ayes; 0 nays; therefore the motion for Legislator Callard to be Chairman of the Orleans County Legislature was carried.

Temporary Chairman Rush asked for nominations for Vice Chairman. Legislator Allport stated it was his honor to nominate Legislator Bower as Vice Chairman. Legislator Allport expressed that Legislator Bower's dedication to Orleans County is unquestionable. He is proud to serve with him and believes this position should duly be his. Legislator Johnson seconded the nomination. Temporary Chairman Rush asked if there were any other nominations. With there being none, a roll call vote was requested.

*January 4, 2012*

*Resolutions 1-5*

Roll Call Vote: 7 ayes; 0 nays; therefore the motion for Legislator Bower to be Vice Chairman of the Orleans County Legislature was carried.

A brief recess was called for the swearing in of the Orleans County Legislature by Orleans County Clerk, Karen Lake-Maynard. Karen Lake-Maynard asked everyone to rise and she performed their oaths of office and the official book was signed by the Legislators.

Clerk Hanlon introduced Joyce LaLonde, a Junior from the Albion Central School, who performed her speech on the United States Constitution. Ms. LaLonde was the Orleans County American Legion Oratorical Contest winner for Orleans County. First, John Hucknall, Orleans County American Legion Oratorical Contest Chairman, introduced the purpose of the contest. He defined oratorical – talking in front of a group of people. He said a lot of people are scared to death to do it but the contest is based upon the Constitution and the rights and responsibilities of a citizen. He said all five school districts have been involved over the last four or five years, and it keeps growing. He said the more students they get involved, the more they will know about the constitution. The more we put through the contest, the more educated people we will have to step up as leaders in Orleans County. The contest is completely funded by the American Legion, no tax dollars involved, and has been going on for seventy-five years. Mr. Hucknall said that Joyce won the county contest but all nine contestants did a fabulous job. It was a tough decision to choose a winner. Mr. Hucknall introduced Joyce LaLonde. Upon the completion of her speech, she was applauded by the room. Legislator Rush thanked Joyce and expressed that he could see why she was the contest winner. He thanked her for doing a wonderful job.

Temporary Chairman Rush escorted the newly elected Chairman to the Chairman's seat and turned the organizational meeting over to Chairman Callard.

Chairman Callard stated that if this was the Orleans Caucus today, Ms. LaLonde would be our winner and he thanked her again for performing her speech before the Board.

The following resolutions were presented for adoption:



**RESOLUTION NO. 1-112**

APPOINTING CLERK OF THE LEGISLATURE

RESOLVED, that Nadine P. Hanlon be appointed Clerk of the Legislature to serve during the pleasure of the Legislature, at grade 5, step 7 of the Management Salary Schedule.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 2-112**

APPOINTING COUNTY ATTORNEY

RESOLVED, that David C. Schubel be appointed County Attorney to act as the Attorney for the Orleans County Legislature, the County of Orleans, and the County Officers, for a term of two years with salary set at Grade 11, Step 9 of the Management Salary Schedule; and, that in addition thereto, the reasonable disbursements and expenses of the County Attorney incurred in the conduct of County business shall be paid upon the usual monthly vouchers to be audited by this County Legislature.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to fix the compensation of the Legislators and said it should be noted that there has been no increase in the Legislators salary in the last five years; seconded by Legislator Allport. The following resolution was adopted:

**RESOLUTION NO. 3-112**

FIXING COMPENSATION OF LEGISLATORS

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 2012, the compensation of each Legislator payable by the County of Orleans shall be an annual salary, with the Chairman's salary to be \$16,424, and each other member to receive \$10,948 in lieu of all other compensation for both meetings and committee

*January 4, 2012*

*Resolutions 1-5*

work, payable in bi-weekly installments in the same manner as other county salaries are paid; and be it

FURTHER RESOLVED, that each Legislator shall also receive from the County, travel allowance and expenses in the performance of his duties in attending meetings, committee work and other duties committed to him, at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence to the place of the performance of each duty; and be it

FURTHER RESOLVED, that in performing duties assigned or committed to him outside the County, each Legislator shall receive from the County his actual expenses and if he furnishes his personal automobile for such travel shall receive, therefore, mileage at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence and place of such assignment; such expenses and mileage shall be audited by the Legislature upon the usual voucher thereof, and paid as are other County charges; and be it

FURTHER RESOLVED, that each Legislator shall be entitled to fringe benefits as currently prescribed by the Management Compensation Plan; and be it

FURTHER RESOLVED, that Legislators are not allowed expenses for meals between Conference Sessions and Legislature Meetings.

Moved, Bower; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 4-112**

#### **DESIGNATING NEWSPAPERS**

WHEREAS, the Republican members of this County Legislature have filed a certificate designating the The Daily News to publish the Concurrent Resolutions for 2012 and 2013, the Tax Redemption Notices for 2012 and 2013; the Official Canvas for 2011 and 2012 and the Election Notices for 2012 and 2013; be it

*January 4, 2012  
Resolutions 1-5*

RESOLVED, that the County Legislature approves of such designations and hereby designates the The Daily News to publish the Concurrent Resolutions for 2012 and 2013, the Tax Redemption Notices for 2012 and 2013; the Official Canvas for 2011 and 2012; and the Election Notices for 2012 and 2013; and be it

FURTHER RESOLVED, that the Medina Journal Register remains as an officially designated newspaper of Orleans County for the publication of all Local Laws, notices and other matters required by law to be published pursuant to Subdivision 2 of Section 214 of County Law.

Moved, Bower; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 5-112**

#### **DESIGNATING MAJORITY LEADER OF THE LEGISLATURE**

RESOLVED, that William Eick is hereby designated by the Republicans as Majority Leader of the Legislature.

Moved, Bower, second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard announced that Congresswoman Hochul will be at the Orleans County Legislature on Friday, January 6<sup>th</sup> at 4:30 p.m. to discuss her ALERT ACT to enhance the 911 Communication Systems. He also announced that the next regular meeting will be held on January 11, 2012 at 4:30 p.m.

Legislator Allport moved to adjourn; second by Legislator Smith.  
Meeting adjourned at 4:58 p.m.

## LEGISLATURE MEETING

January 11, 2012

---

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Legislator Smith, the Deputy Clerk called the roll. All Legislators were present.

The Deputy Clerk had no communications to present and Treasurer Heard was present but she did not have a report today because they kept the cash available longer. She will have a report prepared for the next meeting.

During open discussion Allen Lofthouse, Kendall, questioned Resolution No. 11-112 pertaining to the monthly and annual cost of the Secretarial Services contract with the County Attorney. He asked how many hours of coverage in the contract. Attorney Schubel stated that the numbers are whatever are necessary. Mr. Lofthouse asked how he comes up with the figures on the contract. Mr. Nesbitt stated that we get more than our monies worth and we don't pay for a support staff for him. Attorney Schubel, starting his twenty-third year here, stated that it used to be an employee of the county who used to be the secretary to the County Attorney but he decided to contract with his office to do that rather than paying an employee. He now is absorbing all the employer costs. His office also supplies the computer, equipment, and office overhead. The County is not paying New York State Retirement, worker's compensation, and health insurance. Mr. Lofthouse thought it was a goofy answer as far as he was concerned and figured maybe they are right and maybe they are not, he doesn't know that and it sounds like a trade off in some way.

Mr. Lofthouse inquired about Resolution No. 13-112 and what the county pays for in Soil and Water services. Mr. Nesbitt requested Mr. Dan Schuth, the Regional Director of Soil and Water, to answer. Mr. Schuth stated that Soil and Water has an Intermunicipal agreement with the County Highway Department to share equipment and services. Soil and Water Conservation District owns several pieces of equipment and in turn the Orleans County Highway Department does maintenance on that equipment with billing back to them at a very reasonable rate; less than an equipment dealer would charge them for the same type for repairs. Soil and Water supplies engineering for drainage projects and manpower on ditch drainage projects by shooting grade while a ditch is being done and calculating backfill or material to be removed from a drainage ditch for a

project. This sums up their contributions to the County. Mr. Nesbitt inquired from Mr. Schuth what the return on investment was. Mr. Schuth said last year it was somewhere around \$19 for every dollar in the county allocation for Soil and Water.

Mr. Lofthouse asked about Resolution No. 22-112 and who actually serves on the Continuity of Government Committee. Mr. Nesbitt listed the CAO, the Emergency Management Director, the Bioterrorism Coordinator, the Public Health Director, the Mental Health Director, the Highway Superintendent, and the Directors of Personnel and Computer Services. This group prepared a disaster plan to provide for the relocation of operations if our sites were destroyed or disabled. The plan also prepares for resources needed to continue operations, such as computers, staff, etc. The plan also incorporated different contingencies for time of operations disrupted. It is a requirement by the State to have a plan in place and this group was asked to oversee the development of our plan. Chairman Callard stated that there is no increase in cost with the contracts that were referenced. The cost is the same for 2012 as it was for 2011 and 2010.

Henry Smith introduced and welcomed Gloria Morgan, the Associate Dean from Albion's Campus Center of Genesee Community College. Ms. Morgan thanked Mr. Smith for the introduction. She said she is home here because she is both an Albion and GCC graduate. She said she appreciates having the opportunity of Orleans County students to take classes at both the Albion and Medina campuses. She also appreciates the utilization of partial funding coming from this Board. She provided new GCC pins for the Board. Chairman Callard asked if she had any utilization numbers of the Albion or Medina campuses. Ms. Morgan stated that they had to cancel 12 out of 60 classes due to low enrollment. Enrollment in Albion is about 1400-1600 students, and Medina campus is around 1,000. She would be happy to follow up with more concrete numbers at a later time. Chairman Callard thanked her for coming.

Mr. Nesbitt referred back to Mr. Lofthouse's concern regarding secretarial services. The contract done with Mr. Schubel was not under his tenure. What was done under his tenure was about a \$30,000 savings by switching from a full-time employee in the county to a similar arrangement as Mr. Schubel's office with the Public Defender's office. We were spending about \$52,000 in public employment costs and took it down to about \$23,000 with the Public Defender's office at this time.

January 11, 2012

Resolutions 6-28

Mr. Nesbitt stated that the County applied for and received \$27,847 for a Records Management Improvement Funds Grant for the expansion of the County Record's Center. The existing Records Center has records stacked to the rafters and has a loss of space especially before they perform the annual clean out. The old vacant Buildings and Grounds offices are available to be used for the expansion. The computer and the multi-functional copier were not approved, which was about a \$1,500 reduction in the grant application. A meeting has been held with Gerry Gray, Jim Noreck, Debbie Prest, and himself on how to execute the project and they began demolition. This project should be completed by April.

Legislator Eick moved to add one resolution to the agenda; seconded by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 6-112**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	9525-9679	\$290,619.06
Highway	867-869; 2252-2260	\$63,642.48
Nursing Home	1446-1453	\$84,554.16
Job Development	No Claims	
Self Insurance	49641-49643; 49725-49727; 1012	\$54,596.14

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 7-112**

**SETTING LEGISLATURE MEETING SCHEDULE FOR 2012**

RESOLVED, that the regular meetings of the Orleans County Legislature will be held on the second and fourth Wednesday of each month at 4:30 PM at the Orleans County Legislative Chambers; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one hour prior to the scheduled conference session unless otherwise posted.

Moved, Bower; second, Johnson  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 8-112**

**AMENDING RULES OF PROCEDURE OF THE ORLEANS COUNTY LEGISLATURE**

RESOLVED, that section 9 of the Orleans County Legislature Rules of Procedure be amended as follows:

**STANDING COMMITTEES**

LEGISLATIVE

Chief Administrative Officer  
Clerk of Legislature  
County Attorney  
Historian  
Emergency Management  
Employee Assistance Program  
Fire Advisory Board  
Off Track Betting  
Safety Committee

ADMINISTRATION & FINANCE

Budget Officer  
Computer Services  
County Clerk  
Personnel & Self-Insurance  
Records Management  
Real Property Tax Services  
Treasurer  
Education (Community Colleges,  
Medical Scholarship, Libraries)

PUBLIC SAFETY

District Attorney  
Probation

HOME & COMMUNITY SERVICES

Planning & Development  
Soil and Water Conservation

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Public Defender

Sheriff

Courts

Emergency Medical Services

Stop DWI

Solid Waste

Tourism

Cooperative Extension

Gen/F. Lakes Regional Planning Council

Go Art!

Orleans Sportsman Federation

Parks

HEALTH

Mental Health

Nursing Home

Public Health

ARC

ECONOMIC ASSISTANCE  
& OPPORTUNITY

Housing - Section 8

Job Development Agency

Office for the Aging

Social Services

Veterans Service Agency

Youth Board

ELECTIONS

Board of Elections

HIGHWAY

Buildings & Grounds

Highway

Weights & Measures

Genesee Transportation Council

RGRTA - Rochester Genesee

Regional Transportation Authority

EDA - Economic Development Agency

LDC - Loan Development Committee

FURTHER RESOLVED, that section 24 of the Orleans County Legislature Rules of Procedure be amended as follows:

**EXECUTIVE SUCCESSION**

Legislator George R. Bower, At Large - East

Legislator Kenneth E. Rush, District 4

Legislator William H. Eick, District 1

Legislator Donald J. Allport, At Large - Central

Legislator Lynne M. Johnson, District 2

Legislator Henry Smith, Jr., District 3

Moved, Bower; second, Johnson

Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 9-112**

**APPROVING INTER-MUNICIPAL AGREEMENT WITH GENESEE COUNTY FOR YOUTH BUREAU OPERATION**

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County that for the operation of the Youth Bureau for 2012; and

WHEREAS, the Economic Assistance and Opportunity Committee did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$725 per month from January 1, 2012 through December 31, 2012 for a total of \$8,700.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 10-112**

**APPROVING APPOINTMENTS TO ORLEANS COUNTY YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend the appointment to said Orleans County Youth Board at this time; therefore, be it

RESOLVED, that this Legislature approves the following re-appointments to serve on the Orleans County Youth Board beginning January 1, 2012 through December 31, 2014:

Linda Haight, 14728 Moore St., Albion, NY 14411 - At Large

Ellen Tuohey, 12 Willowbrook Dr., Lyndonville, NY 14098 – At Large

Moved, Smith; second, Allport.

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Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 11-112**

**AUTHORIZING EXECUTION OF SECRETARIAL SERVICES  
CONTRACT FOR ORLEANS COUNTY ATTORNEY**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services for the Orleans County Attorney, at an annual cost of \$18,315; said amount to be paid in equal monthly installments of \$1,526.25, upon the submission of a county voucher at the end of each month; agreement effective for the 2012 calendar year.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 12-112**

**GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND  
WATER SYSTEMS**

RESOLVED, that all real property owned by the Villages of Holley, Albion, Medina and Lyndonville located outside their respective corporate limits and used as sewage disposal plants or systems, including necessary connections and appurtenances or used as a water plant, pumping station, water treatment plant or reservoir, including necessary connections and appurtenances, shall be wholly exempt from County taxation for the year 2012 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 13-112**

**APPROVING AGREEMENT WITH SOIL AND WATER  
CONSERVATION DISTRICT**

RESOLVED, that this Legislature authorizes the agreement between the County of Orleans and the Orleans County Soil and Water

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Conservation District, Albion, New York, for the provision of services by “Soil and Water” for the calendar year 2012, at a cost of \$57,750 to be paid in quarterly payments of \$14,437.50.

Moved, Rush; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 14-112**

#### **AUTHORIZING THE TREASURER TO APPROVE REAL PROPERTY TAX REFUNDS**

WHEREAS, the New York State Real Property Tax Law, Section 556, provides an administrative correction of error process to assist the property owner in obtaining real property tax refunds caused by certain clerical errors, unlawful entries and errors in essential fact; and

WHEREAS, Real Property Tax Law, Section 554 provides that the tax levying body may delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law, Section 556; and

WHEREAS, the Administration and Finance Committee does recommend that the Treasurer be delegated to perform said duties; now therefore be it

RESOLVED, that the Orleans County Treasurer be and hereby is authorized and directed to carry out the requirements of Section 556 of the Real Property Tax Law, effective immediately where the Real Property Tax Director has recommended a refund and said refund is two-thousand five hundred dollars or less; and be it

FURTHER RESOLVED, that on the fifteenth day of each month, the Orleans County Treasurer shall submit a report to the Orleans County Legislature of the refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the refund and the amount of refund and when no refunds are given no report will be issued.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 15-112**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF  
SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Buildings & Grounds, A Division of the Highway Department, Albion, NY for the provision of Messenger & Custodial Services; to be effective January 1, 2012 through December 31, 2012 at a cost of \$50,683. County cost is \$16,725.

Center for Disability Rights, Rochester, NY for the provision of the Consumer Directed Personal Assistance Program; to be effective January 1, 2012 through December 31, 2012 at rates set by the New York State Department of Health. County cost is \$0.

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2012 through December 31, 2012 at a cost of \$169/client. Reimbursement/County Cost is dependent on case type (TANF – 0% local cost, Safety Net – 100% local cost).

Job Development Agency, Albion, NY for the provision of employment orientation, assessments, plans and services to Public Assistance clients; to be effective January 1, 2012 through December 31, 2012 at a cost of \$335,432. County cost is \$90,136.

Orleans County Attorney, Medina, NY for the provision of 2 part-time attorneys assigned to Social Services; to be effective January 1, 2012 through December 31, 2012 at a cost of \$133,814. County cost is \$48,719.

Orleans County Computer Services, Albion, NY for the provision of computer programming, maintenance and consultation services; to be effective January 1, 2012 through December 31, 2012 at a cost of \$69,330. County cost is \$22,879.

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Orleans County Office for Aging, Albion, NY for the provision of the PERS program to eligible Medicaid clients; to be effective January 1, 2012 through December 31, 2012 at a cost of \$31 per client per month. County cost is 25%.

Orleans County Office for Aging, Albion, NY for the provision of assisting select public assistance clients in applying for SSI; to be effective January 1, 2012 through December 31, 2012 at a cost of \$5,000. County cost is \$2,500.

Pathstone Corporation, Rochester, NY for the provision of safe dwelling to victims of domestic violence who are eligible for DSS payment of these services; to be effective January 1, 2012 through December 31, 2012. Rates are established by NYS Office of Children & Family Services and 2012 rates have not yet been set.

The Bonadio Group, Pittsford, NY for the provision of audits of select clients as referred by the department to assess current eligibility, to assist in review of selected future applications and to provide staff training on evaluating applications of self-employed individuals; to be effective January 1, 2012 through December 31, 2012 at a cost of \$150 per hour per auditor. County cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 16-112**

#### **APPROVING AGREEMENT WITH THE ORLEANS COUNTY FEDERATION OF SNOWMOBILE CLUBS**

RESOLVED, that this Legislature approves an agreement with the Orleans County Federation of Snowmobile Clubs, whereby the County will administer the snowmobile trail program, including the disbursement of funds to snowmobile organizations to create and maintain trails, the development of documents required of participants in the program by NYSOPRHP and the performance of other administrative duties consistent with the program, agreement effective for the calendar years of 2012-2014; and be it

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FURTHER RESOLVED, that the Orleans County Federation of Snowmobile Clubs agree to hold the County harmless in this program; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is authorized to submit any necessary applications for funding and to enter into agreements with NYSOPRHP and the Orleans County Federation of Snowmobile Clubs to implement the snowmobile trail program in Orleans County.

Moved, Rush; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve the official undertaking of the Public Employees Fidelity Bond for the Genesee/Finger Lakes Regional Planning Council. Attorney Schubel explained that under the statute, officers are required to post an official undertaking of a posted bond. In lieu of that, municipalities such as the County, is authorized to rather post the bond, to bring it under the protection of the general liability policy. This resolution is authorizing the amount in substance of the Public Employees Fidelity Bond. Legislator Rush seconded the motion. The following resolution was adopted:

#### **RESOLUTION NO. 17-112**

#### **APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, the County of Orleans has appropriated the sum of \$6,647 as its share of the year 2012 operating funds of the Genesee Finger Lakes Regional Planning Council, and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

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WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000.00; now, therefore, be it

RESOLVED, that the Orleans County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to approve appointments to the Safety Committee. He explained that they meet at different departments during the course of the year and make sure these offices are safe and if not, those items are recorded and corrected. Legislator Johnson seconded the motion. Chairman Callard added that the Safety Committee meets once a month and they tour one entity or department during that month. The following resolution was adopted:

#### **RESOLUTION NO. 18-112**

#### **APPOINTING MEMBERS TO SAFETY COMMITTEE**

RESOLVED, that this Legislature appoints the following members to the Safety Committee for a two-year term beginning January 1, 2012 through December 31, 2013:

David Barhite	CSEA Union Representative
David B. Callard	Legislature Chairman
Mike Christopher	OCSEA Union Representative
Erin Fuller	OCDSA Union Representative
Craig Lape	Safety Officer
Chuck Nesbitt	Chief Administrative Officer
Jim Noreck	Buildings and Grounds
Allison Schoolcraft	Nursing Home

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Paul Wagner

Director of Emergency Management

Jack Welch

Director of Personnel and Self-Insurance

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 19-112**

#### **APPROVING APPOINTMENT TO THE ORLEANS COUNTY JURY BOARD**

RESOLVED, that this Legislature approves the appointment of Kenneth Rush to a two-year term on the Orleans County Jury Board, effective January 1, 2012 through December 31, 2013.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to approve the appointments to the Fish and Wildlife Management Board. He explained that this is a federal board that he sits on as a Legislative appointee, and additional appointees from Orleans County represent Sportsmen and Landowners. They represent region eight and meet in Canandaigua every other month. He appreciates being appointed to this Board. Legislator Allport seconded the motion. The following resolution was adopted.

### **RESOLUTION NO. 20-112**

#### **APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE MANAGEMENT BOARD**

RESOLVED, that this Legislature confirms the Chairman of the Legislature's appointment of the following Sportsman and Legislative representatives to the Fish and Wildlife Management Act Board, all terms ending December 31, 2013:

Neil Newton representing the Sportsmen's Federation

Michael Elam as alternate representing the Sportsmen's Federation

Kenneth Rush representing the Legislature

William Eick as alternate Legislature representative



Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 21-112**

APPROVING APPOINTMENTS TO INTERCOUNTY ASSOCIATION  
OF WESTERN NEW YORK

RESOLVED, that this Legislature appoints David B. Callard, George R. Bower, and Kenneth E. Rush as Orleans County delegates; and William Eick., Charles H. Nesbitt, Jr., and Nadine P. Hanlon as alternate delegates to the InterCounty Association of Western New York.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 22-112**

AUTHORIZING THE CONTINUATION OF THE CONTINUITY OF  
GOVERNMENT ADVISORY COMMITTEE FOR ORLEANS  
COUNTY

WHEREAS, Resolution No. 323-808 authorized the establishment of a Continuity of Government Advisory Committee to create a Continuity of Operations Plan (COOP) to ensure the continued performance of essential functions and services when normal, standard operations become overwhelmed, regardless of the emergency; therefore be it

RESOLVED, that this Legislature re-authorizes the continuation of the Continuity of Government Advisory Committee as established and will be subject to reauthorization at the end of calendar year 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 23-112**

APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL  
HEALTH DEPARTMENT AND VARIOUS AGENCIES

January 11, 2012

Resolutions 6-28

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2012 calendar year:

Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, NY 11021, providing a renewal for the software maintenance and support contract for the AccuMed software program, which is computer software utilized by the Department of Mental Health for electronic client billing and scheduling at a cost of \$8,120.70. County cost is \$568.50.

The Arc of Orleans County, 122 Caroline Street, Albion, NY 14411, providing services to the Orleans County DD population at a cost of \$234,025. County cost is \$39,831.

The Arc of Orleans County, 122 Caroline Street, Albion, NY 14411, providing supportive employment services at a cost of \$43,979. County cost is 0.

Coordinated Care Services, Inc., 1099 Jay Street, Rochester, NY 14611, providing specialized financial management services and preparation and submission of CFR reports at a cost of \$24,000. County cost is \$1,680.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 abstention, Allport; 0 absent.

#### **RESOLUTION NO. 24-112**

#### **APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2012**

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2012; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2012 as follows:

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EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM PLAN

Commissions/Deposits 2012	\$ 6,200.00
Raffles	<u>200.00</u>
Total	\$ 6,400.00

PROGRAM EXPENDITURES

GCASA Contract	\$ 3,710.00
Employee of the Month Program	475.00
Summer Picnic	1,000.00
Holiday Luncheon	1,100.00
Miscellaneous	<u>115.00</u>
Total	\$ 6,400.00

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 25-112**

APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Jackie Tarricone	Highway - Management	1/1/12-12/31/13
Allison Schoolcraft	Villages – Management	1/1/12-12/31/13
Bryan Spangler	Mental Health - Management	1/1/12-12/31/13
Shannyn Sanger	Public Health - CSEA	1/1/12-12/31/13

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 26-112**

RE-AFFIRMING APPOINTMENTS TO THE ORLEANS COUNTY INDUSTRIAL DEVELOPMENT AGENCY

*January 11, 2012*  
*Resolutions 6-28*

WHEREAS, certain individuals were heretofore appointed by this Legislature as members of the Orleans County Industrial Development Agency to specified terms as set forth in the resolutions of appointment; and

WHEREAS, subdivision 2 of section 856 of the General Municipal Law provides that members of an industrial agency shall serve at the pleasure of the appointing authority; and

WHEREAS, this Legislature is desirous of resolving any ambiguity with respect to the terms of the certain named individuals by reaffirming their respective appointments to serve at the pleasure of this Legislature; now, therefore be it

RESOLVED, that this Legislature hereby reaffirms the appointments of the following named individuals as members of the Orleans County Industrial Development Agency who shall serve at the pleasure of the Orleans County Legislature pursuant to the provisions of section 856 of the General Municipal Law of the State of New York: Kenneth DeRoller, Merle L. Draper, Paul Hendel, David Lewis, and John Misiti; and be it

FURTHER RESOLVED, that it shall be a policy of this Legislature to periodically review the appointments to the Orleans County Industrial Development Agency no less frequently than bi-annually upon the commencement of a new term of the Orleans County Legislature.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 27-112**

#### **APPROVING AGREEMENT WITH ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND THE DEPARTMENT OF JUSTICE**

RESOLVED, that this Legislature approves the Federal Equitable Sharing Agreement between the District Attorney's Office and the Department of Justice effective January 1, 2012 through December 31, 2012 allowing receipt of seized funds on Federal forfeitures; and be it

January 11, 2012  
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FURTHER RESOLVED, that this Legislative body hereby authorizes the Chairman of the Legislature to execute this agreement as approved by the Orleans County Attorney.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 28-112**

**AUTHORIZING SETTING UP NEW MONEY IN THE RECORDS MANAGEMENT BUDGET**

WHEREAS, the County has received a Local Government Records Management Improvement Fund award in the amount of \$27,847 for the expansion of the county records center; be it

RESOLVED, that this County Treasurer is authorized to set up new money received from local government grant, NYS Archives for the expansion of the County Records Center, in the Records Management budget, as follows:

<u>Revenue:</u>		
A3060	NYS Archives	\$27,847
<u>Appropriation:</u>		
A1460.486	Special Grants	\$27,847

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush added that the money that we pay to Genesee County for Youth Services, as Legislator Smith noted earlier, in the amount of \$8,700 has been reduced from \$21,600 last year due to the state cutting funding to the youth programs and staff is no longer needed.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:01 p.m.

**LEGISLATURE MEETING**

January 25, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The 4<sup>th</sup> Quarter Distribution of Revenue report has been submitted on behalf of the Traffic Diversion Program. Senator Catharine M. Young has confirmed receipt of Orleans County Legislature Resolution No. 301-911 which supported the multi-year state takeover of local share of Medicaid costs. As a co-sponsor on Senate Bill 5889-B, she appreciated Orleans County's support in adopting the resolution of support.

Chairman Callard asked if a Treasurer's report was submitted, which one was not.

During open discussion, Allen Lofthouse, Kendall, inquired about Resolution No. 30-112 and in what capacity do these various employees serve. Chairman Callard stated that a copy of the Local Law has been placed on the desks of the Legislature and he will see that Mr. Lofthouse receives a copy. Today it is just being presented to the Board and a Public Hearing to be set.

Mr. Lofthouse also inquired about Resolution No. 34-112. He was concerned about the dates and the the time frame of the approvals. Mr. Nesbitt advised Mr. Lofthouse that we may not get paperwork from the State until a later date, especially if we extend our grants, which we are doing in Resolution No. 34-112. We do not draw the grant down until the agreement is approved and signed. We approve these agreements when we get the paperwork from the State, which may be delayed from the actual starting date of the program.

Mr. Lofthouse asked if the property, referenced in Resolution No. 39-112, has been sold and was the County able to recoup all the interest in the real estate. Chairman Callard stated that it has not been sold and will address the Legislature with comments on this.

Paul Lauricella, Yates, inquired about Resolution No. 38-112, Support of the ALERT ACT and what it would cost the County. Mr. Nesbitt stated it is a Federal Act so we are hoping that in order to provide that capability, they will provide us with the money to carry this program out. Mr. Lauricella said he is not up on texting and technology but was wondering if it could be added to loosen up some of the gun control laws because some of these places where legitimate citizens are holding pistol permits, a lot of these murders would not take if there was an honest citizen there to take them out if they begin shooting. That is the problem that law abiding citizens can't carry in certain places and the laws are being made thinking it makes people safer but no one is save because the people who can be armed are unarmed.

Legislator Johnson commented that Chief Matt Olles, Carlton Fire Company and Paul Wagner, Director of EMO, were invited to the Governor's State of the State address on January 3<sup>rd</sup> in Albany. The Governor issued invitations to those fire personnel, law enforcement, military and naval affairs that participated in the response to Hurricane Irene and Tropical Storm Lee and we were honored to have them there. Director Wagner stated that about 300 coordinators, first responders, law enforcement, and military personnel who responded down state to assist and it was nice to be recognized for all of their efforts.

Chairman Callard explained that he wanted to address Resolution No. 35-112 hopefully to answer the question raised by Mr. Lofthouse. A resolution is on today to sell the former Jubilee building in Medina to ZOR Inc., a holding company affiliated with Evans Ace Hardware (formerly Hahn's Hardware) for a sum of no less than \$100,000. That amount represents the full amount owed on the property in back taxes as well as a portion of the interest and penalties. This is a commercial property of significant size and if properly redeveloped of significant value to the county taxpayers. The agreement conveys the county's interest in the property and sets forth the terms of sale.

The resolution states that the county has agreed to assist as a term of the sale with certain improvements to the property in the same way someone selling a home would agree to fix the septic system after an inspection showed problems with the system prior to closure. Zor Inc. will pay for all the associated materials and labor. In the event that the Zor Inc., invests \$500,000 into the property within 24 months, up to \$17,000 in labor will be forgiven.

*January 25, 2012*  
*Resolutions 29-38*

As a reminder, the County took possession of the old Mic-Jac building and it was offered in the 2007 In Rem auction. The assessed value at the time was \$169,100 and the top bid was \$2000. It was rejected. The following year the property was again placed in the county auction and drew a top bid of \$5000 and that bid was accepted. The assessed value at that time was \$136,400 and the outstanding taxes were \$96,372.57. The county taxpayers lost \$91,372.

In the case of the Jubilee building, there is an active credible local small business owner with a plan and financing that has a desire to redevelop a distressed property in a distressed area of the village. The county has an opportunity to redevelop a piece of property that is a blight on Orleans County and the Village of Medina. There is an opportunity to grow the sales and property tax bases through a well considered placement of the distressed property. The county will also recover the entire principal owed and a portion of the interest and penalties (\$88,620 = principal, interest and penalties = \$23,630).

This is a much better result than the case of the Mic-Jac building, in which the County Taxpayers lost \$91,372, this was reached through a more proactive and well thought out strategy to market and place the property with a committed business developer. Chairman Callard hoped that answered the questions raised today.

The following resolutions were presented for adoption:

**RESOLUTION NO. 29-112**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance



Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	9690-9867	\$439,717.61
Highway	871-875; 2270-2280	\$25,026.16
Nursing Home	39482-39534	\$182,311.11
Job Development	1466-1472	\$10,336.26
Self Insurance	9516, 49787-49789	\$219.48

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 30-112**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 2012 REGARDING SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 8<sup>th</sup> day of February 2012 at 4:25 p.m. at the Orleans County Legislature, 3 South Main Street, Suite 2, Albion, New York.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 31-112**

APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD

January 25, 2012  
Resolutions 29-38

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Christopher Beyrle 1906 E. Kent Rd Kent, New York 14477	Town of Carlton	12-31-14
Kirk Myhill 10835 W. Shelby Rd Medina, New York 14103	Town of Shelby	12-31-14
Gary Watts 11577 Harrison Rd Medina, New York 14103	Town of Shelby (Alternate)	12-31-14

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to withdraw a resolution to approve an agreement between Stericycle and the Sheriff's Office.

#### **RESOLUTION NO. 32-112**

#### **APPROVING VARIOUS AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2012 calendar year:

Hillside Children's Center, Inc., 24 Main St, Mt. Morris, NY 14510, providing a program of family resiliency as a community support service for individuals with mental and emotional problems who are living in the community at a cost of \$79,111. County cost is \$0.

Hillside Children's Center, Inc., 24 Main St, Mt. Morris, NY 14510, providing customized services to children with mental and emotional problems who are living in the community at a cost of \$36,000. County cost is \$0.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 33-112**

AMENDING AGREEMENT BETWEEN THE HEALTH  
DEPARTMENT AND NYS OFFICE OF HOMELAND SECURITY

WHEREAS, Resolution No. 231-610 was approved by the Orleans County Legislature on June 23, 2010, to provide Public Health Preparedness/Response for Bioterrorism services to the Orleans County Health Department and residents of Orleans County from August 10, 2009 through August 9, 2011; be it

RESOLVED, that this Legislature approves Appendix X extending Grant Agreement T838794 with the NYS Office of Homeland Security to August 9, 2012 with no change in the contract amount; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Grant Agreement T838794.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 34-112**

AUTHORIZING ORLEANS COUNTY TO ENTER INTO AN  
AGREEMENT WITH TROTT COMMUNICATIONS GROUP, INC.

WHEREAS, Orleans County desires to retain the services of an independent engineering consultant to accomplish certain tasks related to the conversion to a rebanded radio system including support for end-user equipment, upgrades and acquisition of a new communication network; and

WHEREAS, Orleans County desires to retain Trott Communications Group, Inc. as an independent consultant and professional engineering firm for a period of two years, effective January 25, 2012 through January 24, 2014; be it

RESOLVED, that this Legislature authorizes the Chairman to enter into agreement with Trott at a cost not to exceed \$82,610; and be it

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FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Emergency Management budget as follows:

<u>From:</u>		
A1990.435	Contingency Fund	\$30,460.02
A3640.860	Health Insurance	10,658.00
<u>To:</u>		
A3640.418	Other Contractual Expenses	\$41,118.02

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 35-112**

AUTHORIZING EXTENSION OF AGREEMENT WITH DOHERTY COMMUNICATIONS FOR THE RADIO SYSTEM MANAGEMENT PROJECT AND TRANSFER OF FUNDS WITHIN THE EMERGENCY MANAGEMENT DEPARTMENT

WHEREAS, Resolution No. 315-1011 approved an amendment to the agreement with Doherty Communications to include the Radio System Management Project effective through January 31, 2012; and be it

RESOLVED, that said amendment is to be extended through January 31, 2013; with a cost not to exceed \$69,000; and be it

FURTHER RESOLVED, the Chairman of the Legislature is authorized to sign this agreement amendment; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds in the Emergency Management budget as follows:

<u>From:</u>		
A3640.100	Personal Services	\$48,251
A3640.810	Retirement	9,843
A3640.820	Medicare	699
A3640.830	Social Security	2,992

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A3640.840	Workers' Comp	1,035
A3640.850	Unemployment	160
A3640.880	Disability	190
A3640.860	Health Insurance	5,830

To:

A3640.452	Personal Service Contract	\$69,000
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Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve an agreement with Real Property Tax Service and Toshiba Business Solutions to lease a color copier. The Real Property Director was able to take advantage of a rebate therefore an actual decrease in the lease amount was obtained. Legislator Bower seconded the resolution. The following resolution was adopted:

**RESOLUTION NO. 36-112**

**AUTHORIZING AGREEMENT BETWEEN REAL PROPERTY TAX SERVICE AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature authorizes an agreement between Orleans County Real Property Tax Department and Toshiba Business Solutions for a Toshiba e-studio Color Copier, Printer, Scanner, and Fax System at state bid pricing of \$117.00 per month for a 63 month lease; and be it

FURTHER RESOLVED, that this Legislature approves a \$31.55 per month service agreement which includes supplies and maintenance with a 3% annual increase under New York State Contracting pricing.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to support the ALERT ACT. He explained that if a text message is sent to the 911 center today it does not go through and the center does not know it was sent, therefore could result in serious consequences. If this Legislation goes through, if a text message is made to the 911 center it would be received just the same as a telephone call to

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the 911 center. Legislator Johnson seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 37-112**

**RESOLUTION IN SUPPORT OF ALERT ACT, H.R 3654**

WHEREAS, the ALERT ACT would require the Federal Communications Commission (FCC) to complete a rule within one year requiring wireless phone carriers to send an error message to consumers who unsuccessfully attempt to send text messages to 9-1-1; and

WHEREAS, the ALERT ACT would require the Federal Emergency Management Agency (FEMA) Administrator to dedicate at least 10% of federal Emergency Management Performance Grant funds to the testing or implementation of equipment or services allowing the public to send text messages to 9-1-1; and

WHEREAS, wireless phone carriers are currently not required to send error messages to consumers who attempt to send text messages to 9-1-1; this has resulted in victims in crisis situations incorrectly assuming that help is on the way; and

WHEREAS, with the necessary technology already developed, 9-1-1 dispatchers in Blackhawk County, Iowa currently receive and respond to emergency text messages. During the 2007 Virginia Tech tragedy, students sent text messages to 9-1-1 as they hid from a gunman who ultimately killed 32 people. Records show that the students who were successful in reaching emergency responders via voice calls had to speak so softly that potentially vital information was sometimes not heard on the other end of the line. This tragedy showed that many young people will turn to text messaging before voice calls in panic situations; and

WHEREAS, Text-to-9-1-1 capabilities would greatly enhance the safety of those who need to silently request help without drawing an aggressors' attention, such as victims of domestic violence, burglaries, home invasions, and kidnappings; and

WHEREAS, Text-to-9-1-1 would be of great benefit to people with disabilities and others who are unable to communicate over the phone. The President of the National Technical Institute for the Deaf has

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praised the ALERT Act, saying it would have a “tremendous impact in ensuring the safety of deaf and hard-of-hearing individuals everywhere.”; be it

RESOLVED, that this Orleans County Legislature does hereby support the Alert Act; and be it

FURTHER RESOLVED, that certified copies of the resolution be sent by the Clerk of the Legislature to President Obama, Congresswoman Slaughter, Senator Schumer, Senator Gillibrand, Congresswoman Hochul, NYSAC, and InterCounty of Western New York.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 38-112**

#### **APPROVING AGREEMENT FOR THE SALE OF THE COUNTY’S INTEREST IN A PIECE OF REAL PROPERTY**

WHEREAS, the County of Orleans has the right to possess two parcels commonly referred to as 342 East Center Street, Medina through the Foreclosure of Tax Liens Proceeding In Rem pursuant to Article Eleven of the Real Property Tax Law; and

WHEREAS, the County of Orleans Pursuant to Article Eleven of the Real Property Tax Law is authorized to transfer said property via private treaty; and

WHEREAS, the County Legislature wishes to the extent possible recapture the back taxes and find a suitable and productive reuse of the property in a distressed area of the Village of Medina; now, therefore be it

RESOLVED, that this Legislature approves an agreement with ZOR INC., a real estate holding company associated with Evans Ace Hardware, at a sum of not less than \$100,000 conveying the county’s interest in 342 East Center Street, Medina.

Moved, Johnson; second, Bower.  
Roll Call – 7 ayes – Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

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Adopted.

Legislator Smith moved to adjourn; second by Legislator Bower. Meeting adjourned at 4:48 p.m.



## LEGISLATURE MEETING

February 8, 2012

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Chairman Callard called the meeting to order at 4:35 PM. After the pledge to the flag and invocation, led by Rev. Jon Rieley-Goddard of the Gaines congregational United Church of Christ, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: JP Morgan Chase has requested permission to sell a special Kids Day edition of the Buffalo News on March 20<sup>th</sup> from 6 a.m. to 8 a.m. in front of the County Office Building – at the Route 31 entrance. The proceeds from the sale of this special edition are presented to a variety of Children’s Charities throughout Western New York. The Albion Strawberry Festival Committee is requesting permission to hold its annual festival on the Courthouse Lawn on Friday, June 8<sup>th</sup> and Saturday, June 9<sup>th</sup>. Hours of operation will be from 11 a.m. to 9 p.m. on Friday and 9 a.m. to 8 p.m. on Saturday. The grounds would be used for the same purpose in the past, which is for arts and crafts and entertainment. The Board unanimously approved these requests. A resolution was received from the Niagara County Legislature for the Creation of Niagara-Orleans Regional Alliance. A retirement open house will be held for Debbie Kerr-Rosenbeck, Director of the Genesee/Orleans Youth Bureau on February 9, 2012 from 4:30-6:30 p.m. at Larry’s Steakhouse in the Batavia Room at 60 Main Street, Batavia. The Oak Orchard Watershed Protection Alliance will meet on February 15, 2012 at the Orleans County Soil and Water Conservation District Office at 7:00 p.m.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through December. She indicated that cash is still available. The January report is off to a good start but does not include any real property taxes collected. In the first week of February \$4,600,000 has arrived in real property taxes from five towns. Sales tax year-end report should be received by February 20<sup>th</sup> which will provide last year’s dollar amount to wrap up the 2011 financials.

During open discussion, Allen Lofthouse, Kendall, referenced the first paragraph of Open Meetings Law, that people must remain informed if they are to retain control over those that are public servants. He inquired about a previous discussion with Soil and Water which a statement was

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made that every dollar spent has \$19 returned. Mr. Lofthouse asked Legislator Rush if that is pretty accurate and how does that work? Mr. Lofthouse said that if that is the case, that the board should take his ingenuity and put it into other various parts of county operations. Legislator Rush said that they receive a lot of grants. Legislator Allport stated that it all started with James Kingston. Through the Oak Orchard Watershed, there is an ability to get grants to buy equipment by Soil and Water and be able to share with various municipalities. It was a five year project, which protects the Oak Orchard watershed; and in every year they invest money into that project, they receive money back in grants. Legislator Allport further explained that when a farmer goes to tile a field and Soil and Water survey's the field and helps in the tiling project, putting the field back into production, they include that into the return. Mr. Lofthouse stated that grants, or taxpayer's money, have a lot to do with the return. Chairman Callard said that the return is actually more, \$50 for every dollar invested by taxpayer money, which is to assist Soil and Water. That money is leveraged through grants that have gone into the millions of dollars. Legislator Eick also added that fruit farmers erect spray barns, at least 25 to 30 are up throughout the county, and they are installed through application of grant money. These are put up by local contractors which are monies that are being returned to our County. Legislator Rush also said that programs are in place to pay for staff salaries.

Paul Lauricella, Yates, commented on Resolution No. 57-212, regarding the Board of Ethics, which he stated he had a hand in establishing. He is big on ethics and in going around to various town meetings with the Conservative Party; he sees all types of ethics violations. Mr. Lauricella stated that Comptroller DiNapoli is making his rounds in Orleans County so hopefully things will get cleaned up. Chairman Callard stated that the way the County Board of Ethics is structured; the Towns can opt into this board and have oversight if they wish. Mr. Lauricella stated that they have all adopted the code of ethics. Chairman Callard stated that they have their individual code of ethics, but not all of the Towns participate in using the County Board of Ethics.

Chairman Callard asked if any of the Legislators wished to report. Legislator Smith informed the board that it is Black History Month and he read two quotes from George Washington Carver and Jesse Owens. Legislator Smith stated that he hopes that one day we won't have Black History we will just have American History.

Chairman Callard commented that he will be giving the State of the County Message at the next meeting. As part of that, he wants to express the vision for the future and in such he has been visiting Town Supervisors and Village Mayors. He stated that he is getting a full understanding of what their goals are as they move forward. He expressed the importance of interaction between each level of government on the local Orleans County level and the importance as such as we move forward. Chairman Callard stated, “we have to consider the fact that the State is doing what it can to bring itself into order but at the same time, there are unfunded mandates but the State is trying to reduce that rate of increase which directly impacts on the taxpayers of the county and subsequently can cause a reduction in local serves.” Chairman Callard stated it behooves us all to work together to find new ways to save money to help offset the State’s spending and he further emphasized the importance of us moving outward, like we did today with Niagara County. We will be outreaching to Genesee and Monroe counties as well, he stated. Although, we do a lot with each county, we want to do even more to help benefit us all. The Chairman asked if any group or people wish to comment to him, within the next two weeks, of what their thoughts and feelings are towards the vision of Orleans County, he welcomes their calls either at the office or at home. He said it will help him develop what is really the people’s vision of Orleans County.

Legislator Allport stated that there is a website, [www.mandaterelief.com](http://www.mandaterelief.com), available for people to visit. This sends messages to our state elected officials that requests that Albany reduce unfunded mandate costs being pushed down to the Counties and start paying for it in Albany. A handout is available today with the website address. Paul Lauricella asked if this is the one on the County website. Mr. Nesbitt indicated that we have two up now. Enough mandates is more of an informational website. Mr. Nesbitt also said we could also make some copies available of the NYSAC brochures for our upcoming meetings. MandateRelief.com is a NYSAC sponsored website.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

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**RESOLUTION NO. 39-212**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	9875-10034	\$409,326.72
Highway	876-883; 2281-2321	\$82,878.31
Nursing Home	1469-1475; 39535-39584	\$180,554.14
Job Development	1475-1483	\$17,846.50
Self Insurance	1014-1015; 49866, 49788	\$4,381.48

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 40-212**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Angels in Your Home, Hilton, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2012 through December 31, 2012 at rates set by NYS Department of Health. County cost is \$0.

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Angels in Your Home, Hilton, NY for the provision of the Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2012 through December 31, 2012 at rates set by the New York State Department of Health. County cost is \$0.

G4S Secure Solutions f/k/a The Wackenhut Corporation, Williamsville, NY for the provision of armed security services for the County Office Building; to be effective January 1, 2012 through December 31, 2012 at a cost of \$25.96 per hour. County cost is \$8.56 per hour.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to create the Niagara-Orleans Regional Alliance, which we had a presentation on earlier during conference session, and it is a great honor to move this. She said that as past Chairman of the Public Safety Committee for the last two years, this is something that our volunteer firemen do without a blink. Mutual aid and public safety sees no county borders and now it is a stride forward to realize that a county board does not need to inhibit us. Legislator Bower seconded her motion. The following resolution was adopted:

#### **RESOLUTION NO. 41-212**

#### **CREATION OF NIAGARA-ORLEANS REGIONAL ALLIANCE**

WHEREAS, the Orleans County Legislature has demonstrated and benefitted from an ongoing commitment to regional initiatives; and

WHEREAS, while most of this Legislature's regional initiatives to date have focused on Orleans County it is clear that our region extends beyond this geographic border, and for this reason it is, therefore, desirable to extend our scope of effort as well; and

WHEREAS, cooperative efforts between Orleans and Niagara County, such as Emergency Services, have proven that successful regional initiatives are possible on a grander scale; and

WHEREAS, leadership in both Legislatures have met to discuss an organized, sustained partnership to identify and act on regional priorities for the betterment of both counties and the entire area, and have

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determined that the time has come for such a partnership to come into existence; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby create the Niagara-Orleans Regional Alliance (NORA) for the purpose of advancing regional initiatives in both counties and throughout Western New York; and be it

FURTHER RESOLVED, that said partnership shall be a subcommittee of the Orleans County Legislature and of the Niagara County Legislature, and shall be co-chaired by the Chairmen of the Orleans and Niagara County Legislatures, or their designees, and shall receive operational support from both Legislatures; and be it

FURTHER RESOLVED, that said partnership will consist of two additional members from the Niagara County Legislature to be appointed by the Chairman of the Legislature, two additional members from the Orleans County Legislature to be appointed by the Orleans County Legislature Chairman, the commissioners of both counties Industrial Development Agencies/Economic Development (or designee); and be it

FURTHER RESOLVED, that the Niagara-Orleans Regional Alliance shall meet regularly to establish regional priorities and develop proposals and strategies for implementing said priorities in an effort to reduce costs, increase services, and/or have demonstrable regional impact for both counties, and shall examine such topics as Federal and State Mandate Relief, Emergency Services Narrowbanding, Lakeshore Protection, Agriculture, Economic Development, Tourism and Regional Promotion; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to Niagara County Legislature Chairman William L. Ross, Niagara County Industrial Development Agency/Economic Development Commissioner Samuel Ferraro, and Orleans County Industrial Development Agency CEO/CFO James Whipple.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 42-212**

APPROVING AGREEMENT BETWEEN MENTAL HEALTH AND  
EFP ROTENBERG, LLP.

RESOLVED, that this Legislature approves an agreement between Mental Health and EFP Rotenberg, LLP, 180 Canal View Blvd., Ste 100, Rochester, NY 14623 providing for the period of January 1, 2012 through December 31, 2012, the 2011 Consolidated Fiscal Report compliance review/audit at a cost of \$6,000. County cost is \$420.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to abolish and create positions in the Department of Social Services as a result of an employee who will be retiring after over forty years of service; seconded by Legislator Allport. Legislator Allport added that these moves will save roughly \$5 per hour, \$10,000 per year. He commended DSS Commissioner Kuryla for cutting costs. The following resolution was adopted:

**RESOLUTION NO. 43-212**

AUTHORIZING ABOLISHING AND CREATING POSITIONS IN THE  
DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Department of Social Services will soon have an employee retire with over forty years of service to that department; be it

RESOLVED, that this Legislature does hereby create the position of Administrative Secretary (6010.2004) in the Department of Social Services at Grade 12 of the CSEA salary schedule effective February 8, 2012; and be it

FURTHER RESOLVED, that this Legislature does hereby abolish the position of Principal Stenographer (6010.2006) effective April 27, 2012; and be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the newly created vacant position.



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Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 44-212**

**AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant Social Welfare Examiner position (6010.0704) in the Department of Social Services at Grade 13 of the CSEA Salary Schedule effective March 5, 2012.

Moved, Smith; second; Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 45-212**

**AUTHORIZING PROBATION DEPARTMENT TO RENEW MONIES FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO OPERATE THE PROBATION ELIGIBLE DIVERSION PROGRAM**

RESOLVED, that this Legislature accepts monies from the New York State Division of Criminal Justice Services for the Probation Eligible Reduction Initiative; agreement effective January 1, 2012 to March 31, 2012 in the amount of \$8,456 which represents the first quarter only of 2012. Monies provide supervision and treatment to high risk offenders eligible for probation who are in jeopardy of incarceration.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 46-212**

**AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services with Church and Church Law Firm for the Orleans County Public Defender, at



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an annual cost of \$25,236 (no increase from 2011); and said amount to be paid in quarterly installments of \$6,309, upon submission of a county voucher at the end of each quarter; agreement effective for the 2012 calendar year.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 47-212**

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS AND AUTHORIZING SETTING UP NEW MONIES IN THE PUBLIC HEALTH DEPARTMENT

RESOLVED, that this Legislature approves an agreement between the Orleans County Health Department and National Association of County and City Health Officials to accept awarded funding to house the Medical Reserve Corps and undertake activities to build membership and sustainability. Contract period: December 22, 2011 through July 31, 2012 Contract amount: \$5,000. County Cost is \$0; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department as a result of a grant from the National Association of County and City Health Officials:

Revenue:

A4489	Bioterrorism Preparedness	\$ 5,000.00
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Appropriations:

A4010.452	Personal Services Contract	\$ 4,000.00
A4010.462	Travel	\$ 100.00
A4010.463	Travel other than Mileage	\$ 750.00
A4010.418	Miscellaneous	\$ 150.00

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 48-212**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND ROCHESTER HEARING AND SPEECH CENTER**

RESOLVED, that this Legislature approves an agreement between the Health Department and Rochester Hearing and Speech Center, 1000 Elmwood Ave, Suite 400; Rochester, NY 14620 to provide Related Services (Speech) through the 3-5 program to the eligible children of Orleans County. Contract period March 1, 2012 through February 28, 2013. Rates set by NYS Department of Health, Reimbursement from NYS Department of Health, Medicaid and some third party insurances.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 49-212**

**APPROVING AGREEMENT WITH MERCY FLIGHT**

RESOLVED, that this Legislature approves an agreement with Mercy Flight, Inc. for the provision of necessary air medical transfers; Orleans County to pay \$5,000 for the 2012 calendar year; no increase from 2011.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 50-212**

**APPROVING AGREEMENT WITH ORLEANS COUNTY CORNELL  
COOPERATIVE EXTENSION**

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$219,500 for the calendar year 2012, to Cornell Cooperative Extension, such payments to be made by the County in quarterly payments of \$54,875.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 51-212**

**APPROVING AGREEMENTS BETWEEN THE COUNTY AND TOWNS FOR SNOW AND ICE CONTROL AND MOWING OF COUNTY ROADS**

RESOLVED, that this Legislature approves the agreements between the County and the ten towns within Orleans County providing snow and ice control on County roads from October 1, 2011 through September 30, 2016; the County to pay the towns for each mile of County roads sanded and for each mile plowed as follows:

2011-2012 season at \$5,375, additional years based on CPI-U; and be it

FURTHER RESOLVED, that the agreements between the County and Towns for the mowing of County roads by the Towns are approved at a cost per mile as follows:

2012 season at \$560, additional years based on CPI-U; and be it

FURTHER RESOLVED, that the payments be made on three vouchers submitted at a rate of 1/3 of the seasonal cost a mile per each of the three mowing; and be it

FURTHER RESOLVED, that the Chairman is hereby authorized to execute said agreements on behalf of the County.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 52-212**

**APPOINTING REPRESENTATIVES TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL**

RESOLVED, that this Legislature appoints Kenneth E. Rush, as the Legislative representative to the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2013; and be it

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FURTHER RESOLVED, that this Legislature appoints Wayne Hale, Director of Planning, as Chairman Callard's alternate on the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2013.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 53-212**

**APPOINTING MEMBERS TO THE GENESEE TRANSPORTATION COUNCIL**

RESOLVED, that the following members are appointed to the Genesee Transportation Council for a two-year term effective January 1, 2012 through December 31, 2013:

<u>Name</u>	<u>Representation</u>
David B. Callard	Legislature
Gerald Gray	Alternate
Donald Allport	Legislature
Wayne Hale	Alternate

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 54-212**

**APPOINTING MEMBER TO THE GLOW WORKFORCE INVESTMENT BOARD**

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new term membership for R.Z. Lampley, Shift Steward/Group Leader of 16-E CWA Local 81495 Lapp Insulators, 130 Gilbert St., LeRoy, NY 14482 representing the Public Sector for the At Large seat appointments on the GLOW Workforce Investment Board replacing David Guile, who has retired, such terms to be effective immediately and serve at the pleasure of the CEOs.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to approve Animal Control Services Agreements with nine out of our ten towns. The Town of Kendall will be omitted because they opted not to sign this contract and offer the resolution as amended; seconded by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 55-212**

**APPROVING ANIMAL CONTROL SERVICES AGREEMENTS WITH VARIOUS TOWNS IN ORLEANS COUNTY**

RESOLVED, that this Legislature approves agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Murray, Ridgeway, Shelby, and Yates to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2012 through December 31, 2012; and be it

FURTHER RESOLVED, that the Towns shall pay the County the sum of money set forth in the contract in two (2) equal payments, with the first payment being due on or before July 1<sup>st</sup> and the second payment being due on or before December 21, 2012.

Moved, Bower; second, Johnson  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 56-212**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.36) in the Sheriff's Office, at the Jail, at \$11.14 per hour effective February 9, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 57-212**

**APPOINTING MEMBER TO THE ORLEANS COUNTY BOARD OF ETHICS**

WHEREAS, this Legislature adopted Resolution No. 171-408 enacting Local Law 3 of 2008, Providing for a County Board of Ethics consisting of five members with staggered terms; therefore be it

RESOLVED, that this Legislature appoints the following member to the County Board of Ethics, as the County employee representative, with the following term expirations:

<u>Name:</u>	<u>Address:</u>	<u>Term expires:</u>
Karen Bradshaw	C/O Orleans County DSS	12/31/2014

Moved, Allport; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 58-212**

**AUTHORIZING OUT OF TITLE PAY IN THE SHERIFF'S OFFICE**

WHEREAS, the Sheriff's Office has an employee, position 3150.45, out on medical leave; and

WHEREAS, the Sheriff's Office needs to be in compliance with the Orleans County Sheriff's Employees Association collective bargaining agreement; therefore be it

RESOLVED, that this Legislature authorizes payment of \$1.27 per hour per Section 6.3.1 and Section 15.2.1 to employee in position 3150.22 effective February 9, 2012; and be it

RESOLVED, that this Legislature rescinds out of title pay for position code 3150.03 as authorized in Resolution No. 33-111 effective immediately; and be it

FURTHER RESOLVED, that this Legislature authorizes this payment until this contractual obligation is relieved.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 59-212**

**AUTHORIZING FILLING VACANCY AT THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full time charge nurse has transferred to a full time nursing position in the Mental Health Department; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time charge nurse position, a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time RN Charge Nurse position (Position #6030.018) for the afternoon shift at the Villages of Orleans Health and Rehabilitation Center at Grade 21 of the CSEA Salary Schedule effective February 9, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick made a motion to move into Executive Session at 5:05 p.m. to discuss a personnel matter; seconded by Legislator Bower. Motion Carried.

Legislator Allport moved to reconvene the meeting from an Executive Session at 5:25 p.m.; seconded by Legislator Eick.

With there being no further business, Legislator Allport moved to adjourn; second by Legislator Smith. Meeting adjourned at 5:26 p.m.

## LEGISLATURE MEETING

February 22, 2012

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Chairman Callard called the meeting to order at 4:33 PM. After the pledge to the flag and invocation led by Father Dick Cszimar of Holy Family Parish, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Eastman at Albion Courthouse Square Concert Series committee is requesting to place a sign at the corner of Rte. 31A and 98 again this year to advertise their Eastman at the Albion Courthouse Square 2012 Concert Series. The Board unanimously approved this request. The Orleans County Youth Bureau is calling for nominations for Youth Recognition Awards, the Helen R. Brinsmaid Award and the Eileen Heye Adult Volunteer Recognition Award. All nominations are due to the Youth Bureau by March 2, 2012 and will be awarded at the 30<sup>th</sup> Annual Youth Recognition Banquet which is scheduled for May 10, 2012. Chairman Callard announced the Governor Cuomo's 2012 Budget Reform and Agenda presentation on Friday, February 24 at 2pm. Sam Hoyt, Senior Vice President of the NYS Empire State Development Corporation will be giving the presentation, here in the Legislative Chambers. All are welcome to attend.

Chairman David Callard presented the following "STATE OF THE COUNTY MESSAGE":

*The people of Orleans County are good and hard-working. They are resilient and generous. They have not been deterred by the economic woes of the state and nation and its impact upon our lives. People across the county have most recently contributed several million dollars to build a state of the art library and a respite home for the gravely ill. Yet they have not forgotten those in need, nor will they ever. Volunteerism abounds assisting the people of this county. People care.*

*We need to continue in these efforts - standing together and working for a common good. Life must be approached in a positive and constructive manner and the negativism of the few cannot be allowed to thwart progress. This legislature has been elected by the people, serves the people, and will continue to be consistent and responsive to the people, in an effort to improve life within the county.*



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*During the past month I have met individually with the village mayors and the town supervisors, and will soon outreach to the school superintendants to get a greater appreciation of current needs and concerns. From those meetings I have developed a synthesis of their ideas that I will discuss with you as I proceed. These ideas set the course for this year and thereafter. Dialogue will be on-going. I shall be proposing joint meetings of the representatives of the villages, the towns, and the county throughout the year. I shall call for a public forum in the spring and the fall. I ask also for the opportunity to speak before any citizen group. It is important that the people be informed and their input is critical for the overall success of our efforts. Together we shall meet the challenges that are set before us.*

*Before I proceed I would like to comment on two heart-warming experiences this past year. One was when a group of Albion seventh-graders extensively researched the abandoned cemetery on Route 31 where residents of the Orleans County Alms house had been buried. Through their learning experience, public interest, and assistance from the Orleans County Highway Department, that cemetery was restored, a monument was dedicated, and new landscaping put in place. Another such experience was when the legislature was approached by the American Legion posts throughout the county to commemorate the 10<sup>th</sup> anniversary of 9/11. Together a memorial stone was placed at Court House Square, adorned by a new flag pole and floral vases, and was publically dedicated. These collaborative efforts were a tribute to the people.*

*Perhaps the biggest challenge of the year was the comprehensive review of The Villages of Orleans Health and Rehabilitation Center. This was necessitated by the submission of its budget estimating an operating loss of \$1.1 million for 2010 and projections for 2011-2015 showing consistent growth in its annual operational deficit in each subsequent year from over \$2 million to nearly \$4 million. Since then, unexpectedly favorable rebased Medicaid rates have been established and overdue Medicaid reimbursements have been received, resulting in a significant reduction in net operating losses. We are hopeful that as we continue to expand available services revenues will increase providing needed relief to the continuing Nursing Home deficits.*

*Despite a great performance by the Villages in 2011, census numbers early in 2012 have been down. So it is important that we stand together*

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*now and concentrate on promoting our nursing home, increasing its occupancy, and strengthening its operation.*

*This year, the legislature plans to implement the recommendations of the energy efficiency study, implement the new county-wide emergency radio system for law enforcement, fire-fighters, ambulance, and highway workers. There will be a major overhaul to the county emergency communication system. We shall also undertake an upgrade of the county Marine Park including replacement of the decking and the south stair case.*

*Increased emphasis will be given to the infrastructure. Highways have been well-maintained and bridge work completed as planned, but now, with reduction in state and federal aid, very carefully planned preventive maintenance will have to be undertaken to extend the life of our existing infrastructure.*

*The County Legislature and the County Economic Development Agency will continue its strategic planning that focuses on site selection and targeted industries. The county possesses many of the ingredients necessary to support larger scale commercial and industrial development, but needs to pre-identify and offer a variety of shovel-ready sites. The legislature and the EDA will be analyzing the land characteristics necessary to produce a complete inventory and database of multiple appropriate sites that the county can offer for new development. This will lead to action-oriented recommendations that will ultimately lead to direct job growth.*

*The budget will continue to be closely scrutinized. Salaries are held to less than 1%, which is exceptional, but health insurance and New York State retirement will rise 10% and 28% respectively. The state continues to lower revenue aid to the counties, while it increases unfunded mandate costs. One such unfunded mandate cost - Medicaid - is the county's greatest expense. New York spends over \$1 billion a week on Medicaid and over \$7 billion of that cost goes to the counties. If the state assumes responsibility for this spending, then local taxes will be markedly reduced and local services increased.*

*The legislators review departmental operations on a monthly basis encouraging department heads to make cost saving recommendations wherever possible. I was excited when an employee director made a*

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*\$10,000+ savings suggestion several days ago just in conversation. The legislature is also looking to reduce operational costs and increase services on a multi-county basis. While Orleans County has never formalized regional alliances with its neighboring counties, it has had informal working relationships. At the February 8<sup>th</sup> meeting of the legislature a historic first alliance was established with the creation of the Niagara-Orleans Regional Alliance (NORA). The legislature will seek next to formalize an alliance with Genesee County, then Monroe County.*

*On a countywide basis the best way to deal with the imposition of unfunded mandate costs will be to encourage the growth and development of businesses, to improve the housing market, and to improve the delivery of services in general. Zoning laws need to be reviewed, updated, and standardized to support one stop shops with common codes, thereby reducing costs to both the municipality and the developer, and speeding up an otherwise cumbersome process. New construction is vitally important and must be encouraged for with it comes either new jobs and/or newly established assessments to be added to the valuation base – and this ultimately leads to lower taxes. Construction is a visible sign of progress.*

*Part of the overall strategy to grow and develop the county should be to concentrate on the county corridors, running east to west - the northern lake front, Route 104, and Route 31, and running north to south - Route 98 and Route 63. That does not discount the importance of any other locations. The chart beside me shows where the county is at as of now with green indicating growth and development in process. There are 16 “points of progress” with two more being identified – one in Gaines and one in Ridgeway. Two “points of progress” that should be noted are the Orleans Community Health Center, that will be the first construction in the Albion Corporate Park, and the possible lake front development in the Town of Kendall that could reach up to \$30 million. Red indicates completed and open projects. The first success of the year is Pawlak’s Save-A-Lot in the Village of Holley, Town of Murray, which opened February 15th. As the year progresses we shall seek success in every village and in every town and shall visualize progress as it is made.*

*Each village and each town need to look at its housing stock. Dilapidated homes do not add to the overall assessed valuations of the municipality, but rather, lower it. People are discouraged from purchasing in a blighted neighborhood and those selling from within are unable to sell at*

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*higher prices. Dilapidated homes stigmatize a community. Each entity must also seek ways to improve its existing structures. Curbside appeal encourages growth and development.*

*Villages and towns determine the direction of growth and development. With user friendly zoning and codes consistent throughout the county, and an adequate delivery of water, growth and development can be promoted and take effect. The Town of Ridgeway just announced that not only is Water District 11 in process but that monies are now available for it to begin application for Water Districts 12 and 13.*

*The villages need to continue in their efforts to upgrade the downtowns, achieve full occupancy, and offer unique shops and fine dining. Strong business associations add much to the effort. The Town of Albion has been awarded a \$477,000 grant that will be used to improve its downtown buildings. Festivals, parades, and walking tours do much to promote the communities.*

*Arts and culture must be nurtured throughout the county. They are a barometer of the health of a community and serve as an uplifting experience for the residents. The Buffalo Philharmonic and Eastman Series, the library programs, and the efforts of Go-Art, to name a few, are fine examples of such and are an attracting magnet for people from outside the county. The idea of an Orleans County Historical Museum will soon become a major topic of interest.*

*There is much more to discuss, and much more to do, but I am convinced that the people of Orleans County are up to the task. By working together for a common good our hopes will become a reality. Thank-you.*

During open discussion, Paul Rusin, Murray, extended an open invitation to attend the TEA party meetings. They are held on the third Thursday and are being held at Burger King due to some remodeling at their previous location.

Allen Lofthouse, Kendall, Conservative Party, for the most part your message was good, but this may come across as negative, I'd like to ask for an accurate accounting for the 4 cents on the gallon and also on home heating in this county. Or is it 4%? Mr. Nesbitt clarifies that it is 4% on the price per gallon. Mr. Lofthouse, when the price of gas goes up its better for you then, the higher the gas, the better off you are, right? Mr.

Nesbitt, I don't know if I'm any better off personally, I am in the same position as you are as a taxpayer. The State will find a way to use this money.

Paul Lauricella, Yates, Conservative Party, was reading the paper last week, and the Town of Yates has been audited by the State Comptroller for water improvement capital charges. My interpretation is that Mr. Schubel is the Town's attorney and the Town broke the 1993 resolution on waterline installation. They broke the Town Law and starting in 2001. In a convoluted way they stated that by creating separate water district they would be able to charge his legal fees for something that didn't require his services. If those mistakes were made in our town, he represents a lot of other towns and also the County. Those kind of mistakes are for charging for services that weren't required. Again, this is my interpretation of the article, and I would like Mr. Schubel to address that. There are a lot of water districts going on and things weren't done right and against the law. Chairman Callard stated that he could have further discussion of that, but it is not appropriate here at the County level. Mr. Lauricella stated that he brought it up here, because Mr. Schubel is the County Attorney and if mistakes were made at the Town level he is concerned. The Chairman again stated that this discussion is inappropriate here at this time and would be better dealt with at the town level. Legislator Allport added that the Towns are responsible for the water lines, the County has no say in what water districts go in or how they do. Those are Town issues. Furthermore, the State Comptroller's office audits any kind of public entity including schools.

Chairman Callard called for any other questions or concerns. Legislator Allport announced a stuffed chicken breast fundraiser for Meals on Wheels tomorrow night to be held at the Academy Street location from 4:30-7. There is dine in and take out. This helps support the Meals on Wheels program which furnishes about 40,000 meals per year to people who are in their house and can't get out. It is volunteers that deliver the meals and it is a fantastic program in our County. I would hope they would get the support. Legislator Allport also wanted to thank County Clerk, Karen Lake-Maynard and Veterans Director Paul Fulcomer for their hard work on the Thank a Vet program. I would strongly recommend if you have a family member or neighbor who is a Veteran, please have them go to the Veterans Administration Building to get the benefits they so justly deserve. Our Veterans stepped forward and volunteered to defend this nation and our constitution. Roughly 12% of

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the population in Orleans County are Veterans. The benefits they earn brings approximately 16 million dollars back into the County. The Thank a Vet program is a discount card that will save them money at some of our local businesses. If you know a Vet, tell them about it. If you know a business owner, tell them about it, ask them to sign up on the card.

Legislator Johnson introduced our new Medina Central School Superintendent, Jeff Evoy. Legislators Rush and Johnson were invited to Niagara County to listen to a plan the International Joint Commission is introducing on the proposed changed on the Lake Ontario levels, which could potentially be very devastating to not only our Tourism and Sport Fishing, but to our lake frontage property owners. We have been working with Niagara through NORA to bring forward a resolution opposing this plan.

Legislator Smith shared that OTS has hired a new manager. As he gets acclimated, Legislator Smith will have him up to meet the Board and give an overview of OTS. He also read two quotes in celebration of Black History Month.

The following resolutions were presented for adoption:

**RESOLUTION NO. 60-212**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10046-10198	\$310,563.34



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Highway	1476-1479	\$954.61
Nursing Home	1476-1479; 1482- 1488; 39585-39632	\$191,213.53
Job Development	1486-1492	\$14,036.68
Self Insurance	1016, 49865, 49927	\$413.04

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 61-212**

#### APPOINTING MEMBERS TO SOIL AND WATER DISTRICT BOARD

RESOLVED, that this Legislature approves the following appointment to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
Bill Eick	Legislature	1/1/2012-12/31/2013
Kenneth Rush	Legislature	1/1/2012-12/31/2013

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 62-212**

#### APPOINTING MEMBERS TO EMERGENCY MEDICAL SERVICES COUNCIL

RESOLVED, that this Legislature appoints the following members to the Emergency Medical Services Council, all terms expiring December 31, 2012:

<u>AGENCY</u> <u>VOTING MEMBERS</u>	<u>NAME OF</u> <u>REPRESENTATIVE</u>
Albion Fire Department	Lee Meisner
Barre Fire Department	Craig Basinait
Carlton Fire Company	David Bertsch
Clarendon Fire Company	Donald Mosier
East Shelby Fire Department	Michael Fuller
Fancher-Hulberton-Murray Fire Company	Debbie Fiorito
Holley Fire Company	Peter Hendrickson

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Kendall Fire Company  
Lyndonville Fire Company  
Medina Fire Department  
Ridgeway Fire Company  
Shelby Fire Company  
Volunteer Ambulance – COVA  
Holley Volunteer Ambulance  
Orleans County Health Dept  
Medina Memorial Health Care  
Delegate/Adm  
Lakeside Hospital Delegate / Adm.  
Mutual Aid / EMS Coordinator  
Orleans County Sheriff  
Orleans County Dispatch  
Red Cross  
Mercy Flight of WNY  
NON-VOTING MEMBERS  
Co. Leg /Public Safety Committee

Gary Crawford  
Tina Woolley  
Mike Maak  
Katie Tuohey  
Lori Miller  
  
Richard Fiorito  
Paul Pettit  
Charlie Smith  
  
Angela Jones-Brett  
Paul W. Wagner  
Scott Hess  
Allen Turner  
Vacant  
William Schutt

Orleans County Dept. of Social Services  
NYS Department of Health  
Orleans County Nursing Home  
Orchard Manor Nursing Home  
Medical Society / Physician

George Bower  
Lynne Johnson  
David Callard  
Thomas Kuryla  
James M. Mihalko  
William Gillick

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 63-212**

#### **APPOINTING MEMBERS TO FIRE ADVISORY BOARD**

RESOLVED, that this Legislature appoints the following voting members to the Orleans County Fire Advisory Board, effective January 1, 2012 with all terms expiring December 31, 2012:

AGENCY

Albion Fire Department  
Barre Fire Department

NAME OF  
REPRESENTATIVE

Shawn Cook  
Jesse Babcock



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Carlton Fire Company	Matthew Olles
Clarendon Fire Company	Robert Freida
East Shelby Fire Department	Allen Turner
Fancher-Hulberton-Murray Fire Company	Joe Morlino
Holley Fire Company	Peter Hendrickson
Kendall Fire Company	Michael Schultz
Lyndonville Fire Company	Bernard Helsdon
Medina Fire Department	Todd Zinkievich
Ridgeway Fire Company	Francis Woodward
Shelby Fire Company	Andrew Benz

and be it

FURTHER RESOLVED that the following are approved as non-voting members of the Board:

<u>AGENCY</u>	<u>NAME OF REPRESENTATIVE</u>
Orleans County Emergency Management	Paul W. Wagner
Orleans #2 Deputy Coordinator	Francis Gaylord
Orleans #3 Deputy Coordinator	Martin Zwifka
Orleans #4 Deputy Coordinator	David J. Hydock
Orleans #5 Fire Investigator	David Clary
Orleans #6 Fire Investigator	Walter Batt
Orleans #7 Fire Investigator	David Knapp
Radio Systems	Kevin Doherty
Legislature Chairman	David Callard
Legislator / Public Safety Committee	Lynne Johnson
Orleans County Sheriff	Scott Hess
Office of Fire Prevention and Control	Dan Hausman

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 64-212**

APPROVING AGREEMENTS WITH THE DEPARTMENT OF  
SOCIAL SERVICES

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RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Gateway-Longview, Buffalo, NY for the provision of residential foster care services; to be effective January 1, 2012 through December 31, 2012 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Med Rev Recoveries, Syracuse, NY for the provision of collection services on resources owed to DSS; to be effective April 1, 2012 through March 31, 2013. Fee is 30% of recovered funds with no upfront costs.

Medical Answering Services, Syracuse, NY for the provision of scheduling non-emergency Medicaid transportation; to be effective January 1, 2012 through December 31, 2012, at a cost not to exceed \$42,000. County cost is \$0.

Thomas Parmele, Spencerport, NY for the provision of legal services relating to Child Support matters; to be effective January 1, 2012 through December 31, 2012 at a cost of \$75/hour. County cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 65-212**

**APPROVING ANIMAL CONTROL SERVICES AGREEMENT WITH THE TOWN OF KENDALL**

WHEREAS, Resolution No. 55-212 approved the Animal Control Services agreement with nine towns in Orleans County; be it

RESOLVED, that this Legislature approves the same written agreement with the Town of Kendall to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2012 through December 31, 2012; and be it

FURTHER RESOLVED, that the Towns shall pay the County the sum of money set forth in the contract in two (2) equal payments, with the

first payment being due on or before July 1<sup>st</sup> and the second payment being due on or before December 21, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 66-212**

**AUTHORIZING FILLING OF VACANCY IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, the Mental Health Department will soon have a person retire with over 35 years of service to the County of Orleans; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant Principal Account Clerk position (Position No. 4310.23) in the Mental Health Department at Grade 15 of the CSEA Salary Schedule, effective April 2, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 67-212**

**ADOPTING LOCAL LAW NO. 1 OF 2012, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM**

WHEREAS, Local Law No. 1-Intro of the year 2012 was introduced at a regular meeting of the Orleans County Legislature held on January 25, 2012 and a Public Hearing was held on February 8, 2012, at which time all interested persons wishing to speak were heard; be it enacted as follows:

**COUNTY OF ORLEANS  
LOCAL LAW NO. 1 of 2012**

**A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM**

Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, per annum, January 1, 2012:

<u>Employee</u>	<u>Proposed</u>	<u>Longevity</u> <u>Bonus</u>	<u>Total Salary</u>
County Attorney	77,840		77,840
County Clerk	65,878	750*	66,628
County Treasurer	65,878	1,725***	67,603
Election Commissioners	17,420		17,420
Highway Superintendent	69,647	1,400**	71,047
Public Defender	65,878		65,878
Sheriff	75,706		75,706
Social Services Commissioner	77,840		77,840

- \* Indicates 20-24 years of service
- \*\* Indicates 30-34 years of service
- \*\*\* Indicates 35 and over years of service

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, Johnson; second, Bower.  
Roll Call: 7 ayes: Allport, Bower, Callard, Eick,  
Johnson, Rush, Smith; 0 nays; 0 absent.  
Adopted.

**RESOLUTION NO. 68-212**

ADOPTING GASB 54 POLICY FOR ORLEANS COUNTY

WHEREAS, the Governmental Accounting Standards Board (GASB) has adopted rules pertaining to Fund Balance for municipalities, issued Statement 54 which requires municipalities to adopt a policy on the components of the Fund Balance;, and

WHEREAS, the County Treasurer and Budget Officer did seek advice from the county's independent auditors, EFP Rotenberg, for assistance in writing such policy; and

WHEREAS, the Administration & Finance Committee did review the policy and does recommend approval at this time; therefore, be it

RESOLVED, that the Orleans County Legislature does hereby adopt the below GASB 54 policy for Orleans County.

Orleans County Fund Balance Policy  
Effective December 2011

BACKGROUND:

The Governmental Accounting Standards Board (GASB) has issued Statement 54, Fund Balance and Governmental Fund Type Definitions, which will be required to be incorporated in to the County's financial statements for the year ending December 31, 2011.

The Government Finance Officers Association (GFOA) recommends that governments establish a policy on the level of unrestricted fund balance that should be maintained in the general fund.

DEFINITIONS:

GASB has replaced the earlier reserved and unreserved fund balance classifications with the following ones:

Nonspendable - Consists of assets that are inherently nonspendable in the current period either because of their form or because they must be maintained intact, including prepaid items, inventories, long-term portions of loans receivable, financial assets held for resale, and principle of endowments.

Restricted - Consists of amounts that are subject to externally enforceable

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legal purpose restrictions imposed by creditors, or laws and regulations of other governments; or through constitutional provisions or enabling legislation.

Committed - Consists of amounts that are subject to a purpose constraint imposed by a formal action of the government's highest level of decision-making authority before the end of the fiscal year, and the same level of formal action is required to remove the constraint.

Assigned - Consists of amounts that are subject to a purpose constraint that represents an intended use established by the government's highest decision-making authority, or by their designated body or official. The purpose of the assignment must be narrower than the purpose of the general fund, and in funds other than the general fund, assigned fund balance represents the residual amount of fund balance.

Unassigned - Represents the residual classification for the government's general fund, and could report a surplus or a deficit. In funds other than the general fund, the unassigned classification should be used only to report a deficit balance resulting from overspending for the specific purposes for which amounts had been restricted, committed or assigned.

#### POLICY:

1. When resources have been spent, the County deems that they have been first spent from the highest constraint level available; therefore, they are considered to have been spent in the following order: restricted, committed, assigned, and unassigned.
2. The County will maintain an adequate fund balance in its general fund to provide flexibility and to mitigate current and future risks (e.g., revenue shortfalls and unanticipated expenditures), to ensure stable tax rates, to provide for one-time opportunities and to retain favorable credit ratings. The County will endeavor to maintain assigned and unassigned fund balance in its general fund of fifteen percent (15%) of regular general fund operating expenditures.
3. The actual level of fund balance in the County's general fund is determined in its annual financial statement, several months after the end of the fiscal year. The County's budgeting process, which culminates both in the establishment of the following year's tax rate

and the use of any appropriated fund balance, begins approximately two years in advance of the financial statement that will show the budget's results. Because of this time lag and because of the uncertainties of the budgeting process (such as the amounts of appropriated fund balance actually used each year), it is not possible to guarantee in advance a specific level of fund balance at the close of any fiscal year. Therefore, the County will use the following procedure to adjust the levels of fund balance, as necessary.

**PROCEDURE:**

1. Once the external auditor has reviewed the County's financial statements for the prior year and has confirmed the fund balances of the general fund, the Chief Administrative Officer/Budget Officer will recommend to the Finance Committee of the Legislature the amounts and types of assignments for the fund balance to be included in the financial statement.
2. The Finance Committee will review these assignments, discuss them with the external auditor as necessary and accept or modify the assignments prior to the presentation of the statement to the Board.
3. The Chief Administrative Officer, as Budget Officer, shall make recommendations regarding the use of fund balance to be appropriated in the following year's budget based on this policy; specifically, he shall recommend an amount that will, in his estimation, retain the requisite/appropriate level of fund balances established in this policy.

This Policy will take effect immediately.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 69-212**

APPROVING SELECTION OF AND AGREEMENT WITH DILCHER  
EXCAVATING & CONTRACTING FOR CONSTRUCTION OF  
ORLEANS COUNTY MARINE PARK SOUTH STAIRWAY

*February 22, 2012  
Resolutions 60-79*

WHEREAS, the Orleans County Planning Department issued a bid for construction of the Orleans County Marine Park South Stairway on January 24, 2012; and

WHEREAS, three bid proposals were received on February 14, 2012 and reviewed by the Planning Department and Clark Patterson Lee Engineers; and based upon that review and a letter from Clark Patterson Lee dated February 15, 2012 recommended the selection of Dilcher Excavating & Contracting of Bergen, NY; now, therefore be it

RESOLVED, that this Legislature hereby selects the firm of Dilcher Excavating & Contracting to construct the Orleans County Marine Park South Stairway at a cost not to exceed \$162,525.00 to be paid from Account A7180.486; and authorizes the Legislature Chairman to execute an Agreement with said firm upon the approval of the Orleans County Attorney and the New York State Office of Parks, Recreation, and Historic Preservation.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush stated that the stairway is 25 years old and is no longer safe. Mr. Nesbitt added that the stairs are not unsafe yet, we are replacing them before they become that way.

#### **RESOLUTION NO. 70-212**

#### **APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND STERICYCLE**

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Office and Stericycle, 4010 Commercial Ave., Northbrook, Illinois to provide medical waste disposal effective January 1, 2012 through December 31, 2014; Contract No. SRCL-00346891; at a county cost of \$249 per month for the Orleans County Jail; and be it

FURTHER RESOLVED, that this Legislature understands that Stericycle reserves the right to adjust the contract price to account for operational changes it implements to comply with documented changes in



law, to cover increases in the cost of fuel, insurance or residue disposal, or to otherwise address cost of escalation.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO.71-212**

AUTHORIZING FILLING VACANCY IN THE  
HIGHWAY/BUILDINGS AND GROUNDS DEPARTMENT

WHEREAS, an employee has recently retired in the Orleans County Highway/Buildings and Grounds Department; now, be it

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Custodian position (position #1620.25), Grade 6 of the CSEA Salary Schedule, effective February 23, 2012.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 72-212**

APPROVING MASTER LEASE BETWEEN COMPUTER SERVICES  
AND DELL FINANCIAL SERVICES

RESOLVED, that this Legislature approves a Master Lease between Computer Services and Dell Financial Services, LLC, Public Segment Lease Administration, One Dell Way, RR3-56, Round Rock, TX 78682 to set general terms and conditions in acquiring computers, servers, laptops, etc. through the Dell Financial leasing program; and be it

FURTHER RESOLVED, that this Master Lease will be subject to review five years from its execution; and be it

FURTHER RESOLVED, that leased items will be added to the Master Lease by an approved acquisition of equipment schedule, by following the Orleans County Purchasing and Procurement Policy, which will set forth it's terms and conditions that pertain to the acquired leased equipment.

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*Resolutions 60-79*

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 73-212**

**AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.28) in the Sheriff's Office, at the Jail, at \$11.14 per hour effective February 23, 2012.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 74-212**

**APPROVING GRANT EXTENSIONS BETWEEN THE ORLEANS COUNTY SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLVED, that this Legislature approves grant extensions between the Sheriff's Office and New York State Division of Criminal Justice Services to be effective January 1, 2011 through June 30, 2012, a sixth month extension, for the following projects:

The Orleans County Community Service Program (Contract #T523462) which provides an alternative to incarceration whereby defendants are placed with the Orleans County Sheriff's Office work Program with total funds of \$8,399.

The Orleans County Pretrial Release Program (Contract #T523463) which provides defendants placed in the Orleans County Jail a non-financial means of bail, where they are supervised in the community to reduce the unsentenced population of the jail with total funds of \$8,297.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 75-212**

**APPROVING AGREEMENTS BETWEEN SHERIFF'S OFFICE AND  
VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements with the Orleans County Sheriff's Office:

Watch Systems, LLC, 516 E. Rutland St. Covington, LA 70433 for the implementation and use of software program used to track and notify residents of sex offenders at an annual cost of \$3,500 effective January 8, 2012 through January 7, 2016.

Ontario County Sheriff, 74 Ontario Street, Canandaigua, NY 14424, for the housing of Orleans County inmates in the Ontario County Jail at a cost of \$85 per prisoner/per day, effective January 1, 2012 through December 31, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 76-212**

**APPROVING AGREEMENT BETWEEN THE HEALTH  
DEPARTMENT AND NEW YORK STATE DEPARTMENT OF  
HEALTH**

RESOLVED, that this Legislature approves an agreement between the Health Department and New York State Department of Health, Division of Family Health, Fiscal Unit, Empire State Plaza, Corning Tower, Room 878, Albany, NY 12237-0657, to provide services through the Childhood Lead Poisoning Prevention Program. Contract period October 1, 2011 through September 30, 2012. Contract amount \$45,573. Reimbursement from New York State Department of Health. County cost is \$0. Contract#C026526.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 77-212**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND HISCOCK & BARCLAY**

RESOLVED, that this Legislature approves a Retainer agreement between the Villages of Orleans Health and Rehabilitation Center and Hiscock & Barclay, 2000 HSBC Plaza, 100 Chestnut St, Rochester, NY 14604 to provide corporate compliance legal services on an as needed basis. The hourly billing rates set forth in the schedule and are subject to change at the beginning of each calendar year; this retainer agreement is effective through December 31, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport added that anyone who has a friend or family member that is scheduled for surgery to please come back to The Villages for rehabilitation. Out of county hospitals do not promote our rehabilitation center, but please ask that they come back here.

Legislator Rush added that he would like to recommend the facility, twice.

**RESOLUTION NO. 78-212**

**AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, a part-time RN Charge Nurse has transferred to a full-time RN Charge Nurse at The Villages; and

RESOLVED, that this Legislature authorizes the filling of a vacant part-time RN Charge Nurse position (Position #6030.016) at the Villages of Orleans Health and Rehabilitation Center at Grade 21 of the CSEA Salary Schedule effective February 23, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 79-212**

A RESOLUTION OPPOSING GOVERNOR ANDREW M. CUOMO'S PROPOSED BUDGET RECOMMENDATION TO CURTAIL CURRENT NEW YORK STATE FUNDING TO THE ROSWELL PARK CANCER INSTITUTE AND TO ELIMINATE NEW YORK STATE FUNDING ENTIRELY BY MARCH 2014, CEASING NECESSARY STATE FUNDING STREAMS.

WHEREAS, Roswell Park Cancer Institute (RPCI) is America's first cancer center founded in 1898 by Dr. Roswell Park with a revolutionary model of "multidisciplinary approach" to cancer with scientists and clinicians working in concert and in consult has become the standard by which all modern-day comprehensive cancer centers are measured; and

WHEREAS, RPCI is a treasured world class hospital with outpatient and research operations saving lives of New Yorkers; and

WHEREAS, RPCI is a beacon of help, hope, and cure to the residents of upstate New York; and

WHEREAS, RPCI has been funded by the New York State as a cutting edge research center and clinical care facility for over 100 years; and

WHEREAS, RPCI is America's First Comprehensive Cancer Center and is nationally recognized for its first class cancer treatment and cutting edge research; and

WHEREAS, RPCI has made fundamental contributions to reducing the cancer burden and has successfully maintained an exemplary leadership role in setting the national standards for cancer care, research and education; and

WHEREAS, RPCI returns to New York State \$5 for every \$1 invested, created 1,000 new jobs, designated as one of only 40 National Cancer Institute comprehensive cancer centers in the United States and the only one operating upstate; and

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WHEREAS, RPCI is a founding member of and the heart of the Buffalo Niagara Medical Campus; and

WHEREAS, RPCI trains 294 clinical residents/oncology fellows annually as well as 75 postdoctoral research fellows, 112 predoctoral graduate students and hosts 54 high school and college summer research students; and

WHEREAS, RPCI has been recognized by US News & World Report as one of the Best Hospitals for Cancer, ranked 27<sup>th</sup> in the nation in 2011; and

WHEREAS, RPCI research and innovation has produced 9 spin-off companies in the last 10 years; and

WHEREAS, RPCI has been designated Leapfrog Top Hospital for Patient Safety and Quality Care 1 of 65 from a field of nearly 1,200 nationwide for 2 consecutive years; and

WHEREAS, RPCI developed the Prostate Specific Antigen (PSA), the international standard for prostate cancer screening; and

WHEREAS, RPCI pioneered Photodynamic Therapy (PDT) which uses a light sensitive drug and lasers to treat various cancers; now, therefore be it

RESOLVED, that the withdrawal of New York State funding to Roswell Park Cancer Institute could seriously impact the world class patient care along with devastating the ground breaking, internationally recognized research and innovation that is saving lives, advancing medical science and contributing significantly to the economy of New York State this body hereby requests that New York State in its fiscal year 2012 budget provide the \$118 million annual funding for Roswell Park Cancer Institute; and be it

FURTHER RESOLVED, that certified copies of this resolution be sent to Governor Andrew Cuomo; Lieutenant Governor Robert Duffy; Members of the Western New York State Legislature delegation; Members of the Western New York Federal Delegation; the Commissioner of the New York State Department of Health, Dr. Nirav

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Shah; and President and CEO of RPCI, Dr. Donald Trump; NYSAC; and InterCounty of Western New York.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called for any old business. He then thanked everyone for coming today and stated that the public's input is very important to us.

Legislator Bower moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:15 p.m.

**LEGISLATURE MEETING**

March 14, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Pastor Roy Harriger, the Clerk called the roll. All Legislators were present, with the exception of Legislator Eick.

The Clerk presented the following communications: The Orleans County Chapter of ABATE of New York has scheduled this year's Motorcycle Safety & Awareness Rally for Sunday, May 6, 2012. They are requesting permission to use the County Courthouse steps again and access to an electrical outlet for the rally on May 6th from Noon to approximately 3 p.m. The Board was unanimously in favor of them holding their Rally at Courthouse square.

Legislator Rush presented a proclamation to Kelly Kiebala, Executive Director of Go ART!, proclaiming March as Arts Awareness Month in Orleans County. Kelly presented information to all of the Legislators on Arts Awareness Month and thanked Legislator Allport for attending the grants awards dinner last Friday night. Legislator Allport indicated it was an honor to attend.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through February 2012. The bottom looks very good and must credit the Town tax collectors for speeding up their tax receipts to the County Treasurer because they are over \$2.3 million in what they turned in at this time last year. Treasurer Heard stated that the Town tax collectors are doing a good job.

During open discussion Chairman Callard welcomed former chairperson Marcia Tuohey who is present today. He requested comments from the floor.

Paul Lauricella, Yates, stated he had a concern with Resolution No. 88-312. He stated that he has a hard time getting his hands around paying for promiscuous people, who don't work; and a problem with funding Planned Parenthood, an agency which murders babies. He indicated that he is pro-life and with his convictions, he cannot support it.



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Paul Rusin, Murray, stated that he has been reviewing County local laws concerning gun control. He referenced several common locations, (i.e. Littleton, Colorado; Virginia Tech, a Georgia Courtroom,) where they have all been victim disarmament zones. The people responsible for them were lawmakers. They disarmed them before entering certain locations. He referenced a woman, who became a Senator in the Texan government, who spoke eloquently to the federal government on how she had to sit and watch her parents be shot to death because the gun she had in her car could not be brought into the cafeteria to protect herself. He read Orleans County Local Law 3 of 1993. He indicated that Local Law No. 4 of 1993 amended section 2 of Local Law No. 3 of 1993. Mr. Tinker Young, Chairman of SCOPE, helped in making the amendment happen per Mr. Rusin. He said first and foremost the second amendment says that the right to keep arms shall not be infringed. He provided the definition of infringe. In summary, he said that our second amendment right allows that every citizen in the United States shall have some form of weapon on them at all times to protect themselves, fellow man, or our country against attack. Chairman Callard asked if Mr. Rusin has a request of the Legislature. Mr. Rusin stated that he would like to see Local Law #3 and #4 of 1993 repealed because he personally felt it is unconstitutional and it does not, in any way, protect the people that work for the county, or people that come to the county buildings or people that are fired by the county.

Legislator Johnson moved to add two resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 80-312**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the

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Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10210-10423	\$619,259.64
Highway	884-893; 2322-2361	\$247,608.14
Nursing Home	1490-1497; 39633- 39691	\$249,181.99
Job Development	1497-1501	\$14,840.48
Self Insurance	49927, 49929- 49931; 49988; 49990-49991; 50053-50054, 50056-50057	\$48,874.97

Moved, Allport; second, Smith  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

#### **RESOLUTION NO. 81- 312**

#### **APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND PATHSTONE CORPORATION**

RESOLVED, that this Legislature approves an agreement between Mental Health and PathStone Corporation, 400 East Ave., Rochester, NY 14607 providing, for the period of January 1, 2012 through December 31, 2012, entitlement specialist services for the Albion Correctional Facility at a cost of \$66,776. County cost is 0.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Bower moved to approve an agreement with Monroe Veterinary Associates and the reason for this agreement going to Monroe County is because no veterinarians could provide these services when asked in Orleans County. Legislator Johnson seconded the motion. Legislator Allport asked if Genesee County was providing the cremations. Mr. Nesbitt indicated that he believes the Genesee County still does the cremation. This agreement came about because of an Agricultural and Markets audit where they cited a deficiency where we do not have 24/7

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coverage and this is the standard contract this agency could offer us. The following resolution was adopted:

**RESOLUTION NO. 82-312**

**APPROVING AGREEMENT WITH ORLEANS COUNTY SHERIFF'S OFFICE AND MONROE VETERINARY ASSOCIATES**

RESOLVED, that this Legislature approves the agreement between the Sheriff's Office and Monroe Veterinary Associates for 24-hour professional vet services through December 31, 2012, as follows:

\$45 Per emergency examination  
\$18 Per euthanasia  
\$20 Minimum or \$1 per pound whichever is more for  
Cremation Service

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 83-312**

**AUTHORIZING TREASURER TO SET UP FUNDS FROM RESERVE ACCOUNT TO CENTRAL REPAIR ACCOUNT**

WHEREAS, funds in the amount of \$12,362 from the 2011 Central Repair Account have been reverted to the County's Reserve Account; and

WHEREAS, said funds must be segregated and carried forward to meet state auditing requirements; and be it

RESOLVED, that the County Treasurer is hereby authorized to set up funds from the reserve account in the amount of \$11,646 to Central Repair Account A1615.443 – Central Repairs to Office Equipment, and \$716 to Account A1615.453 – Central Repair Telephone and Communications.

Moved Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

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**RESOLUTION NO. 84-312**

APPOINTING MEMBER TO THE EMERGENCY MEDICAL SERVICES COUNCIL

RESOLVED, that this Legislature appoints an additional member to the Emergency Medical Services Council (Res. No. 62-212), with term expiring December 31, 2012:

<u>AGENCY VOTING MEMBER</u>	<u>NAME OF REPRESENTATIVE</u>
Volunteer Ambulance – COVA	Chris Atwell

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 85-312**

APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY BOARD OF ELECTIONS AND THE NEW YORK STATE BOARD OF ELECTIONS

RESOLVED, that this Legislature approves the agreement between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY for the appropriation of funds provided under HHS 2011 Voting Access for Individuals with Disabilities (VOTE) Grant Program, Contract #T003290, for Polling Place Access Improvement funding in the amount of \$1,609 for the term of January 1, 2012 until September 30, 2016.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 86-312**

APPROVING AGREEMENT EXTENSIONS BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND THE NEW YORK STATE BOARD OF ELECTIONS

RESOLVED, that this Legislature approves the APPENDIX X extensions for each of these prior agreements between the Orleans County

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Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY; with such extensions extend the period of time that funds are available from April 1, 2012 until March 31, 2013, as follows:

Contract #T002560 Voter Education and Poll Worker Training Program  
Original Funding Amount - \$23,131 (Resolution No. 116-311)

Contract #T002676 NYS Voting Access for Individuals with Disabilities  
Polling Place Access Improvement Grant  
Original Funding Amount - \$11,565 (Resolution No. 78-210)

and, be it

FURTHER RESOLVED, that this Legislature acknowledges that all other provisions of said agreements shall remain in full force and effect.

Moved, Smith; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

#### **RESOLUTION NO. 87-312**

#### **APPROVING AGREEMENT BETWEEN ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND KEVIN ALLEN**

RESOLVED, that this Legislature authorizes the District Attorney's Office to enter into an agreement with Kevin R. Allen, 19 Hutchins St., Batavia, NY to provide legal services particularly with respect to research and drafting of appeal briefs effective February 24, 2012 through December 31, 2012 with rate of payment to be commensurate with assigned counsel rates.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

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**RESOLUTION NO. 88-312**

**APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Public Health Department and the following agencies:

Oak Orchard Community Health, 300 West Ave., Brockport, NY 14102 to provide Medical Consultant Services for several programs through the Orleans County Health Department. Contract period January 1, 2012 through December 31, 2012. Contract amount \$15,000. Contract reimbursement from NY State Aid.

Planned Parenthood, 114 University Ave., Rochester, NY 14605 to provide testing and treatment to the Uninsured and Underinsured residents of Orleans County for Sexually Transmitted Infections. Contract period January 1, 2011 through December 31, 2015. Contract reimbursement from NY State Aid and grant monies.

Moved, Rush; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 89-312**

**AUTHORIZING SETTING UP NEW MONIES IN SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Sheriff's budget for a donation received from Belinda Everett and Marion Metott for help she received from Deputy Mike Mele, as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$50
<u>Appropriation:</u>		
A3110.418	Other Contractual Expenses	\$50

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 90-312**

**APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR CERTAIN APPOINTED OFFICIALS**

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (bi-weekly pay periods)
<b>APPOINTED OFFICIALS</b>					
1 <sup>st</sup> Asst District Attorney	Susan Silliman	6	8/1/2011-12/31/2012	N	30.67

and, be it

FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

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FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 91-312**

A RESOLUTION ESTABLISHING OFFICIAL INTENT OF THE COUNTY OF ORLEANS TO ULTIMATELY FINANCE VARIOUS ENERGY IMPROVEMENT PROJECTS.

WHEREAS, the County of Orleans is considering entering into an energy performance contract with Wendell Energy Services, LLC; and

WHEREAS, in order to allow the County to advance funds for various costs associated with this project, it is necessary to establish the intent of the County to ultimately reimburse any such advances from a subsequent financing; now, therefore be it

RESOLVED, that the County of Orleans hereby declares its official intent to reimburse any advances made in connection with the aforementioned energy performance contract project from a subsequent financing.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 92-312**

AMENDING AND APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD

RESOLVED, that this Legislature amends Resolution No. 31-112 by making the following member an alternate to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Christopher Beyrle	Town of Carlton	12-31-14



1906 E. Kent Rd (Alternate)  
Kent, NY 14477

and, be it

FURTHER RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Terrance Brown 1544 East Kent Road Kent, NY 14477	Town of Carlton	12-31-14

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 93-312**

**APPOINTING MEMBER TO THE GLOW WORKFORCE INVESTMENT BOARD**

RESOLVED, that this Legislature endorses the Chairman’s recommendation of the new term membership for Martha Costello, NYS Department of Labor Regional Manager representing an At Large seat appointment on the GLOW Workforce Investment Board replacing Kathy Marnell from the NYS Department of Labor, such term to be effective immediately and serve at the pleasure of the CEOs.

Moved, Smith; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 94-312**

RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE TO AMEND TITLE 1 OF ARTICLE 5 OF THE PUBLIC AUTHORITIES LAW, CHAPTER 870, LAWS OF NEW YORK 1939 AS AMENDED, POWER AUTHORITY LAW SECTION 1004 REGARDING APPOINTING TRUSTEES TO THE NEW YORK POWER AUTHORITY SO THAT AN ORLEANS COUNTY AND/OR NIAGARA COUNTY RESIDENT WILL ALWAYS HAVE A

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PERMANENT SEAT ON THE NEW YORK STATE POWER  
AUTHORITY BOARD OF TRUSTEES

WHEREAS, the New York Power Authority (NYPA) is a public benefit corporation established in 1931; and

WHEREAS, the Authority was created by the Public Authorities Law, the Power Authority Act, Article 5 -Public Utility Authorities Title 1 - Power Authority of the State of New York, Section 1002, as a body corporate and politic and as a public benefit corporation of the State of New York; and

WHEREAS, the New York Power Authority By-Laws states that Public Authorities Law, Section 1004 authorizes the number, terms, appointment, and process of filling vacancies of trustees; and

WHEREAS, currently the NYPA Board of Trustees consist of seven members, none of which are from Orleans or Niagara Counties; and

WHEREAS, the Niagara Power Project is currently the largest generator of power of any NYPA facility, Orleans County and/or Niagara County deserves to have at least one permanent seat on the NYPA Board of Trustees to represent the needs, interests, and the concerns of the County of Orleans and the County of Niagara; and

WHEREAS, this Representative would be an asset to the Orleans/Niagara region, and would help to ensure that power produced at the largest electricity-production plant in the state is used to lower cost, create jobs, and provide relief to families now paying some of the highest energy rates in the nation; now, be it

RESOLVED, that the Orleans County Legislature requests that the New York State Legislature introduces a bill amending the Public Authorities Law to state that the seven member Board of Trustees have at least one permanent seat for an Orleans County and/or Niagara County resident, to be duly appointed by the Governor of the State of New York and confirmed by the New York State Senate; and be it

FURTHER RESOLVED, that the County of Orleans shall forward copies of this Resolution to Governor Andrew M. Cuomo; Senator George Maziarz; Assemblyman Steve Hawley; Assemblyman John Ceretto;

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Michael J. Townsend, Chairman, New York Power Authority; Niagara County Legislature; Niagara-Orleans Regional Alliance Members, James Whipple, CEO/CFO - Orleans County IDA, Samuel M. Ferraro, Executive Director - Niagara County IDA, NYSAC; and be it

FURTHER RESOLVED, that a copy of this Resolution be also forwarded to Senator Charles E. Schumer, Senator Kirsten Gillibrand, Congresswoman Kathy Hochul, Congresswoman Louise M. Slaughter, and Congressman Brian Higgins and that a response be requested from each elected official.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 95-312**

**AUTHORIZING EXTENSION WITH NYS HOUSING TRUST FUND CORPORATION FOR THE SECTION 8 HOUSING ASSISTANCE PROGRAM**

WHEREAS, Resolution No. 150-409 authorized the fully revised contract with the New York State Housing Trust Fund Corporation for the Section 8 Housing Assistance Program; be it

RESOLVED, that this Legislature authorizes the Housing Choice Voucher Contract Extension Agreement through the New York State Housing Trust Fund Corporation, with no contract changes, and shall continue until such time that this contract extension is replaced with a revised contract or not later than December 31, 2012.

Moved, Smith; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 96-312**

**A RESOLUTION IN SUPPORT OF KEEPING ALL OF ORLEANS COUNTY IN THE 139<sup>TH</sup> ASSEMBLY DISTRICT**

WHEREAS, the proposed state's Legislative Task Force on Demographic Research and Reapportionment has re-drawn district lines for the 139<sup>th</sup> assembly district; and

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WHEREAS, the proposed plan for the 139<sup>th</sup> assembly district excludes the Town of Shelby; and

WHEREAS, half of the Village of Medina is incorporated within the town lines of the Town of Shelby; and

WHEREAS, this redistricting results in divided representation in Orleans County, and within the Village of Medina, damaging the ability of the people of Orleans County to express views on issues in a unified and constructive manner; now, be it

RESOLVED, that the Orleans County Legislature requests that the state's Legislative Task Force on Demographic Research and Reapportionment to submit a plan that restores state legislative representation of Orleans County to a unified geographic district and the entirety of the County of Orleans be included into the 139<sup>th</sup> Assembly District for the sake of continuity and unity; and be it

FURTHER RESOLVED, that the Clerk shall forward certified copies of this resolution to Robert Oaks, Assembly Minority Representative LATFOR; Assemblyman Hawley, Town of Shelby and Village of Medina.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 97-312**

**ORLEANS COUNTY LEGISLATURE RESOLUTION TO SUPPORT FULL CASINO GAMING AT THE NINE EXISTING RACINOS IN NEW YORK STATE**

WHEREAS, in September 1973, eleven western New York counties and 2 cities established the Western Regional Off-Track Betting Corporation, they being Cattaraugus, Chautauqua, Erie (and the City of Buffalo), Genesee, Livingston, Monroe (and the City of Rochester), Niagara, Orleans, Seneca, Steuben, and Wayne, as enabled by state law; and

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WHEREAS, these municipal "stockholders" chose to exercise that local option to form such a corporation that dictated local control by those municipalities over such gaming activities in their respective communities; and

WHEREAS, the start-up costs of this enterprise were funded solely by these initiating counties from their own treasuries of taxpayer money and represented no state money nor allowed for any state sharing of this purely local venture; and

WHEREAS, since those eleven counties voted to form Western Regional Off-Track Betting Corporation, an additional four western New York counties have joined them in the local control of such gaming activities that has since 1973 generated over \$209 Million in operating and surcharge revenues to the taxpayers of those participating municipalities; and

WHEREAS, now, the Governor and State Legislature are considering a Constitutional Amendment to allow casino gaming in the State of New York; and

WHEREAS, the participating municipalities of Western OTB as its shareholders have a *pro-rata* financial interest in the \$39 million of net equity re-invested in its 30-plus corporately-owned branch facilities and the track and casino at Batavia Downs; and

WHEREAS, Batavia Downs Casino (WROTB) has proven to be a successful Public Benefit Corporation to Orleans County returning over \$2.1 million dollars to Orleans since its inception, with enhanced casino gaming allowed at Batavia Downs Casino it will provide over \$86 million dollars in capital construction spending resulting in 552 direct construction jobs, increases in impact of the first full year of operation will result in over 449 jobs at an output of over \$20.5 million dollars; and

WHEREAS; the nine New York State Racino's have proven to be a successful business partner with New York State and have provided gaming in a socially responsible and economically sensible manner; now, be it

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RESOLVED, that the Orleans County Legislature, support Batavia Downs Casino and the eight racino facilities presently licensed for video gaming to be authorized for full Casino gaming; and be it

FURTHER RESOLVED, that each member of the New York State Legislature and Governor be urged to join this Legislature in support for full casino gaming at Batavia Downs and further support the other New York State Video Gaming Licensees.

Moved, Bower; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

After Pastor Roy Harriger performed the benediction, Legislator Bower moved to adjourn; second by Legislator Rush. Meeting adjourned at 4:57 p.m.

**LEGISLATURE MEETING**

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Chairman Callard called the meeting to order at 4:37 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present, with the exception of Legislator Rush.

The Clerk presented the following communications: Susan Heard, Orleans County Treasurer, provided a listing of Real Property Tax Refunds that have been issued to date. A letter has been received by Senator Patrick Gallivan, 59<sup>th</sup> District, advising that in the recent adoption of budget resolutions, both the Senate and Assembly Majorities denied the proposal to withdraw Roswell Park's state support by 2014. He also indicated that the Senate also proposed to restore \$25 million in funding that was cut by the Governor. Orleans County Office for the Aging will be holding their Annual Volunteer Luncheon on April 18, 2012 at Noon at the Albion First Methodist Church. The Town of Kendall will be holding their Opening Ceremony for the Kendall 2012 Bicentennial Celebration on April 28, 2012 at 7:00 p.m. at the David J. Doyle Kendall Jr/Sr. High School with a reception to follow. The Orleans County Youth Board will hold their 30<sup>th</sup> Annual Youth Recognition Banquet on May 10, 2012 at Hickory Ridge - registration and social hour is at 6 p.m. with dinner beginning at 6:30 p.m.

Legislator Bill Eick, Chairman of the Health Committee and James Graziano, Director of Mental Health presented a Special Recognition Certificate to Sharon Ludwick who was recognized for 35 years of services to the County of Orleans. Mrs. Ludwick will be retiring after working 35 years at the Orleans County Mental Health Department starting as a stenographer, then moving to a Senior Typist and then advancing to a Principal Account Clerk in 1983. Mr. Graziano also thanked her for her thirty five years of dedication to the Mental Health Department and wished her well.

During open discussion, Paul Rusin, Murray, commented regarding the resolutions pertaining to the elderly and the weatherization programs. He said it has been about 35 to 40 years since they started the weatherization program and he thinks that all the homes should be weatherized so he does not know why money continues to be authorized for this program. Mr. Rusin questioned Resolution No. 103-312 which abolishes two positions, grade 10 and grade 8 and creates two positions both at grade 18. Mr.

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Nesbitt stated that two positions are being abolished and one is being created. Mr. Rusin also questioned Resolution No. 109-312 regarding rabies vaccinations at a cost of \$1,900 per person which he thinks is excessive. He also stated that First Niagara Bank is taking over some of HSBC branches and he feels that in Resolution No. 114-312 that those banks are a little heavily weighted and funds should be redistributed to the other banks. He stated reports also said under HSBC management there was quite a bit of malfeasance because a lot of money was placed in dummy funds and corporations; loans were given and then people were going bankrupt. He feels there is a problem there and he thinks money should be taken out of First Niagara/HSBC and placed at other banks. He also brought up again Local Law No. 3 and 4 of 1993 and asked if it can be repealed.

Chairman Callard asked if any of the Legislators would like to speak. Legislator Bower stated that he reads a lot of letters to the editor. He recently read one on March 26, 2012 in the Journal Register in respect to suspending the tax on fuel provided by Mr. Lofthouse. Legislator Bower stated he thinks it would be a great idea to do it but Orleans County generates roughly 3 to 4 million dollars from that tax. What that really means, would be a \$2 to \$3 increase per thousand on your tax rate if we eliminate that. We still need that money and it would be a 25% to 30% raise in the property tax. If the State could be convinced to reduce the mandates that are imposed on the County of Orleans by 3 to 4 million dollars, he would be glad to sponsor a bill on the Orleans County Legislative floor to remove the tax that Mr. Lofthouse is complaining about. Legislator Bower indicated that he does not like the tax either and he does not know how to generate the 3 to 4 million dollars elsewhere. Legislator Bower asked Mr. Lofthouse if he had any good ideas to do eliminate the tax, he would be glad to sit down with him.

Legislator Eick updated the board on the Marine Park stairs. He stated that the stairs have been removed by the Highway/Buildings and Grounds Department. The new stairs will be installed very soon.

The following resolutions were presented for adoption:

**RESOLUTION NO. 98-312**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**



WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10442-10584	\$201,706.57
Highway	No Claims	
Nursing Home	1502-1513; 39692-39739	\$859,611.75
Job Development	1504-1509	\$5,066.71
Self Insurance	1017,50054-50055, 50129	\$89,213.15

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Allport moved a resolution for preventative maintenance project funding for the Waterport Bridge; seconded by Legislator Smith. Chairman stated it is for the Waterport Bridge over the Oak Orchard Creek in the Town of Carlton. Mr. Nesbitt mentioned how this relates to our earlier conference session presentation by John Papponetti. He said that the replacement of the bridge could cost about \$30 million but the maintenance program that has been discussed is about \$1.3 million investment and if we are fortunate enough to get Marcheselli funding with the federal funding then 95% of it would be paid for, with only 5% being paid for by the County. The following resolution was adopted:

**RESOLUTION NO. 99-312**

AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE MARCHISELLI PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS

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WHEREAS, a Project for the Preventative Maintenance of Waterport Road Bridge over Oak Orchard Creek, Town of Carlton, Orleans County, PIN 4755.29, BIN 1044370 (the “Project”) is eligible for funding under title 23 U.S. code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Orleans desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Preliminary “Engineering” and “Right of Way” Incidentals; and be it

RESOLVED, that the Orleans County Legislature, hereby approves the above subject project; and be it

FURTHER RESOLVED, that the Orleans County Legislature hereby authorizes the County of Orleans to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary “Engineering”, and “Right of Way” Incidentals work for the Project or portions thereof; and be it

FURTHER RESOLVED, that the sum of \$144,000 is hereby appropriated from the Orleans County Legislature and made available to cover the cost of participation in the above phase of the Project with a contract end date of February 23, 2021; and be it

FURTHER RESOLVED, that in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, the Orleans County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Orleans County Legislature with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 100-312**

AUTHORIZING TEMPORARY INCREASE OF HOURS FOR EMPLOYMENT AND TRAINING COUNSELOR IN THE JOB DEVELOPMENT AGENCY

WHEREAS, the Summer Youth Program requires assistance for staffing by a temporary Employment and Training Counselor each year; now, therefore be it

RESOLVED, that this Legislature authorizes a temporary increase in hours for the part-time Employment and Training Counselor assigned to the youth participants to 35 hours weekly for the period June 4, 2012 to August 31, 2012 to accommodate increased work for the Summer Youth Program. This is contingent on receiving funding.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 101-312**

APPROVING AGREEMENT BETWEEN THE PROBATION DEPARTMENT AND AUTOMON CORPORATION

RESOLVED, that this Legislature approves an agreement between the Probation Department and Automon Corporation, 10450 N. 74<sup>th</sup> St, Suite 210, Scottsdale, AZ 85258, for a maintenance contract to maintain the Probation Case Management System (Caseload Explorer) for the term of June 21, 2012 through June 21, 2013 at a cost of \$6,690.

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Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 102-312**

APPROVING AGREEMENT BETWEEN THE HEALTH  
DEPARTMENT AND NEW YORK STATE DEPARTMENT OF  
HEALTH

RESOLVED, that this Legislature approves an agreement between the Health Department and New York State Department of Health, Division of Family Health, Fiscal Unit, ESP Corning Tower, Rm. 878, Albany, NY 12237-0657, to provide services through Early Intervention Administration. Contract period from October 1, 2011 through September 30, 2012. Contract #C027498. Contract amount \$46,975. Reimbursement at 100%. County Cost is \$0.

Moved, Eick; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 103-312**

AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE OFFICE FOR THE AGING

WHEREAS, New York State Office for the Aging has notified the Orleans County Office for the Aging that our budgeted revenue for WRAP funding as of April 1, 2012 is being eliminated; therefore, be it

RESOLVED, that this Legislature hereby authorizes the abolishing of a vacant part time position of Senior Account Clerk Typist (Position 6772.16) at Grade 10 of the CSEA salary schedule effective March 29, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the abolishing of the position of Community Services Worker (Position 6772.05) at Grade 8 of the CSEA salary schedule effective upon the appointment of the Aging Service Account Clerk Specialist; and be it

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FURTHER RESOLVED, that this Legislature hereby authorizes the creating of the position of Aging Service Account Clerk Specialist at Grade 13 of the CSEA salary schedule effective April 9, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of the vacant position of Aging Service Account Clerk Specialist at Grade 13 of the CSEA salary schedule effective April 9, 2012.

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 104-312**

**AUTHORIZING CREATING TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, a full time Social Welfare Examiner (Position 6010.0701) has been on a medical leave and is eligible for Leave Because of Extended Illness which is applicable under Section 23.5 of the CSEA collective bargaining agreement; therefore, be it

RESOLVED, that this Legislature does hereby authorize a leave of absence without pay for a period not to exceed one year beginning March 15, 2012 pursuant to Section 23.5 of the CSEA collective bargaining agreement; and be it

FURTHER RESOLVED, that this Legislature does hereby create a temporary full time position of Social Welfare Examiner in the Department of Social Services at Grade 13 of the CSEA salary schedule, to be effective for the period March 28, 2012 until the return of the full time permanent employee (Position 6010.0701); and be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the newly created temporary position.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

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**RESOLUTION NO. 105-312**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN  
OFFICE FOR THE AGING AND THE HUMAN SERVICES COUNCIL  
OF ORLEANS COUNTY

WHEREAS, the Office for the Aging receives contributions for a fund to help low income seniors with weatherization, health, or safety issues that cannot be met in any other way; be it

RESOLVED, that this Legislature approves a Memorandum of Understanding with the Human Services Council of Orleans County to hold the Last Resort Funds for the Office for the Aging. Memorandum of Understanding dated April 1, 2012 – December 31, 2013 at a cost of \$0. County Cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 106-312**

AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S  
OFFICE/JAIL

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Jail:

Cook, full-time, (Position 3150.32), at Grade 1 of the Orleans County Sheriff Employees Association, effective March 29, 2012.

Jail Superintendent, full-time, (Position 3150.45), Grade 8 of the Management Compensation Plan, effective March 29, 2012.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 107-312**

AUTHORIZING EXTENSION OF AGREEMENT WITH  
EMERGENCY MANAGEMENT OFFICE AND WILLIAM J. CLARK

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WHEREAS, Resolution No. 360-1010 authorized an extension of the Independent Contractor Agreement with William J. Clark of Newfane, NY, through February 28, 2011; and

WHEREAS, additional time is required to complete and test the comprehensive Continuity of Operations Plan; be it

RESOLVED, that this Legislature authorizes an extension of the Independent Contractor Agreement with William J. Clark through September 30, 2012; all provisions of the agreement, including the scope of work and terms of payment remain the same, not to exceed \$12,600 to be paid from SHSP Grant FY2009.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

#### **RESOLUTION NO. 108-312**

AUTHORIZING AMENDMENT OF AGREEMENT WITH CLARK PATTERSON LEE TO PROVIDE CONSTRUCTION ADMINISTRATION SERVICES FOR MARINE PARK SOUTH STAIRWAY AND SETTING UP MONIES FROM RESERVE INTO THE MARINE PARK BUDGET

WHEREAS, Resolution No. 354-1111 approved the firm of Clark Patterson Lee (CPL) to provide design services for the Marine Park Stairway Project; and

WHEREAS, designs were approved, resulting in a project bid award to Dilcher Excavating; and

WHEREAS, CPL has submitted to the Planning Department a written proposal to provide construction administration services on this project at a cost not to exceed \$6,000 to be paid under a grant program with New York State Office of Parks, Recreation and Historic Preservation (NYSOPR); and

WHEREAS, NYSOPR has approved this amendment in writing; now, therefore be it

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RESOLVED, that this Legislature hereby approves amendment of the Agreement with CPL for provision of construction administration services; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman of the Legislature to execute the amendment upon approval of the County Attorney; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up monies from reserve fund to the Marine Park Budget as follows:

<u>From:</u>		
Reserve Fund		\$41,315
 <u>Appropriation:</u>		
A7180.486	Marine Park Grant	\$41,315

Moved, Eick; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Eick moved to approved purchase of rabies vaccine from the Health Department Budget; seconded by Legislator Smith. Legislator Allport added that this vaccine is for human contact and it is a State mandate that local Health Departments have it available to treat humans that come into contact and that is why the cost is high. It is a very expensive treatment and it is based on the weight of the patient and it keeps them alive. The following resolution was adopted:

**RESOLUTION NO. 109-312**

**APPROVING PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies vaccine for the residents in Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Vaccine Shoppe for treatment of approximately 10 residents at a cost of \$19,768.45 to be paid from the Health Department budget account 4010.409 - Biologicals.



Moved, Eick; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 110-312**

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT  
AND LABELLA ASSOCIATES, P.C.

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Ste 201, Rochester, NY 14614 to perform various professional services on an as needed basis per fee structure in contract; contract period is March 19, 2012 through March 18, 2017.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 111-312**

APPROVING AGREEMENT BETWEEN EMERGENCY  
MANAGEMENT OFFICE AND J. O'CONNELL & ASSOCIATES,  
INC.

RESOLVED, that this Legislature approves the agreement between the Emergency Management Office and J. O'Connell & Associates, Inc. of 10646 Main St., Clarence, NY 14031, to provide professional services for the purpose of preparing and submitting a grant application to the New York Statewide Interoperable Grant Program for the period March 31, 2012 to March 30, 2013, at a cost not to exceed \$8,000; said funds to be paid from 3640.418, Other Contractual.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 112-312**

AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY  
MANAGEMENT

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RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase two high band radios at a cost not to exceed \$1,500, said purchases to be paid from 3640.486.2009, SHSP Grant FY09, in accordance with State Homeland Security Grant FY2009 guidelines and approved work plan.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Johnson moved to fill a vacancy in the Treasurer's Office; seconded by Legislator Smith. Legislator Bower stated that he thinks that we should eliminate positions wherever we can. We have eliminated full time jobs and he knows this position does not incorporate a lot of money but he does not believe the position is needed therefore he does not support the resolution. The following resolution was adopted:

**RESOLUTION NO. 113-312**

**AUTHORIZING FILLING OF VACANCY IN THE TREASURER'S OFFICE**

WHEREAS, the County Treasurer's office desires to continue to provide the best quality of service to the taxpayers, residents, and departments of the County; and

WHEREAS, a long term part-time Principal Account Clerk who has worked in the Treasurer's office during times when full time employees are on a scheduled leave has retired and the need for this position still exists; be it

RESOLVED, that this Legislature hereby authorizes the filling of the vacant part time position of Principal Account Clerk at Grade 15 of the CSEA salary schedule effective April 1, 2012; wages not to exceed \$2,500.

Moved, Johnson; second, Smith.  
Adopted. 5 ayes; 1 nays, Bower; 1 absent, Rush.

Legislator Johnson moved a resolution to designate the depositories in the amounts allowed. Legislator Johnson deferred to the Orleans County Treasurer to defend the position on the HSBC and First Niagara choices

seeing there was an earlier question. Treasurer Heard explained that this allows her to have a pot of money in the bank, not saying she always had this much in all these banks in these accounts as indicated. This allows her to move money between the banks in big chunks if she can make more money. The only addition to this is Five Star which is taking over the Albion Branch of HSBC. Chairman Callard also added that all depository monies are collateralized by an agreement with the respected banks otherwise we would not be depositing with those banks. Legislator Smith asked how the amounts are established. Treasurer Heard said it provides wide parameters because of the location of the branches and this just allows flexibility. Legislator Johnson confirmed her motion to approve this resolution; seconded by Legislator Bower. The following resolution was adopted:

**RESOLUTION NO. 114-312**

**DESIGNATING DEPOSITORIES AND AMOUNTS ALLOWED**

RESOLVED, that Pursuant to Section 212 of the County Law, the following institutions be, and hereby are, designated as depositories of all monies received by the County Treasurer; and be it

FURTHER RESOLVED, that the maximum amount which may be on deposit at any time in depository shall not exceed the amount listed below:

HSBC	\$20,000,000
Bank of America	\$10,000,000
M & T Bank	\$10,000,000
JPMorgan Chase	\$ 5,000,000
Bank of Castile	\$10,000,000
Citizens Bank	\$ 5,000,000
First Niagara	\$10,000,000
Five Star Bank	\$20,000,000

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

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**RESOLUTION NO. 115-312**

**SETTING DATE OF PUBLIC HEARING FOR NYS OFFICE OF  
COMMUNITY RENEWAL FUNDING OPPORTUNITIES**

RESOLVED, that the Orleans County Legislature will hold a Public Hearing on April, 11, 2012 at 4:25 P.M. at the Orleans County Legislative Chambers to discuss the intent of the Orleans County Legislature to submit applications to the New York State Office of Community Renewal for the Community Development Block Grant program and to solicit public comment regarding the community and economic development needs of Orleans County.

Moved, Eick; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 116-312**

**AUTHORIZING EXPENDING STATE HOMELAND SECURITY  
(SHSP) FUNDS AND LAW ENFORCEMENT TERRORISM  
PREVENTION PROGRAM (LETPP) FUNDS**

WHEREAS, Resolution No. 379-1211 approved contracting with Harris Corporation as the vendor for rebanding of the Public Safety Radio System; and

WHEREAS, a quote has been received from Harris Corporation, under NY State Contract, for purchase of 190 portable radios and accessories to replace equipment used by Law Enforcement, Fire, and EMS in the amount of \$361,722; be it

RESOLVED, that this Legislature approves the purchase of this replacement equipment from State Homeland Security Program Funds and Law Enforcement Terrorism Prevention Program Funds, in accordance with all guidelines and approved work plan.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 117-312**

A RESOLUTION SUPPORTING THE REINSTATEMENT OF FUNDING FOR NEW YORK'S STATE PRESCRIPTION DRUG INSURANCE PROGRAM FOR THE ELDERLY KNOWN AS EPIC

WHEREAS, EPIC helps 300,000 older New Yorkers pay for the prescription drugs they need to stay healthy, the average EPIC enrollee is a 78 year old widow who takes 4 prescriptions; and

WHEREAS, the 2012 funding cut of 12 million dollars to EPIC in the New York State budget eliminated the coverage that EPIC used to provide to help pay for Medicare Part D premiums and co-pays for prescription drugs resulting in EPIC members seeing their co-pays double and triple and leading many to stop purchasing their prescriptions or are splitting their pills to make them last longer; and

WHEREAS, our seniors comprise their health and need more costly medical care at hospitals and nursing homes at further expense to the state and local taxpayers; now, be it

RESOLVED, the Orleans County Legislature request elected state officials to restore the funding to the EPIC program so that seniors can continue to afford and purchase their prescriptions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is requested to forward this resolution to Governor Andrew Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, NYSAC, and InterCounty of Western New York.

Moved, Eick; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Johnson moved a resolution, on behalf of the Niagara Orleans Regional Alliance, (NORA) requesting the International Joint Commission to reject its current plans for controlling the levels of Lake Ontario under their proposed BV7 Plan. She stated that this is the very first Niagara Orleans Regional Alliance resolution that we are jointly moving in both Niagara and Orleans counties. It pertains to the International Joint Commission making a decision to change the Lake Ontario water levels. It has been determined by the engineering firm that this would be a grave consequence to Orleans County especially on lake frontage erosion. In all

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of the southern boarding counties on Lake Ontario, Orleans County stands to lose the most money on this lake frontage erosion. The baseline of Lake Ontario now was used in all the planning of the design and construction of building was used on the current lake levels and now the International Joint Commission wants to change these. Legislator Johnson said that each County is appealing to reject that plan. Legislator Bower seconded the motion. Legislator Allport stated that Lake Ontario is the only lake in the great lakes system that has regulations on the lake levels. It is a treaty between us and Canada and unfortunately Canada has the most say. It was recorded a few years ago when the lake level was so high, and kept at that level, if let out Montreal would have been flooded and it was not an option as far as Canada was concerned. The second thing working against us, explained Legislator Allport, is that the bed rock on the north shore, the Canadian side, is rising one foot every 100 years which is pushing Lake Ontario south. Canada is not seeing the lake erosion because of this natural happening that we see on the south side of Lake Ontario. He hopes that our government and the Canadian government can come to some type of agreement to better control the lake levels because we are getting hurt and they are not. Mr. Nesbitt added that the earth's crust is bouncing back after the receding glaciers that is why the Canadian side is rising, a crazy geological happening. The following resolution was adopted:

#### **RESOLUTION NO. 118-312**

**NIAGARA-ORLEANS REGIONAL ALLIANCE (NORA) REQUESTS THE INTERNATIONAL JOINT COMMISSION TO REJECT ITS CURRENT PLANS FOR CONTROLLING THE LEVELS OF LAKE ONTARIO UNDER THEIR PROPOSED BV7 PLAN**

WHEREAS, the International Joint Commission (IJC) has announced consideration of a very radical plan that will replace the current regulation plan (58DD) that controls the water levels of Lake Ontario for their stated purpose of potentially providing more environmental benefits to the surrounding ecosystem; and

WHEREAS, this new plan, called BV7, will remove the current range of operation that private and public property owners and business have relied on for the last 50 years for untested environmental affects whose research has been proven faulty by a peer review conducted under the auspices of the National Academy of Sciences; and

WHEREAS, projected lake levels under the proposed plan will result in increased duration and frequency of extremely high and low water, imposing extensive damages to Lake Ontario riparian's. Although the IJC estimates damages at \$3.2 million per year, we believe that number could in reality reach \$10 million annually; and

WHEREAS, the IJC working group stated the proposed lake levels are going to reduce recreational boating / sport fishing benefits by 25%, resulting in a devastating negative impact on those economics in Niagara County which is estimated at \$30 million per year, and in Orleans County which is estimated \$12 million per year, thus an area-wide loss of revenue of over \$10.5 million annually; and

WHEREAS, this new plan removes all protections that exist in the current plan, replacing them with a plan that basically transfers prosperity from Niagara and Orleans counties to Hydropower (NYPS) and Commercial Navigation entities who will realize a benefit of approximately \$6 million per year on average; and

WHEREAS, Niagara and Orleans county residents who own property or businesses along the Lake Ontario shore including its bays, ponds and embayments have voiced their concern about a proposed change in the lake levels that would result in significant damage to their properties; and

WHEREAS, recreational boaters and fishermen, both locally-based and those traveling internationally, are resolute in protecting the waters, streams, and harbors of Lake Ontario for some of the best sport fishing in the world and for pleasure sailing and power-boating; and

WHEREAS, removal of the current range of operation by Plan BV7 further hinders boating access when considered with the long-term lack of federal funding for maintenance dredging of our federal shallow draft harbors; now, therefore be it

RESOLVED, the Niagara Orleans Regional Alliance (NORA), a county government collaboration between Niagara and Orleans Counties to identify and capitalize on common ideas, experience, and opportunities for the betterment of our citizens, and the conservancy of tax dollars, does

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herewith respectfully request the International Joint Commission *reject* its current plans for the BV7 Project; and be it

FURTHER RESOLVED, NORA recommends the Commission enact an all-inclusive and thorough analysis on the potential economic damages that any future plans will have on tourism, recreation, business, and homeowners along the south shore of Lake Ontario (including harbors, rivers, and streams), specifically in Niagara and Orleans counties, where projected damage has already been identified as the most extreme; and be it

FURTHER RESOLVED, NORA recommends the Commission assess the amount of civil work and financial assistance required to mitigate the damage of any future plans, and identify funding sources available to offset said actions; and be it

FURTHER RESOLVED, the Niagara Orleans Regional Alliance dutifully requests a formal response to this resolution by the International Joint Commission at their earliest convenience; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to the International Joint Commission, the New York Department of State, the New York State Department of Environmental Conservation, the New York State Environmental Facilities Corporation, U.S. Senator Charles E. Schumer, U.S. Senator Kirsten E. Gillibrand, U.S. Congresswoman Louise Slaughter, Governor Andrew M. Cuomo, Senator George D. Maziarz, Assemblyman John D. Ceretto, Assemblyman Steve Hawley, Senate Environmental Conservation Committee Chairman Mark Grisanti, Assembly Environmental Conservation Committee Chairman Robert Sweeney, Senate President Pro Tem Dean G. Skelos, Assembly Speaker Sheldon Silver, U.S. EPA Region II Administrator Judith Enck, Orleans County Legislature Chairman David Callard, Orleans County Industrial Development Agency CEO/CFO James Whipple, Niagara County Legislature Chairman William L. Ross, Niagara County Industrial Development Agency/Economic Development Commissioner Samuel Ferraro, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.



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Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:08 p.m

## LEGISLATURE MEETING

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor Harriger, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Genesee Community College will be hosting a “Coffee at the College” event at the Albion Campus Center on April 12<sup>th</sup> at 8:00 a.m. This event will provide community leaders an opportunity to learn about GCC, share questions and thoughts, and meet Dr. James M. Sunser - the new GCC President. InterCounty Association of Western New York will be holding their monthly meeting in Schuyler County at the Montour Mouse Lodge on April 20<sup>th</sup>. In celebration of Crime Victims Rights Week, the Annual Candle Light Vigil will be held on April 27<sup>th</sup> at 7:00 p.m. on the Orleans County Courthouse steps. Permission is being requested to use the Courthouse for this event. The Legislative Board granted the use of the Courthouse for this event. A letter has been received by Senator Catharine M. Young, 57<sup>th</sup> District, concerning Roswell Park Cancer Institute, a copy supplied to each of the Legislative members.

During open discussion, Paul Rusin, Murray, commended Legislator Allport in presenting Resolution 136–412 today concerning the Universal Service Fund. Mr. Rusin also commented on Resolution No. 139-412 and voiced his concern with the taxation on property owners concerning the Emergency Management Radio Project and felt it was a little excessive. Mr. Rusin requested that rather than passing a resolution for this proposal, to request a referendum on the proposal at the next election. Mr. Rusin also suggested an article “The Answer to School Shootings is More Guns” by Dr. Don Boys to be found at [www.canadafreepress.com](http://www.canadafreepress.com).

Chairman Callard asked Mr. Rusin if he believes there is a need for an Emergency Communication System. Mr. Rusin thought one was already in place. Mr. Nesbitt indicated that the current one that has been in operation since 1991 is failing. Mr. Rusin does not know if one is needed or not but still feels that a referendum should be offered. Chairman Callard noted that the resolution states it is up to an amount of which we will be looking for grant monies as well, which will reduce our costs. It

will be on a borrowing bond which will be repaid over a number of years so the impact will not be so great per property as Mr. Rusin estimated. Mr. Rusin estimated an increase of \$40 to \$50 per home.

Paul Lauricella, Yates, stated that Resolution 131-412 is very disturbing to him. He said it sounded like “Agenda 21” which details can be found on the internet. It is a UN program which was started by President George H. Bush, then funded both by President Bill Clinton and President George W. Bush. Its main focus is a cleaner, greener communities program, the environment and bike paths. Mr. Lauricella stated that they want to get people out of the rural areas and push them into the cities. That is why they are pushing mass transit systems, such like the light rail. Once they get the people back into the cities, they can take the land and declare it wilderness area. It is pretty deep stuff and they are rolling with it. He believes this should be tabled because our sovereignty and will be ruled under world order and dictate everything in our own homes. He knows it sounds farfetched but this is what the plan is. If this goes through, you will get money for it and basically selling out the sovereignty. They are talking about eliminating a lot of the midwest and turning it into national parks. Chairman Callard expressed that he thought Mr. Lauricella was making very broad comments to a very specific program. He disagreed with Mr. Lauricella’s comments and his conclusions. Chairman Callard said that most likely this resolution will be approved knowing that the monies will be monitored to make sure that Mr. Lauricella’s expectations do not occur.

David Knapp, Murray, spoke on behalf of the fire service for the radio upgrade system. He stated that as a frequent user of the system, it has been failing over the last few years and it does need an upgrade. He feels that the cost to upgrade the system at a standard that is useable far outweighs the possibility of a loss of life or a serious injury because of a lack of communications. He is in favor of this project.

Mike Fuller, East Shelby Fire Chief and Shelby Highway Superintendent, stated that an upgrade is needed to the radio system. There are safety issues and it has been failing. The life expectancy of this system is about done and there is a need to upgrade the towers and dispatch.

Allen Lofthouse, Kendall, stated the he believes that the radio system may need to be brought up to date and maybe there is no way around the cost but feels it is expensive for this County. He referenced Resolution No.

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131-412 and thought maybe things should be slowed down and more information should be gathered before approval. Chairman Callard stated that it has been researched. Seven regions out of the ten have already applied for it and have taken advantage of the money. Chairman Callard felt we would be neglectful in not having done the same in using the money to help develop our future.

William Murphy, Chief of the Holley Police Department, stated he is in favor of the radio upgrade. The safety issue continues to get worse by the day. The radios are failing and the infrastructure does not work at times. The bottom line of the cost is up there but what is the cost of a life, or two, or three; or the safety of our officers which there is no comparison.

Legislator Allport reminded everyone about the Home and Garden show this weekend hosted by the Chamber of Commerce and encouraged everyone to attend. He also stated that the ARC Best Friends dinner is quickly approaching.

The following resolutions were then presented for adoption:

Legislator Johnson moved to authorize payment of claims of which she audited all of the vouchers. She commended the Clerk of the Legislature and the staff for a job well done in having the vouchers together. She indicated that a lot of work goes on behind the scenes in getting prior authorizations and items in place to make our auditing a lot easier, of which she thanked them very much for their hard work. Legislator Bower seconded her motion. The following resolution was adopted:

**RESOLUTION NO. 119-412**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the

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Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10596-10757	\$405,725.06
Highway	894-904; 2362-2403	\$126,697.99
Nursing Home	1516-1522; 39740- 39792	\$218,838.91
Job Development	1512-1513	\$793.94
Self Insurance	50128-50130	\$17,401.90

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 120-412**

**APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE  
AND NYS OFFICE OF PARKS & RECREATION**

RESOLVED, that this Legislature approves the agreement between the Sheriff's Office and NYS Office of Parks & Recreation for the use of a 2004 Seaswirl boat and trailer at no cost to the county, beginning March 28, 2012 thru December 31, 2017.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 121-412**

**AUTHORIZING CREATING AND FILLING A TEMPORARY  
POSITION IN THE HIGHWAY DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize creating one (1) full-time temporary Motor Equipment Operator position (5110.31) in the Highway Department at Grade H2 of the CSEA Salary Schedule, for the mowing season of June 1<sup>st</sup>- October 31, 2011; to be paid from Account D5110.100; and be it

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FURTHER RESOLVED, that Legislature does hereby authorize the filling of this newly created, temporary vacant position effective April 12, 2012.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 122-412**

**AUTHORIZING EXTENSION OF A SPECIAL USE PERMIT TO OPERATE THE OAK ORCHARD STATE BOAT LAUNCH**

WHEREAS, Resolution Number 151-411 authorized Orleans County to operate and maintain the Oak Orchard State Boat Launch through October 31, 2011; now, therefore be it

RESOLVED, that this Legislature hereby approves the extension of the Special Use Permit for county operation and maintenance of the Oak Orchard State Boat Launch from April 1, 2012 through October 31, 2012.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 123-412**

**APPROVING AGREEMENT FOR DOCK WORKER/CUSTODIAL SERVICES AT ORLEANS COUNTY MARINE PARK**

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Ronald Bierstine, 1764 Oak Orchard Rd, Albion, NY 14411, to provide dock worker and custodial services at Orleans County Marine Park and Oak Orchard State Boat Launch from April 15, 2012 to October 15, 2012 at a cost not to exceed \$15,161 to be paid from Account A7180.432-Contracts & Agreements; and be it

FURTHER RESOLVED, that the Legislature Chairman is hereby authorized to sign said agreement.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to fill a vacancy in the Motor Vehicle Department, which she said is a position very much needed. She also commended the staff at the DMV on how well they run a tight ship. Legislator Bower seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 124-412**

**AUTHORIZING FILLING OF VACANCY IN THE MOTOR VEHICLE DEPARTMENT**

WHEREAS, it is important to service the public's needs in the Department of Motor Vehicles in these challenging economic times; and

WHEREAS, a forthcoming retirement of a Motor Vehicle Application Examiner effective May 30, 2012, will create a challenge to servicing the public's needs in the Department of Motor Vehicles; therefore, be it

RESOLVED, that this legislature does hereby authorize the filling of a vacant full time Motor Vehicle Application Examiner position in the Motor Vehicle Department at a Grade 9 of the CSEA Union Contract Salary Schedule, effective May 30, 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 125-412**

**AUTHORIZING FILLING OF VACANCIES IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Sheriff's Office:

Correction Officer, full-time (Position No. 3150.49), at grade 5 of the Orleans County Sheriff Employees Association, effective April 12, 2012.

Deputy Sheriff, full-time, (Position No. 3110.21), at Grade 1 of the Orleans County Deputy Sheriff's Association, effective April 26, 2012.

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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 126-412**

**APPROVING ADDITION TO THE ORLEANS COUNTY EMPLOYEE HANDBOOK**

WHEREAS, the County Legislature wishes to clarify the role of the Board of Ethics to employees and county officials; now, be it

RESOLVED, that this Legislature approves the following Section 6 addition to the Code of Ethics in the Orleans County Employee Handbook effective immediately:

**SECTION 6. ADVISORY OPINIONS**

The Board of Ethics renders advisory opinions to County officers and employees with respect to the County Code of Ethics and General Municipal Law Article 18. Should a County officer or employee have a question or concern as to ethical standards of conduct relative to a particular matter, a written request for an advisory opinion may be submitted to the Clerk of the Legislature for referral to the Board of Ethics.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 127-412**

**APPROVING AGREEMENT FOR MOWING AT ORLEANS COUNTY MARINE PARK**

RESOLVED, that this Legislature hereby approves an agreement with Property Maintenance by CK, 590 Moore St., Albion, New York 14411, for mowing at the Orleans County Marine Park at a cost of \$275 per mowing to be paid from Account A7180.432-Misc. Contracts; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the Chairman of the Legislature to sign said agreement.



Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 128-412**

**AUTHORIZING SETTING UP GRANT FUNDS IN THE  
EMERGENCY MANAGEMENT BUDGET**

WHEREAS, Resolution No. 116-312 authorized purchase of portable radios and accessories from Harris Corporation from Homeland Security Program Funds; be it

RESOLVED, that this Legislature authorizes the Treasurer to set up Homeland Security Funds available from Grants as follows:

Revenue:

A4309.2009	State Homeland Security Grant Program FY2009	\$ 76,276.06
A4309.2010	State Homeland Security Grant Program FY2010	114,442.00
A4309.2011	State Homeland Security Grant Program FY2011	3,469.54

Appropriations:

A3640.486.2009	Grant SHSP FY2009	\$ 76,276.06
A3640.486.2010	Grant SHSP FY2010	114,442.00
A3640.486.2011	Grant SHSP FY2011	3,469.54

and,

WHEREAS, Resolution 112-312 authorized the purchase of two high band radios from State Homeland Security Funds Fiscal Year 2009; be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up additional Homeland Security Grant Funds from Fiscal Year 2009 as follows:

Revenue:

A4309.2009	State Homeland Security Grant Program	\$ 1,500
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FY2009

Appropriations:

A3640.486.2009 Grant SHSP FY2009 \$ 1,500

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 129-412**

AUTHORIZING PURCHASE OF CYBER SECURITY DEVICE FOR SHERIFF'S DISPATCH AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE EMERGENCY MANAGEMENT BUDGET

RESOLVED, that this Legislature authorizes the Emergency Management Office to expend FY2011 Homeland Security Grant Funds to purchase a Sonic Wall Appliance and associated Analyzer Reporting Software to provide an alternate internet gateway in Dispatch at a cost of \$9,459.50 from IKON Office Solutions, 303 Cayuga Rd, Buffalo, NY 14225; said purchase to be paid from 3640.486.2011, Homeland Security Grant Program Year 2011; and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up Grant Funds in the Emergency Management Budget as follows:

Revenue:

A4309.2011 State Homeland Security Grant Program \$ 9,459.50

Appropriations:

A3640.486.2011 Grant SHSP FY2011 \$ 9,459.50

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 130-412**

AUTHORIZING SETTING UP GRANT FUNDS IN SHERIFF'S BUDGET

WHEREAS, Resolution No. 116-312 authorized purchase of portable radios and accessories from Harris Corporation from Homeland Security Program Funds; be it

RESOLVED, that this Legislature authorizes the Treasurer to set up Homeland Security Funds available from Grants as follows:

Revenue:

A4308.2008	State Homeland Security Grant	Program FY2008	\$33,750.00
A4308.2009	State Homeland Security Grant	Program FY2009	35,044.00
A4308.2010	State Homeland Security Grant	Program FY2010	53,308.00
A4308.2011	State Homeland Security Grant	Program FY 2011	45,432.40

Appropriations:

A3110.486.2008	Grant SHSP SLETPPFY2008	\$33,750.00
A3110.486.2009	Grant SHSP SLETPPFY2009	35,044.00
A3110.486.2010	Grant SHSP SLETPPFY2010	53,308.00
A3110.486.2011	Grant SHSP SLETPPFY2011	45,432.40

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to support a Regional Sustainability Planning Grant Application that Wayne Hale, Director of Planning and Tourism, presented today during Conference Session. Legislator Eick seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 131-412**

**SUPPORTING A REGIONAL SUSTAINABILITY PLANNING GRANT APPLICATION**

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) is requesting proposals to develop regional plans that coordinate sustainability efforts in housing, transportation, emissions and energy efficiency, among others; and

WHEREAS, the Cleaner, Greener Communities Program is a competitive grant program which provides up to one million dollars per

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application for each region to develop a comprehensive sustainability plan as a framework for its vision, goals, and objectives for a sustainable future, and identifying the activities or types of projects needed to achieve that future; and

WHEREAS, the lead applicant must be a municipality acting on behalf of a consortium of municipalities, with applications due April 24, 2012; and

WHEREAS, Monroe County has offered to be the lead applicant in submitting a Planning Grant proposal to the Cleaner, Greener Communities Program with the intent to work with a regional entity and interested municipalities within the Finger Lakes Regional Economic Development Council boundaries, to develop a plan for this region; now, therefore be it

RESOLVED, that this Legislature hereby supports Monroe County's proposal to the Cleaner Greener Communities Program; and be it

FURTHER RESOLVED, that Orleans County will participate in this consortium and the Planning Director will provide county representation in this planning effort.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 132-412**

#### **APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR CERTAIN APPOINTED OFFICIALS**

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

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RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month (bi-weekly pay periods)
<b>APPOINTED OFFICIALS</b>					
3 <sup>rd</sup> Asst District Attorney	John Sansone	6	8/1/2011-12/31/2012	N	5.33

and, be it

FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

Moved, Johnson; second; Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 133-412**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agency:

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Gustavus Adolphus C&FS Jamestown, NY for the provision of residential foster care services; to be effective May 6, 2012 through May 5, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

ARC of Orleans County, Albion, NY for the provision of the Consumer Directed Personal Care Assistance Program; to be effective May 1, 2012 through April 30, 2013 at rates established by the NYS Department of Health. County cost is \$0.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 134-412**

#### **APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND NYS DEPARTMENT OF HEALTH**

RESOLVED, that this Legislature approves an agreement between the Health Department and NYS Department of Health, Bureau of Maternal and Child Health-Administration Unit, ESP Corning Tower, Room 878 Albany, NY 12237-0657, to provide Migrant Health Services for the eligible residents of Orleans County. Contract# C023004 is effective April 1, 2012 through March 31, 2013. Contract amount \$53,515. Reimbursement from New York State Department of Health at 100%. County Cost is \$0.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 135-412**

#### **AUTHORIZING BUDGET AMENDMENTS WITH THE NEW YORK STATE OFFICE OF HOMELAND SECURITY**

WHEREAS, various grants were approved with the New York State Office of Homeland Security:

Resolution No. 407-1211 - SLETPP FY08 NYS Homeland Security

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Resolution No. 445-1210 - SLETPP FY09 NYS Homeland Security  
Resolution No. 153-411 - SLETPP FY10 NYS Homeland Security

therefore, be it

RESOLVED, that this Legislature approves an Appendix X, amending the following grants for the purchase of portable radios as per Resolution No. 116-312,

2008 SLETPP, Contract No. T838782, \$33,750  
2009 SLETPP, Contract No. T838792, \$49,250  
2010 SLETPP, Contract No. C838702, \$53,308

and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign the above noted "Appendix X" budget amendments.

Moved Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport explained that if someone receives advertisements for free phones given away by any specific company such like Verizon or AT&T, we pay for this program by owning a cell phone. There is an FCC tax on each personal cell phone and portion of this is given to private companies to pay for this program. The private companies are not giving these cell phones away for free and he further pointed out that Orleans County and our Department of Social Services does not hand out free phones. This is a federal program and for those that qualify, we pay for. Legislator Allport moved a resolution to repeal the portion of the Universal Service Fund, a hidden tax, to provide free cell phone services at our expense. Legislator Johnson seconded the motion. Legislator Smith asked if we have any say in this program. Legislator Allport stated that it is a federal program and Legislator Johnson added that there is no oversight and no say how this tax money is being used. The following resolution was adopted:

#### **RESOLUTION 136-412**

RESOLUTION CALLING ON CONGRESS TO REPEAL PORTION OF  
UNIVERSAL SERVICE FUND, A HIDDEN TAX, THAT FUNDS

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TRACFONE "SAFELINK" MOBILE TELEPHONES AND OTHER SIMILAR FREE CELL PHONE SERVICES PROVIDED TO "INCOME-ELIGIBLE" INDIVIDUALS AT THE EXPENSE OF PAYING TELEPHONE CUSTOMERS

WHEREAS, Tracfone's Safelink Wireless subsidiary, Assurance, ReachOut, LifeLine, Cintex Wireless, Conexion Wireless, Standup Wireless, and other telecommunications companies have provided taxpayer-funded cellular telephone services to individuals deemed "income-eligible," as defined as either those receiving incomes up to 135% of the poverty line, or those receiving Medicaid, Food Stamps, Supplement Security Income, federal public housing, Temporary Assistant for Needy Families, or free lunch through the federal school lunch program; and

WHEREAS, the "free" cellular telephones are in fact funded by a hidden tax placed on paying cellular telephone customers' telephone bills, namely the Federal Communication Commission's "Universal Service Fund," which is passed along as a "Universal Connectivity Charge"; and

WHEREAS, per the Federal Communications Commission, the Universal Service Fund rate is "increased or decreased depending on the needs of the Universal Service programs," meaning that increases in the number of individuals receiving free cell phones and cellular service will increase the costs to paying customers; and

WHEREAS, per the Federal Communications Commission, the Universal Service Fund rate for the First Quarter of 2012 is 17.9% of telecommunications revenues; and

WHEREAS, this constitutes a 17% increase in the Universal Service Fund tax from the Fourth Quarter of 2011, when it was set at 15.3%, and a 57% increase in the Universal Service Fund tax since the Fourth Quarter of 2008, when it was set at 11.4%; and

WHEREAS, annual expenditures on Universal Service programs has increased from \$4.3 billion in 2000 to \$8 billion in 2010, a 86% spending increase in one decade; and

WHEREAS, the stated rationale in materials provided by Tracfone and Safelink Wireless is that Lifeline telephones "provide the people with a sense of



security because they have access to help during an emergency," despite the fact that even deactivated cellular phones may be utilized to dial 911; and

WHEREAS, there is no oversight over the usage of monthly minutes and text services for Lifeline service, meaning that the "free" minutes may be used for any activities, including the illicit, rather than purposes outlined by the providers of said "free" service as justification (e.g. job searches and emergencies); and

RESOLVED, that the Legislature of the County of Orleans does hereby call upon the U.S. Representative Kathleen C. Hochul and U.S. Representative Louise M. Slaughter to introduce legislation to initiate repeal of the portion of the Universal Service Fund tax providing free cellular service to individuals and terminate federal funding of free cell phones; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon U.S. Senator Charles E. Schumer and U.S. Senator Kirsten E. Gillibrand to initiate the same in the Senate; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby call upon President Barack H. Obama to sign into law such legislation as repeals the portion of the Universal Service Fund that subsidizes free cellular service or defunds SafeLink, Lifeline, and other similar programs; and be it

RESOLVED that the County of Orleans shall forward copies of this Resolution to President Barack H. Obama, U.S. Charles E. Schumer, U.S. Senator Kirsten E. Gillibrand, U.S. Representative Kathleen C. Hochul, U.S. Representative Louise M. Slaughter, Federal Communications Commission Chairman Julius Genachowski, and all others deemed necessary and proper.

Moved, Allport; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 137-412**

APPROVING AGREEMENT BETWEEN EMERGENCY  
MANAGEMENT AND NEW YORK STATE DIVISION OF  
HOMELAND SECURITY AND EMERGENCY SERVICES

WHEREAS, Resolution No. 365-1111 authorized the Emergency Management Office to apply for the FY11 State Homeland Security Grant Program in the amount of \$ 92,680; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the NYS Division of Homeland Security and Emergency Services and the Orleans County Emergency Management Office for a contract period of September 1, 2011 to August 31, 2014.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 138-412**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE DIVISION OF HOMELAND SECURITY

RESOLVED, that this Legislature approves the grant acceptance agreement between the Sheriff's Department and New York State Division of Homeland Security, Contract #T972412; in the amount of \$47,320; for the purchase of Mobile Data Terminals and accessories.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved a resolution to authorize an Emergency Communication System Radio Tower Project in and for the County of Orleans at a maximum estimated cost of \$5,300,000 and authorizing the issuance of \$4,500,000 in bonds to pay for part of the cost. She expressed that this is a resolution that has been very near and dear to her heart since the first day she became a Legislator. She has attended many Fire Chief meetings and Emergency Manager meetings to where it was expressed that the risk of their first responders was at their utmost concern. We had radios, specifically in Holley that would not reach the fireman outside the building and also back at dispatch. She read the following briefing

prepared by Chuck Nesbitt, Chief Administrative Officer regarding this project:

*Essentially, the resolution authorizes the borrowing of **up to \$4.5 million** to re-band the infrastructure, install a Harris P25 system and expand the system with two additional towers, one in the east end of the county and one in the west end of the county (final locations TBD) as well as the purchase of Harris portable radios to put in the hands of police, fire and ambulance personnel countywide. Upon completion it is our expectation that we will have dramatically improved radio system coverage countywide and particularly in the Village of Holley, which is directly in line with the request made by Chief Murphy (Holley) and Chief Nenni (Albion) at the July 27, 2011 meeting of the county legislature.*

*This is another important step in the process to replace and upgrade the public safety radio infrastructure. The county has struggled to get things moving through the re-banding process since 2004, anxiously working to bring the situation to resolution. We have succeeded in getting many of the obstacles to progress removed and are gaining momentum in this process.*

*In order to reach settlement with Sprint Nextel on the backbone the FCC requires that financing be in place and that the impacted entity be ready to proceed with the proposed project. We have finally reached the cusp of a settlement on most of the major issues and are beginning to regain control over our own fate and the ability to advance the project. This has been a difficult and involved process of negotiating agreements involving millions of dollars with as many as five different entities relative to issues that are impacted not only by local and state circumstances but also federal law and international treaties, requiring the assistance of engineers and special counsel.*

*This turned out to be a case unparalleled in complexity and conflict nationally. Our counsel, Alan Tilles from Shulman Rogers, a well respected Washington DC area law firm practicing in this specialty, indicates that there has not been a more difficult or complicated situation that he is aware of in the entire country.*

Legislator Johnson stated that it is with the hope of protecting our first responders much better than we have been able to, that she moved the following resolution; seconded by Legislator Bower. Chairman Callard

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stated that this resolution marks the beginning of the end of this project. A need that has been there for a number of years and we will finally complete this by the end of this year or the first quarter of 2013. Chairman Callard called for a roll call vote:

**RESOLUTION NO. 139-412**

A RESOLUTION AUTHORIZING AN EMERGENCY COMMUNICATION SYSTEM RADIO TOWER PROJECT, IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$5,300,000 AND AUTHORIZING THE ISSUANCE OF \$4,500,000 BONDS OF SAID COUNTY TO PAY PART OF THE COST THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Orleans, New York, as follows:

Section 1. An emergency communication system radio tower project, consisting of the construction of towers and installation of related infrastructure, the acquisition of equipment, and land or rights-in-land, in and for the County of Orleans, New York, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$5,300,000; provided, however, no expenditures shall be made in connection therewith unless and until all procedural requirements of the State Environmental Quality Review Act have been satisfied.

Section 2. It is hereby determined that the plan for the financing of said specific object or purpose is as follows:

- (a) by the issuance of the \$4,500,000 serial bonds hereby authorized to be issued pursuant to the provisions of the Local Finance Law; and
- (b) by the expenditure of \$800,000 monies received or to be received from grants-in-aid and other available funds, which monies are hereby appropriated therefore

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Orleans, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the

principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in *The Medina Journal* and *The Daily News*,

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the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Moved, Johnson; second, Bower.

Roll Call: 7 ayes; Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

With no further business, Pastor Harriger closed the meeting with a benediction. Legislator Rush moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:02 p.m.

**LEGISLATURE MEETING**

April 25, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Pastor Harriger, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Underage Drinking Town Hall Meeting will be held tonight, April 25, 2012 at 7:00 pm at the LA Webber Middle-High School Auditorium, 25 Housel Avenue, Lyndonville sponsored by the Orleans United Drug Free Communities Coalition. National Prescription Drug Take Back Day will be held April 28, 2012 between 10 a.m. and 2 p.m. Collection points include the Orleans County Public Safety Building in Albion and the Holley and Medina Fire Departments. The 2012 Spring Jubilee will be held on May 4<sup>th</sup> at the Orleans County 4-H Fairgrounds hosted by the Orleans County Office for the Aging and the ARC of Orleans. Doors open at 10:00 a.m. and Lunch will be served at Noon. The 52<sup>nd</sup> Annual Armed Forces Week Opening Ceremony will be held at the Buffalo Erie Canal Park, adjacent to the Naval & Servicemen's Park on May 6 2012 at 12:45 p.m. The Fire and EMS Training Recognition Dinner is Saturday, May 12, 2012 at the Carlton Recreation Hall. Doors open at 6 p.m. and dinner will be served at 6:30 p.m. with an award program to follow. The League of Women Voters of Orleans County will be hosting their Annual Dinner Meeting at the Crooked Door Tavern on May 24<sup>th</sup> at 5:00 p.m. Congresswoman Kathy Hochul will join them as their guest speaker at 5:30 p.m.

Legislators Smith and Allport, of the Economic Assistance and Opportunity Committee presented a Special Recognition award to Diana Fackler, who is retiring as a Principal Stenographer at the Department of Social Services after completing forty-one and a half years of service to the County of Orleans.

Chairman Callard stated that Diana is the longest serving county employee that we have in the County. We wish her well in her retirement.

Legislators Rush and Bower, who represents the Town of Kendall, presented a Proclamation to the Kendall Bicentennial Committee in

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celebration of their Town of Kendall Bicentennial and wishes them much success in all of their scheduled events.

Legislators Johnson and Bower, of the Public Safety committee presented a Proclamation to Chuck Persons, President of the Orleans County Chapter of ABATE, to designate the month of May as Motorcycle Safety and Awareness in Orleans County. Legislator Johnson stated that Pastor Harriger, also an avid motorcyclist, will be presenting the proclamation at the Rally on May 6<sup>th</sup>.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through March of 2012. Treasurer Heard stated that on the first of April sales tax checks were paid to the Towns and Villages and school and village relevies were paid so approximately \$3 million was paid out the next day so keep that in mind when next month's report is submitted.

During open discussion, Allen Lofthouse, Kendall, stated that at the last meeting Paul Lauricella brought up "Agenda 21". At that time it didn't seem like too many people knew about it, including him. He advised that he further researched it and provided handouts to the Clerk to distribute to the Board. He questioned Resolution 146-412, if the part-time position being created is over and above normal amount of hired people. Mr. Nesbitt explained that last year we exceeded revenue in the Motor Vehicle Department by about \$100,000 and we are having difficulty with the amount of work to make money. He further explained that we have dealership business out of Rochester. He stated that they feel the services are better here than in Monroe County. Mr. Lofthouse said he always took his DMV business to areas that his wife did her shopping in and his father always took the DMV workers candy on every holiday and he never had a problem. Mr Lofthouse asked what HAVA stood for. Help America Vote Act, Mr. Nesbitt indicated.

Paul Rusin, Murray, mentioned a new czar appointed by President Obama under the right to protect formula that the United Nations has put together. Mr. Rusin said that basically what that says is that if any anyone notices that there is any problem with any government in power that the United Nation and its auspices would have their militaries step in and try to control any violence. Mr. Rusin admitted that it doesn't relate too much of what is going on in this chamber but does relate to the Agenda 21 issue



that was spoken of before. He referenced sustainable development and that it destroys personal property rights which are included under the Fifth Amendment. Under the environmental protocols meaning that they can basically do anything they want to under the auspices of the environmental protection agency. He discussed in length the fact that the Department of Homeland Security bought 480 million hollow point ammo. He thought this was wasteful for the federal government to purchase. He asked if our nation should prepare for unrest. After further comments, he sees everything coming down the pike to be more tyranny. He also said he reviewed the information that was given to him regarding Michael Connors from Albany County regarding the reprieve from taxes on fuel. He thought that it would take awhile before it would work.

Paul Lauricella, Yates, reiterated on Agenda 21 and concerned with passing Resolution No.131-412 at the last meeting. He said that there is another organization involved called International Council on Local Environmental Initiatives. They use greenhouse gases to control what you eat, what you drive and more. Your personal rights can be restricted under environmental concerns. The over arching of political and social theory behind it is communitarianism. In which individual rights come below the ranks of the community. Inalienable rights are given to us by our god and the constitution and for whatever of the greater good, the community becomes first. By expressing your individual rights, you are a threat to the community. Mr. Lauricella said that this stuff is being taught in school. We need to stop this stuff. We need to save a future for them to be free. They are the last line of defense for the citizens. These things are becoming real and it is up to us to do something. He wishes this Board would rethink giving money to this cleaner, greener community program. Is Orleans County going to give up its sovereignty to the United Nations. These things are very real and coming down the pike and we need to do something. He said there are not enough of us to stand up because we are a minority but need our elected leaders to understand this.

Legislator Rush stated that the Lighthouse committee has just put a sidewalk down there. They are selling bricks that go into the sidewalk at a cost of \$75 each. We will have applications available here at the office or when the Lighthouse is open.

Chairman Callard reported that many of the Legislators attended the ARC Best Friends Dinner and he congratulated Legislator Allport who is completing his tenure as President of the ARC Board. Chairman Callard

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stated that he has served the organization well and also serves the county well as Legislator.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 140-412**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10770-10902	\$390,934.44
Highway	No Claims	
Nursing Home	1525-1536; 39793-39826	\$100,853.70
Job Development	1517-1520	\$13,457.29
Self Insurance	50192	\$.11

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 141-412**

**APPROVING APPOINTMENTS TO THE AGING ADVISORY COUNCIL**

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RESOLVED, that this Legislature approves the following appointments to the Office for the Aging Advisory Council for a three year term, effective April 1, 2012 through March 31, 2015. (\* denotes final term)

* Thaddeus Nauden	PO BOX 48, Waterport, NY 14571
Cindy Piedimonte	3649 Hurd Road, Holley NY 14470
Abraham Rozman	115 Knapp Street, Albion, NY 14411
Florence Surdi	13919 Allen Road, Albion NY 14411
* Elizabeth Ward	12384 Wheeler Road, Medina, NY 14411

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 142-412**

#### **APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND WAYNE COUNTY**

RESOLVED, this Legislature approves an agreement with the Wayne County Sheriff, 7376 Route 21, Suite 1000, Lyons, NY, 14489, for the housing of Orleans County inmates in the Wayne County Jail, when needed, at a cost of \$85 per prisoner/per day, effective January 1, 2012 through December 31, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve the Sheriff's Office to apply for two grants; seconded by Legislator Smith. Legislator Allport stated that this is nothing more than an Albany's attempt at a revenue maker. They disguise it as public safety. If they were truly involved in public safety they would not be closing down jails nor having more people on house arrest with bracelets on them, they would be putting them in jail where they belong. They would be providing funds to local municipalities for solving murders, rapes, child molesting, and so forth. This is attacking travelers who don't have their seat belts on or have child seats installed. Hospitals do not let babies go home without the proper safety and even organizations are available to provide free child safety seats to those that need them. He said that every county should send a note back to Albany telling them to use this fund for training their own people on how to be

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fiscally responsible. He does not believe this should not be passed. Legislator Bower also cannot support this and has not supported this for years. He will supply more information to the board before the grant is accepted concerning the lack of issuing citations. He will have these records for 2011 and he will also provide the number of seat belt violations issued during the course of this grant on overtime. The following resolution was adopted:

**RESOLUTION NO. 143-412**

**AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR'S TRAFFIC SAFETY GRANTS**

RESOLVED, that the Sheriff is authorized to apply for the following Governor's Traffic Safety Grants for the funding period October 1, 2012 through September 30, 2013, as follows:

Child Passenger Safety Grant - \$3,500

Buckle-up New York - \$6,156

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 2 nays, Bower and Allport; 0 absent.

**RESOLUTION NO. 144-412**

**AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES FOR THE HIGHWAY DEPARTMENT**

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the years 2012-2013; and

WHEREAS, such bids have been received, opened, and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 145-412**

**APPROVING RENEWAL AGREEMENTS BETWEEN OFFICE FOR  
THE AGING AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby authorize the following agreements for the Office for the Aging:

Medina Memorial Health Care System, Long Term Home Health Care Division, 200 Ohio St., Medina, NY 14103 - subcontractor to provide Meals on Wheels from January 1, 2012 to December 31, 2012 to home care clients with Medina Memorial Health Care System reimbursing Orleans County Office for the Aging \$6 per hot meal and \$8.95 for clients receiving hot and cold meals. This is a revenue source, County cost is \$0.

Medina Memorial Health Care System, Long Term Home Health Care Division, 200 Ohio St., Medina, NY 14103 - subcontractor renewal for 2012-2014 between the Orleans County Office for the Aging and Medina Memorial Hospital for Office for Aging to provide Lifeline (Personal Emergency Response System) to Home Care patients at a cost of \$30 monthly and one time installation cost of \$50. This is a revenue source, County cost is \$0.

Coordinated Care Services Inc. (CCSI), 1099 Jay Street, Bldg. J, Rochester NY 14611, subcontractor renewal from May 1, 2012 – December 31, 2013 to provide ongoing technical support to OFA in financial management with regards to fiscal database created in 2007. Hourly rate to not exceed \$60/hour effective May 1, 2012 through December 31, 2013. County maximum cost is \$797.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 146-412**

**AUTHORIZING CREATING AND FILLING PART TIME POSITION  
IN THE MOTOR VEHICLE DEPARTMENT**

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WHEREAS, it is important to service the public's needs in the Department of Motor Vehicles in these challenging economic times; and

WHEREAS, there has been an increased volume of work in the Department of Motor Vehicles, it has created a challenge to servicing the public's needs and maintaining quality customer service while continuing to sustain the revenue generated; therefore be it

RESOLVED, that this legislature does hereby authorize creating a part time Motor Vehicle Application Examiner position in the Motor Vehicle Department at a Grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created part-time vacant position effective May 30, 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 147-412**

**AUTHORIZING THE PURCHASE OF FOUR TON AIR  
CONDITIONING SYSTEM FOR THE SERVER ROOM AT THE  
PUBLIC SAFETY BUILDING**

WHEREAS, the air conditioning system in the Public Safety Building server room is at capacity for the current equipment installed, and Computer Services will be installing more server equipment into this server room which will increase need for cooling; be it

RESOLVED, that this Legislature approves the purchase of a four ton ductless air conditioning system with installation from Houseman Refrigeration in Oakfield NY, at a cost not to exceed \$7,650 with \$7,000 to be paid from A1680.270 – Computer Services-Capital Projects and \$650 to be paid from A1680.220 – Computer Services-Office Equipment.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 148-412**

APPROVING EXTENDING TEMPORARY POSITION IN THE  
DEPARTMENT OF SOCIAL SERVICES

WHEREAS, Resolution No. 238-711 authorized the creation of a temporary full-time Clerk (6010.2012\*) effective through April 30, 2012 at grade 7 of the CSEA Salary Schedule; and

WHEREAS, a clerical employee (position 6010.0132) in the Department of Social Services is on an extended leave; be it

RESOLVED, that this Legislature does hereby authorize the extension of this temporary full-time Clerk position (6010.2012\*) in the Department of Social Services which shall expire the earliest of either October 26, 2012 or upon the return of the clerical employee (position 6010.0132).

Moved, Smith; second, Allport  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to fill vacancies in the Department of Social Services; seconded by Legislator Allport. Legislator Allport added that both these positions have been budgeted for the entire year and there is no additional cost. Mr. Nesbitt added that both employees took other employment within the County. The following resolution was adopted:

**RESOLUTION NO. 149-412**

AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT  
OF SOCIAL SERVICES

RESOLVED, that this Legislature does hereby authorize the filling of two full-time vacant positions in the Department of Social Services as follows:

Account Clerk Typist position (6010.0408) at Grade 9 of the CSEA Salary Schedule effective April 30, 2012

Sr. Account Clerk Typist position (6010.2007) at Grade 10 of the CSEA Salary Schedule effective April 26, 2012.

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Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 150-412**

**APPROVING AGREEMENT EXTENSION BETWEEN ORLEANS  
COUNTY AND NYS OFFICE OF INDIGENT LEGAL SERVICES**

RESOLVED, that this Legislature approves an agreement extension between the Orleans County and NYS Office of Indigent Legal Services, State Capitol Rm. 254, Albany, NY 12224 to provide funds in the amount of \$11,462 to assist the County in improving the quality of indigent legal services; effective through March 31, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 151-412**

**AMENDING RESOLUTION NO. 106-312 AND AUTHORIZING TO  
HIRE A JAIL SUPERINTENDENT FOR THE ORLEANS COUNTY  
JAIL**

WHEREAS, Resolution No. 106-312 authorized the filling of the vacant Jail Superintendent; and

WHEREAS, the Orleans County Legislature recognizes the importance to hire highly competent personnel in sensitive positions; now, be it

RESOLVED, that this Legislature amends Resolution No. 106-312 by authorizing the Orleans County Sheriff to hire an Orleans County Jail Superintendent with a salary at Grade 8, Step 6 of the Orleans County Management Compensation Plan.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 152-412**

AUTHORIZING AGREEMENT WITH HAROFF AUCTION AND REALTY, INC. AND ABSOLUTE AUCTIONS AND REALTY, INC.

RESOLVED, that this Legislature approves an agreement with Haroff Auction and Realty, Inc. and Absolute Auctions and Realty, Inc. for professional auction and licensed real estate broker services for the County In Rem Auction; for their professional services rendered through December 31, 2012 for the County In Rem Auction to be held on Wednesday, June 27, 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 153-412**

SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES NOTWITHSTANDING ANY RESOLUTION HERETOFORE ADOPTED

RESOLVED, that the following terms of auction for County-owned property for the auction to be held Wednesday, June 27, 2012 at 11:00 a.m. at the Albion American Legion Post, 131 South Main Street, Albion, New York, be approved by this Legislature as follows:

TERMS OF AUCTION  
ORLEANS COUNTY TAX PROPERTY AUCTION  
ALBION AMERICAN LEGION POST  
ALBION, NEW YORK  
June 27, 2012  
11:00 AM

This is the sale at public auction of various parcels of real property, which have been conveyed in the County of Orleans by final judgment under the so-called In Rem Tax Foreclosure Proceedings. This sale is ordered by various resolutions of the Orleans County Legislature and is in accordance with the appropriate provisions of the Real Property Tax Law. This sale and sale of each and every parcel herein is upon the following terms:

TERMS AND CONDITIONS

OF THE  
ORLEANS COUNTY AUCTION OF TAX FORECLOSED PROPERTY

1. Orleans County acquired title to these properties in accordance with Article 11 of the Real Property Tax Law of the State of New York, and all known rights of redemption under said provisions of law have been extinguished by the tax sale proceedings; and/or as a result of forfeiture.
2. For purposes of these Terms and Conditions, parcel shall be defined as a section, block and lot number.
3. All real property, including any buildings thereon, is sold "AS IS" and without any representation or warranty whatsoever as to the condition or title, and subject to: (a) any state of facts an accurate survey or personal inspection of the premises would disclose; (b) applicable zoning/land use/building regulations; (c) water assessments are the responsibility of the purchaser, whether they are received or not; (d) the levied 2012 Town and County tax bill including any relieved taxes, 2011/2012 village taxes, 2011/2012 school tax, any village or town water and sewer rents and assessments, in addition to any other applicable charges (including, but not limited to, omitted and pro rata taxes, demolition charges, interest and penalties); and (e) for purposes of taxation, the purchaser shall be deemed to be the owner prior to the next applicable taxable status date after the public auction.
4. The purchaser shall be solely responsible for the payment of: the levied 2012 Town and County tax bill including any relieved taxes; any Village taxes levied after May 31, 2012, the 2012/2013 school taxes, the 2013 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.
5. All purchasers are advised to personally inspect the premises and to examine title to the premises prior to the date of the auction. Upon delivery of the quitclaim deed by the County of Orleans to the successful purchaser, any and all claims with respect to title to the premises are merged in the deed and do not survive.
6. No personal property is included in the sale of any of the parcels owned by Orleans County, unless the former owner or occupant has abandoned same. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.
7. All informational tools, such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record

cards, etc., are for identification purposes only and are neither a guarantee nor a warranty as to location, dimensions, parcel use and/or size, or anything else. THE COUNTY, THE AUCTIONEER, AND THE AUCTION SERVICE MAKE NO WARRANTY EXPRESSED OR IMPLIED IN CONNECTION WITH THIS SALE.

8. The County of Orleans reserves the right, in its sole discretion, to withdraw from the auction any of the properties listed on the schedule of real property.
9. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and sold subject to the provisions of law applicable thereto.
10. All bidders are required to register and provide suitable personal identification prior to the auction. Auctioneer reserves the right to decline registration if identification is not sufficient.
11. All bidders are required to use the bidder number issued to them for all purposes associated with the auction. A bidder may not bid on behalf of a party who is on the prohibited bidder list.
12. Bidder acknowledges receipt of the pamphlet entitled "Protecting Your Family From Lead in Your Home." Bidder also acknowledges that he/she has had the opportunity to conduct a risk assessment or inspection of the premises for the presence of lead-based paint, lead-based paint hazards, mold, asbestos or any other hazardous substances.
13. The former owner of the property, or his agent, shall not be deemed to be the successful bidder on the property or purchase same at the public auction, unless the bid amount exceeds the amount of the purchase price to affect the release of County's interest. If the former owner or his agent reacquires the property, all liens existing prior to the foreclosure, will be reinstated and the purchaser (former owner) must sign the deed to reinstate the liens.
14. Purchaser shall provide information necessary to complete, and shall execute, the necessary forms and documents required for recording the deed in the Orleans County Clerk's Office. The purchaser executing the auction terms and conditions of sale may not assign or otherwise transfer his right to complete the bid, unless the County agrees in writing. The deed prepared will be in the name of the successful bidder (and spouse) only. No third

- party bidding will be accepted, unless the bidder identifies that he is bidding as an agent for a disclosed principal.
15. The auctioneer's decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the proceeding bid.
  16. The Purchaser will execute an Offer to Purchase form immediately upon being declared the high bidder. The approval of each bid by Resolution of the County Legislature *will not constitute a Contract of Sale* and the County reserves the right to reject any bid prior to the closing of title and the recording of the deed.
  17. The Purchaser shall be responsible for the payment of an eleven percent (11%) buyer's premium should buyer be paying by credit card or a ten percent (10%) buyer's premium should the buyer be paying by cash or by bank check in addition to the accepted purchase price and the closing fees/costs. The "buyer's premium" is the fee/commission earned by the auctioneer. An additional one and one half percent (1.5%) of the purchase price will be added to each parcel for advertising expenses. Accepted purchase price is the amount bid by a perspective bidder, which has been approved by the Orleans County Legislature.
  18. All required deposits must be paid in full for all successful bids immediately upon being declared the successful bidder. Any successful bidder, who fails to tender the deposit immediately upon being declared the successful bidder, will be forbidden to participate in this or any other auction. Any parcels which the County did not receive deposits for, as per these terms and conditions, will be considered to be defaulted, and resold and the bidder will be disqualified from further bidding.
  19. 25% of the total contract price (total contract price is the combination of the high bid and the buyer's premium, as defined in section 17 of these terms and conditions), shall be paid as a down payment on the day of the auction upon execution of an Offer to Purchase Form. Total contract prices selling for \$250.00 or less must be paid in full at auction, including all closing costs which consist of the following will be paid with the down payment on the day of the auction for each parcel: (a) New York State Transfer Tax [\$4.00 for the first \$1,000; \$2.00 for each \$500 thereafter of the purchase/bid price]; (b) Filing Fee for the Real Property Transfer Report [\$125.00 if the parcels classification code is 100-199, 200-299 or 411-C; \$250.00 for all parcels otherwise classified]; (c) Filing Fee for combined Gains Transfer Tax

Affidavit [\$5.00]; (d) all fees required by the Orleans County Clerk for recording of the deed [\$50.00 to record a one page deed; \$5.00 for each additional page] *Closing costs may be subjected to an increase in fees as required by law, without notice.* All deposits must be made in cash or guaranteed funds payable to the “Orleans County Treasurer” and drawn on banks insured by the Federal Deposit Insurance Corporation (FDIC). No exceptions.

20. All bids shall be subject to approval by the Orleans County Legislature, which shall have the right, in the Legislature’s sole discretion, to reject any bid for any reason whatsoever.
21. All parcels for which you are the successful bidder for must be paid in full. No selective closings subsequent to the auction. Failure to remit full payment on all parcels for which you are the successful bidder will result in a default of all deposits tendered, and you will not be permitted to close on any other parcels for which you are the successful bidder.
22. The entire balance of the accepted purchase price, the buyer’s premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to received by the Orleans County Treasurer’s Office on or before July 31, 2012. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on July 31, 2012, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.
24. All sales shall be final, absolute and without recourse, once title has closed and the deed has been recorded. In no event, shall Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, success or assigns, against Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. arising from this sale.

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25. The County of Orleans will execute no warranties concerning the parcel or title thereto and will not deliver or be responsible for abstracts, title insurance, title searches, surveys, maps or other documents concerning a parcel whatsoever.
26. Conveyance shall be by quitclaim deed only, containing a description of the property as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the accepted purchase price, buyer's premium, and closing fees/costs. POSSESSION OF PROPERTY IS FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE ORLEANS COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED. It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording the deed.
27. A quitclaim deed issued as a result of the auction shall contain the following provisions: (a) "Nothing contained in any description herein is intended to convey more than the assessed owner owned at the time of the levy of the tax, the non-payment of which resulted in the tax sale. There is no representation as to the extent of the acreage conveyed herein;" (b) Orleans County shall in no event be or become liable for any defect in the title so conveyed for any cause whatsoever, or for any encroachments or disputed boundaries; and that no claim or demand of any nature shall ever be made against said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
28. Evictions, if necessary, are solely the responsibility of the successful purchaser after closing and recording of the deed.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 154-412**

**AUTHORIZING MEMORANDUM OF AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH & REHABILITATION CENTER AND ISLAND PEER REVIEW ORGANIZATION (IPRO)**

WHEREAS, in order to participate in the Medicare program the nursing home is required to have a Memorandum of Agreement (MOA)

with a federally designated Quality Improvement Organization (QIO) which Island Peer Review Organization (IPRO) is; therefore, be it

RESOLVED, that this Legislature approves the MOA between IPRO, 1979 Marcus Ave, Lake Success, NY 11042 and The Villages of Orleans Health & Rehabilitation Center for the period August 1, 2011 to July 31, 2014 to provide medical records review for the Medicare Ninth Scope of Work (9<sup>th</sup> SOW).

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 155-412**

AUTHORIZING EMERGENCY MANAGEMENT TO PARTICIPATE  
IN THE FY2012 STATE HOMELAND SECURITY GRANT  
PROGRAM

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for participation in the Homeland Security FY2012 Grant Program in the amount of \$61,500 to be used for interoperability, effective through a 24 month grant program; and, be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 156-412**

APPROVING PROBATION DIRECTOR TO APPLY FOR GRANT  
FUNDING THROUGH THE NEW YORK STATE DIVISION OF  
CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND  
CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to apply for monies (\$148,585) from the NYS Division of Criminal Justice Services for the following block grant funding:



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Regular State Aid in the amount of \$95,120 for the period of July 1, 2012 to June 30, 2013 to reimburse the county for probation services.

Probation Eligible Reduction Initiative in the amount of \$33,825 for the period of July 1, 2012 to June 30, 2013 to provide supervision and treatment to high risk offenders (Drug Court) eligible for services who are in jeopardy of incarceration.

Intensive Supervision Program in the amount of \$16,596 for the period of July 1, 2012 to June 30, 2013 to provide Intensive Supervision to eligible felons who would otherwise be sentenced to incarceration in our local jail or with the New York State Department of Corrections.

Enhanced Sex Offender Supervision of level 2 and level 3 SORA Registerable Offenders in the amount of \$4,045 for the period of July 1, 2012 through June 30, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 157-412**

#### **AUTHORIZING EXPENDING GRANT FUNDS IN SHERIFF'S OFFICE AND AWARDING BID FOR JET BOAT AND TRAILER**

WHEREAS, advertisement for sealed bids occurred and one bid was publically opened on April 12, 2012; therefore, be it

RESOLVED, that this Legislature awards the bid for a 2011 Sea Doo Speedster and 2011 Karavan trailer to Anchor Marine, 1501 Ferry Rd, Grand Island, NY, 14072, for the amount of \$18,350; to be fully paid from FY2009 Operation Stonegarden Grant, approved by Resolution No. 214-610, through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants. County Cost \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 158-412**

**AUTHORIZING FILLING VACANT POSITION AT THE VILLAGES  
OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Clerk position (6030.555) at the Villages of Orleans Health and Rehabilitation Center at Grade 7 of the CSEA Salary Schedule effective April 26, 2012.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 159-412**

**AUTHORIZING PURCHASE FROM HIGHWAY/BUILDINGS &  
GROUNDS BUDGET**

RESOLVED, that this Legislature authorizes the Highway/Buildings & Grounds Department to purchase a Kubota 27 HP Gas Zero Turn Mower from Bentley Brothers, 13936 Route 31, Albion, NY 14411, from the State Contract, at a cost of \$8,119 minus \$2,119 trade in of a 709 Bobcat Backhoe attachment to equal the balance of \$6,000 purchase price to be paid from account A1620.270 Highway/Buildings & Grounds – Capital Equipment.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 160-412**

**APPROVING CONTRACT AGREEMENT BETWEEN THE ORLEANS  
COUNTY BOARD OF ELECTIONS AND THE NEW YORK STATE  
BOARD OF ELECTIONS**

RESOLVED, that this Legislature approves County HAVA Funds Contract #C003236 in the amount of \$179,599.49 between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY 12207. This contract allows for reimbursement of operations and equipment expenses incurred by the board to comply with HAVA regulations, including reimbursement for items not initially

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covered (SHOEBOX costs), effective April 1, 2004 through March 31, 2014.

Moved, Eick; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 161-412**

AUTHORIZING FILLING VACANCY IN THE OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Secretary to the Chief Administrative Officer position (1020.02) in the office of the Chief Administrative Officer at Grade 1 of the Management Compensation Plan; effective May 14, 2012.

Moved Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 162-412**

AUTHORIZING SHERIFF'S OFFICE TO APPLY FOR FY2012 STATE HOMELAND SECURITY MONEY

RESOLVED, that this Legislature authorize the Sheriff's Office to apply for funding through the FY2012 State Homeland Security Program; grant funding allocation is in the amount of \$20,500 to be used specifically for law enforcement terrorism prevention activities.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 163-412**

AUTHORIZING PURCHASE FOR THE COUNTY RECORDS CENTER

WHEREAS, Resolution No. 28-112 authorized setting up new money as a result of being awarded a Local Government Records Management Improvement Fund Grant for the expansion of the County Records Center; now, be it

RESOLVED, that this Legislature approves the purchase of materials for 1,386 cubic feet of shelving, sections, and materials to set up the new records room, at a cost of \$12,488, NYS Contract pricing, to be purchased from Aurora Storage Products, Inc, 35242 Eagle Way, Chicago, IL 60618, to be paid from A1460.486 – Records Management, Special Grants.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard asked for any other unfinished business. Legislator Rush questioned if the Jet Boat will be parked at the Marina or will it remain on the trailer. Mr. Nesbitt stated that it will be used for special operations. Legislator Johnson stated that it is a special boat that can get into the smaller waterways

Legislator Rush made a motion to move into Executive Session at 5:15 p.m. to discuss the employee history of a specific county employee; seconded by Legislator Smith. Motion Carried.

Legislator Bower moved to reconvene the meeting from an Executive Session at 5:34 p.m.; seconded by Legislator Johnson.

Legislator Rush moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:35 p.m.

## LEGISLATURE MEETING

May 9, 2012

---

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislators Allport and Eick.

The Clerk presented the following communications: The Annual Financial Report Update Document for the County of Orleans for the Fiscal Year ending December 31, 2011 has been filed by the Orleans County Treasurer. The Traffic Diversion Program has reported their Distribution of Revenue for the period of January 1, 2012 through March 31, 2012.

Legislator Rush presented a proclamation on behalf to Communities Can in celebration of National Children's Mental Health Day. Those present to accept the proclamation included Lynne N. Wright, Freddie Stewart, Beth Nesbitt and Lynne Williams.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through April 2012. In April the worker's compensation bill was paid so employee benefits look high. The schools and villages were paid their unpaid tax relevies. State aid is down because they implemented new financial software and it took two weeks before that money came in so we should see improvement for next month.

During open discussion, Chairman Callard reminded the public that questions or concerns should be related to the Legislature and that the Board can't spend time on political philosophies. Allen Lofthouse, Kendall, questioned Resolution No.165-512 concerning a two year extension with CSEA and as to why it is a two year extension agreement and not one year. He was concerned that it can't be projected two years from now as to how things will be. The Union and the County negotiated a two year extension agreement to settle, stated Chairman Callard. It was half the term of the current contract. Mr. Lofthouse asked what temporary means for the "temporary layoffs". Mr. Nesbitt said that we have already cut many positions by attrition and not had to lay off people. He said they feel confident that they can continue to do it this way. Laying people off is costly to the County. Mr. Nesbitt stated that we can also repurpose employees to departments that have funding and needs for employment rather than paying high unemployment bills for layoff and laying people

off is not good for the community either. Mr. Lofthouse said the best way to cover that would be not to hire any new staff. Mr. Nesbitt stated that the best way of avoiding to lay people off for the next two years would be not to hire any additional full time staff.

Paul Lauricella, Yates, shared his opinion that the County should have insisted on a one year contract, with no increase for the next two years and no layoff provision. The County should show them who the boss is and should not have the layoff provision in there. Mr. Lauricella also inquired about the Resolution No. 172-512 concerning the \$5,000 contribution to the Lighthouse because if it is bringing people in than why is the taxpayers giving them \$5,000. Legislator Rush indicated that they do not charge a fee to visit the Lighthouse. When they were open last year, they had 2,600 people sign the visitor book. He said if they were opened full time, there is a possibility of having 5,000 people visit the Lighthouse. Legislator Rush stated that this is great for our tourism which also brings sales tax into our county. This is part of our tourism project as well. Mr. Lauricella asked if they sell souvenirs too? They may to help maintain the building. Chairman Callard said that this will help represent the completion of phase one which ties into phase one of the marina project that is being undertaken right now. We hope that there will be a phase two if money becomes available to help further embellish the area. It has been highly received within and outside of the county in stimulating tourism. Mr. Lauricella said that he hopes that they will be self supporting. Chairman Callard stated that they have already created \$250,000 of their own initiative to develop and construct the property. Mr. Lauricella said that they need \$5,000 more? Chairman Callard said that the Board is contributing to help finish phase one but looking at it as a \$5,000 investment and a return of \$250,000, is a good investment. Mr. Nesbitt stated there is a risk that if they run out of money and was unable to finish the project, it is on County controlled property so we would have to finish it. Mr. Lauricella said that people would probably pitch in if they have too. Chairman Callard said that people have already pitched in. Legislator Rush mentioned the ability to purchase bricks to have your name on the brick walk.

Paul Rusin, Murray, questioned Resolution 170-512 as to what the criteria was used in determining the various Mortgage Tax distributions to the towns and villages. Treasurer Heard said it is the result of the sales of mortgages in the various towns and calculated based town assessments.

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Legislator Rush moved to add four resolutions to the agenda; second by Legislator George. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 164-512**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10907-11095	\$386,741.43
Highway	905-913; 2404-2445	\$143,995.03
Nursing Home	1539-1545; 39827- 39869	\$409,646.85
Job Development	No Claims	
Self Insurance	50192-50195; 50271	\$8,056.25

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 165-512**

**AMENDING RESOLUTION NO. 54-109 APPROVING A TWO YEAR EXTENSION TO THE EXISTING AGREEMENT WITH CSEA**

WHEREAS, this Legislature approved an agreement with the Civil Service Employees Association, (CSEA) agreement covering a four-year period beginning January 1, 2009 and ending December 31, 2012; and

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WHEREAS, the CSEA and Legislature desire a harmonious working relationship for the next two years; therefore be it

RESOLVED, that the Orleans County Legislature approves an extension of the existing agreement that provides for a 0% increase in 2013 and a 2% increase in 2014; all other terms remain in effect except for the addition of a temporary “no layoff provision”.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Chairman Callard made the following statement: *“The Legislature is pleased that the CSEA and the county have reached an agreement that is sensitive to the current economic climate. It is important to have a strong partnership with our employees that represent the county in the community. The negotiating teams assessed the situation and came to a practical solution. Our employees are appreciated and their jobs are secure.*

*I thank the management negotiating team for its efforts working on the agreement and would ask CAO Nesbitt, as the lead, to take that message back to those involved in reaching this expeditious agreement. It not only finalizes some aspects of the 2013 budget, but provides certainty to the employees going forward. Thank-you again.”*

Legislator Rush moved to amend an agreement to get additional funds for the rabies program. Paul Pettit, Public Health Director, added that additional funds are available to help offset the costs related to the rabies program. He indicated that our expenses always run over and these additional funds will help with that. Legislator Bower seconded the motion. The following resolution was adopted.

#### **RESOLUTION NO. 166-512**

AMENDING RESOLUTION NO. 275-708 AN AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND NEW YORK STATE HEALTH DEPARTMENT

RESOLVED, that this Legislature amends Resolution No. 275-708, an agreement between the Health Department and New York State Department of Health, Zoonoses Program; Room 621, GNARESP-

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Corning Tower Albany, NY 12237 to provide funding for Rabies control in Orleans County. Contract period January 1, 2008 through December 31, 2012. Contract amount \$18,967. The amendment is for additional funding for the Rabies Program in the amount of \$12,115.12. This increase is to cover expenses exceeded in the first three years of the five year contract.

Moved, Rush; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

### **RESOLUTION NO. 167-512**

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of vacancies in the Jail, as follows:

Full-time Correction Officer (3150.12), as a result of a retirement, at Grade 5 of the Orleans County Sheriff Employees Association (OCSEA) Contract, effective May 31, 2012.

Full-time Correction Lieutenant (3150.22), as a result of a promotion, at Grade 7 of the Orleans County Sheriff Employees Association (OCSEA) Contract, effective May 10, 2012.

Part-time Correction Officer (3150.29), as a result of a full time promotion, at \$11.14 per hour, effective May 10, 2012.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

### **RESOLUTION NO. 168-512**

**APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND COMMUNITY ACTION OF ORLEANS AND GENESEE**

RESOLVED, that this Legislature approves an agreement between Mental Health and Community Action of Orleans and Genesee, 411 E. State St., Albion, NY 14411 providing, for the period of May 1, 2012



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through December 31, 2012, summertime services for youth referred or approved by the Department of Mental Health at a cost of \$5,000. County cost is 0.

Moved Rush; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

#### **RESOLUTION NO. 169-512**

#### **APPROVING VARIOUS AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

New Directions Youth & Family Services, Randolph, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Kids Peace National Center for Kids in Crisis, Schnecksville, PA for the provision of therapeutic foster care services; to be effective July 1, 2012 through June 30, 2013 at rates established by New York State Office of Children & Family Services. Reimbursement will vary by child's eligibility for State and Federal Funding.

Moved, Smith; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

#### **RESOLUTION NO. 170-512**

#### **AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending March 31, 2012; and be it

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RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

Mortgage Tax Apportionment  
 October 1, 2011 through March 31, 2012

	Town Taxable	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	202,214,366	118,665,093	29.34%	12491.81	3,665.27	8,826.54
Barre	83,516,883			12,516.33	0	12,516.33
Carlton	189,579,392			15,745.93	0	15,745.93
Clarendon	150,447,092			15,776.76	0	15,776.76
Gaines	110,875,414	22,911,153	10.33%	8,066.06	833.38	7,232.68
Kendall	150,271,974			11,768.44	0	11,768.44
Murray	175,341,416	52,532,163	14.98%	18,598.48	2,786.05	15,812.43
Ridgeway	218,555,088	93,748,500	21.45%	16,534.95	3,546.31	12,988.64
Shelby	177,581,387	71,980,958	20.27%	13,869.12	2,810.86	11,058.26
Yates	150,275,911	28,995,801	9.65%	12,507.59	1,206.67	11,300.92
	<u>1,608,658,923</u>	<u>388,833,614</u>		<u>137,875.47</u>	<u>14,848.54</u>	<u>123,026.93</u>

Moved, Johnson; second, Smith.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Legislator Smith moved to approve the Shared Highway Services agreements with the four villages in the county; seconded by Legislator Bower. Attorney Schubel wanted to thank and compliment Highway Superintendent Gray on all of his efforts in bringing this to fruition. Anytime a person can get ten towns and four villages to agree on an agreement, that is as complicated as this one, is a significant accomplishment. A number of towns had concerns for the language alike and Superintendent Gray was very effective in assisting Attorney Schubel's office in the resolution of those language issues and the towns were all supportive. Several weeks ago the State Comptroller's office complimented the Town of Batavia for having an inter-municipal agreement with the Town of Elba which he thinks pales in comparison in what is being done here. He stated that it is a real compliment to this Legislature and the towns and villages that there is unanimity on this. There is a long history of doing this informally throughout the county but the State Comptroller's office is requesting that we memorialize this in the form of an agreement and he believes this is a great achievement.

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Superintendent Gray was applauded for his efforts. The following resolution was adopted.

**RESOLUTION NO. 171-512**

**APPROVING AGREEMENTS WITH THE VILLAGES FOR SHARED HIGHWAY SERVICES**

RESOLVED, that the Legislature approves agreements with the Villages of Albion, Holley, Lyndonville, and Medina for the Sharing of Highway Services between the County and the Villages, including but not limited to renting, exchanging, or lending of highway machinery, tools and equipment, borrowing or lending supplies, provision of specific services, and maintenance of machinery equipment; agreement effective May 1, 2012 through April 30, 2017.

Moved, Smith; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 172-512**

**AUTHORIZING CONTRIBUTION TO THE OAK ORCHARD LIGHTHOUSE MUSEUM**

WHEREAS, the Oak Orchard Lighthouse Museum committee has endeavored to build a replica of the original lighthouse at Point Breeze at the county run park at Point Breeze; and

WHEREAS Public/private partnerships are integral to the future of development in our county; and

WHEREAS, the Oak Orchard Lighthouse Museum is now a very important part of tourism in Orleans County by bringing people from near and far to add to their knowledge, understanding, and appreciation of our communities history; now, be it

RESOLVED, that the Orleans County Legislature wishes to support the continuation of the Oak Orchard Lighthouse Museum as a tourism attraction and historical edifice on the Oak Orchard River; and be it

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FURTHER RESOLVED, that the Orleans County Legislature wishes to contribute \$5,000 to the Oak Orchard Lighthouse Museum to continue in the delivery of history of the Oak Orchard Harbor to paid from the Historian account A7510.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Historian budget as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$5,000
<u>TO:</u>		
A7510.418	Other Contractual Expenses	\$5,000

Moved, Rush; second, Bower.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 173-512**

AUTHORIZING EMERGENCY PURCHASE FROM THE ENTERPRISE ACCOUNT TO REPLACE A HOT WATER BOILER

RESOLVED, that this Legislature authorizes an Emergency purchase from VJ Stanley, Inc., 11 White St, PO Box 1092, Rochester, NY 14603, for replacement of a hot water boiler and relief valve at the Villages of Orleans Health and Rehabilitation Center at a cost of \$6,423.68; to be paid out of the Villages of Orleans Enterprise Fund 6030.250 – Other Equipment.

Moved; Rush, second, Smith.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 174-512**

AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY DEPARTMENT BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway Department budget, due to the sale of scrap material to pay for detour signs and traffic barriers for the Marsh Creek Road over Oak Orchard Creek Bridge in the Town of Carlton, as follows:

Revenue:

D2650	Sale of Scrap	\$3,200.54
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Appropriation:

D3310.436	Road Fund Traffic Safety-Road Mat'l	\$3,200.54
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Moved, Smith; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 175-512**

AUTHORIZING PAYMENT TO NEW YORK MUNICIPAL  
INSURANCE RECIPROCAL

RESOLVED, that this Legislature authorizes a payment to New York Municipal Insurance Reciprocal, in the amount of \$5,000 under its Municipal Law Enforcement Policy to cover the Orleans County deductible for a settled lawsuit against the County; to be paid from Unassigned A1910.495 - Judgment & Claims.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 176-512**

AUTHORIZING EXPENDING OPERATION STONEGARDEN  
GRANT FUNDS IN SHERIFF'S OFFICE

RESOLVED, that this Legislature authorizes a purchase of a Panasonic CF-19 computer, portable DVD player (NYS Contract #PY65147); 3 year Toughbook, docking station, Viewsonic 10WProjector, (NYS Contract #PT65143), to purchased from Brite, 7647 Main St. Fishers, Victor, NY in the amount of \$5,259 to be fully paid from FY2009 Operation Stonegarden Grant, approved by Resolution No. 214-610, through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants. No County cost.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

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Legislator Johnson moved to approve a municipal cooperation agreement for water and sewer. She added that we have been talking about cooperation between municipalities in the county. This is another historical document that was agreed upon between the Village of Medina, Towns of Ridgeway and Shelby, Medina School District and the County of Orleans and a lot of work was involved and a long time in the making of this agreement. Legislator Bower seconded the motion.

**RESOLUTION NO. 177-512**

**APPROVING A MUNICIPAL COOPERATION AGREEMENT FOR WATER AND SEWER**

WHEREAS, the Village of Medina owns, operates, and maintains water mains, hydrants, and other appurtenances, a waste water treatment plant, sewer mains, and other related sewage treatment appurtenances, and performs system maintenance and repairs; and

WHEREAS, the Village of Medina has determined that it has the capacity and capability to provide the aforescribed services on a cooperative or contract basis subject to the contingencies set forth in this Municipal Cooperation Agreement; and

WHEREAS, the parties believe that it will produce savings for the taxpayers of the parties by promoting industrial development in all areas of the community by making provision for the aforescribed services by the Village to development parcels outside the Village in a manner that preserves the tax base of the Town(s) while providing compensation to the Village for the provision of "joint services" as such services are defined in section 119-n (c) of the of the General Municipal Law of the State of New York; and

WHEREAS, pursuant to Article 5-G, section 119-o and Article 18-1, section 858(9) of the General Municipal Law of the State of New York, the parties are authorized and have the power to enter into a Municipal Cooperation Agreement with respect to functions which each may legally undertake such as the subject of this Agreement; now, therefore be it

RESOLVED, that this Legislature approves a Municipal Cooperation Agreement between the Village of Medina, a municipal

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corporation with offices at 119 Park Ave., Medina, NY; the Town of Ridgeway, a municipal corporation with offices at 410 West Ave., Medina, NY; the Town of Shelby, a municipal corporation with offices at 4062 Salt Works Rd., Medina, NY; the Medina Central School District, a municipal corporation with offices at 1 Mustang Dr., Medina, NY, the County of Orleans, a municipal corporation with offices at 3 S. Main St, Suite 2, Albion, NY; and the County of Orleans Industrial Development Agency (“COIDA”), an industrial development agency formed under Article 18-A of the General Municipal Law with offices at 121 N. Main St., Albion, NY to provide/receive water and sewer services; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign this Municipal Cooperation Agreement on behalf of Orleans County and copies to be forwarded to all parties involved.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Mr. Nesbitt stated he wished to compliment the Chairman for carrying the ball on this and that it has taken forty years to have everyone agree on this for the development of economic development sites on the west end and it is fantastic that this has been done and the Chairman deserves a hand shake and pat on the back for putting this together. Chairman Callard made the following comment: *The Village of Medina and the Town of Shelby talked about a water and sewer agreement through successive boards without success for decades. Without such an agreement during that time commercial and industrial development became contentious and often delayed.*

*In January 2011 I called upon the leaders of the village and the towns, now including Ridgeway, to come together and agree upon a tax-sharing deal. When such an agreement was made, then further discussions were conducted with the Medina Central School District. The county and the economic development agency facilitated all the discussions and negotiations and agreement was finalized this month.*

*The Medina Central School District and the Town of Shelby have already ratified the agreement, now the county, and the Village of Medina and the Town of Ridgeway will conclude ratification of the agreement in the next couple of weeks.*

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*This agreement is paramount in this economic climate in bringing new business to the county.*

*I will next be calling upon other village and town leaders throughout the county to see if other similar needs exist.*

### **RESOLUTION NO. 178-512**

RESOLUTION DECLARING MAY 23, 2012 TO BE “MAYDAY FOR MANDATE RELIEF” AND URGING THE MANDATE RELIEF COUNCIL TO TAKE SWIFT ACTION IN SUBMITTING A PACKAGE OF MANDATE RELIEF PROPOSALS TO GOVERNOR CUOMO AND THE STATE LEGISLATURE TO BE VOTED ON THIS SESSION

WHEREAS, the State of New York mandates (requires) the delivery of State programs using local resources, causing some counties to dedicate more than 80 percent of their entire budget toward the funding of State mandated programs and fixed costs; and

WHEREAS, the New York State Association of Counties has identified just 9 state mandates that equal 90 percent of all county property taxes levied in 2010 (outside of New York City), consuming \$4 billion of \$4.4 billion in county property taxes levied. These mandates include: Medicaid, TANF/Public Assistance Safety Net, Child Welfare Protective and Preventive Care, Special Education Pre-School, Early Intervention, Probation, Indigent Defense, Youth Detention, and Pensions; and

WHEREAS, these State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of important local services; and

WHEREAS, these State imposed mandates continue to contribute to New York’s highest in the nation local tax burden for residents and businesses, severely damaging New York’s ability to attract, create and maintain good paying jobs, as well as contributing to population losses to other states; and

WHEREAS, when the State enacted a property tax cap in 2011, a Mandate Relief Council was established to review specific mandates and advance legislative proposals to reduce the statutory and regulatory burden on municipalities; now therefore be it



RESOLVED, that Orleans County Legislature does hereby declare May 23, 2012 to be “Mayday for Mandate Relief” to demonstrate that the decisions made in Albany have a direct impact on the property tax levy and local community services here in Orleans County; and be it

FURTHER RESOLVED, that Orleans County Legislature hereby calls on the Mandate Relief Council to take swift action in submitting a package of Mandate Relief proposals to Governor Cuomo and the State Legislature to be voted on by our State Representatives during the 2012 State Legislative Session; and

BE IT FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, members of the New York State Legislature, NYSAC and all those deemed necessary and proper.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 179-512**

**AUTHORIZING PURCHASE FROM FUEL FARM BUDGET**

RESOLVED, that this Legislature authorizes the Orleans County Fuel Farm to purchase 2 stainless steel island forms for Fuel Farm Islands located at 225 West Academy Street, Albion, NY 14411 from S&W Services, Inc., 768 Brooks Avenue, Rochester, NY 14619 at a cost of \$5,700, to be paid from the account DM5140.444 – Fuel Farm.

Moved, Smith; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

**RESOLUTION NO. 180-512**

**AUTHORIZING PAYMENT TO WENDEL ENERGY SERVICES FOR ENERGY PERFORMANCE CONTRACT**

WHEREAS, Resolution No. 91-311 authorized the Orleans County to enter into an agreement with Wendel Energy Services LLC to implement an Energy Performance Contract; be it

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RESOLVED, that this Legislature authorizes payment to Wendel Energy Services, 140 John James Audubon Pkwy, Amherst, NY 14228 in the amount of \$28,607.16 for a portion of the Project Development Agreement (PDA) (\$7,112.30) to be paid from Buildings and Grounds account A1620.403.0222 – Maintenance/Capital Projects and for a partial payment to Monroe Piping and Sheet Metal (\$21,494.85) as authorized in Resolution No. 285-911.

Moved, Smith; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

### **RESOLUTION NO. 181-512**

#### **ACCEPTING AND APPROVING THE SALARY REVIEW COMMITTEE'S RECOMMENDATION**

WHEREAS, the Salary Review Committee met to review the requests. The review was performed in accordance with the guidelines contained in the salary review policy. Under this policy, a recommendation to upgrade must be based on the following: a change in job responsibilities or change in the qualifications or the position appearing to be underpaid when compared with comparable positions involving similar responsibilities; and

WHEREAS, the Salary Review Committee has reviewed two requests for salary review and presented recommendation to the Legislature in executive session on April 25, 2012; therefore be it

RESOLVED, that this Legislature approves the salary review committee's recommendation that includes the following upgrade, effective January 1, 2013:

Director of Computer Services Grade 10, Step 8 of the Management Compensation Plan.

Moved, Johnson; second, Bower.  
Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

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**RESOLUTION NO. 182-512**

**APPROVING AN EMPLOYMENT AGREEMENT WITH THE CHIEF ADMINISTRATIVE OFFICER**

WHEREAS, this Legislature wishes to maintain stable leadership of county government operations; and

WHEREAS, professional management frees county elected officials to focus on the policy issues, empowers them to provide leadership and develop a vision for the community; therefore be it

RESOLVED, that this Legislature approves and authorizes the Chairman to execute a five year agreement with Charles H. Nesbitt Jr., to serve as Chief Administrative Officer for the County of Orleans at the current salary for all assigned duties for 2012.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Eick.

Legislator Rush moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:03 p.m.

## LEGISLATURE MEETING

May 23, 2012

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Chairman Callard called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by Legislator Smith, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower.

The Clerk presented the following communications: Care Net Center of Greater Orleans is part of the group organizing the Albion Strawberry Festival 5k & 8k Race. They are requesting permission to place a large vinyl banner on the Courthouse Square lawn as soon as possible to advertise this event. This event kicks off at 8 a.m. on Saturday, June 9<sup>th</sup>. This request was approved unanimously by the Legislature. The New York State Division of Local Government Services will be holding training for Local Boards on Thursday, June 14<sup>th</sup> from 5 p.m. to 9:30 p.m. at the Erie Community College North Campus in Williamsville, at Kittinger Hall. This event is sponsored by the Erie County Department of Environment and Planning, Orleans County Planning Board, and Niagara County Department of Economic Development. Resolution received from the County of Oswego entitled "A Resolution Opposing the Memorandum of Understanding between New York State and the Federal Government to Speed Development of Wind Towers in Lake Ontario's Eastern Basin." Resolution received from the County of Chenango entitled "A Resolution Requesting Sales Tax Exemption for the Purchase of Seeds and Plants used to Grow Food for Personal Consumption."

During open discussion, Paul Rusin, Murray, questioned the Mental Health position resolution and why there is a change in grades. Legislator Allport advised that the position is being replaced in the billing department with an Account Clerk Typist position because per civil service rules, she has been working out of title. He further stated that this will conform to the civil service rules and provide the proper title. Mr. Rusin raised Resolution No. 196, which he thanked Chairman Callard for his indication that he is looking into Agenda 21, but said part of Agenda 21 is that the Environmental Protection Act is designed to make everything more expensive. Almost everything done through government, or even in the private sector, will be done especially if there is a public/private partnership and dealing with union skill labors becomes expensive. In regards to Chairman Callard's comment regarding politics,

he said there is a definition going around about “politics”, with “poly” meaning many, and “tics” meaning blood sucking creatures. Let’s just hope we don’t have this in this forum here today.

Paul Lauricella, Yates, wanted to discuss the state programs and mandates. He said that everyone is being told that they need to get involved by Governor Cuomo and Assemblyman Hawley has been bringing up bills to try to get mandate relief. He said it has to be understood that everyone that is trying to get this done is in the minority, either liberals or hardcore lobbyists. The republicans are in name only. He asked what is going to happen if they keep drawing the line in the sand farther away and telling us to back up. Mr. Lauricella asked if this group has a plan B. Chairman Callard said that these are elected representative and it behooves the people to elect these individuals and if they are disgruntled, then they should elect new representation. It is up to us, in our voting, to make the change. Mr. Nesbitt stated that in fairness to the Governor, he submitted mandate relief proposals that not all went through. The four that we looked at as mandate relief proposals in the Governor’s budget, only two went through. The pension reform did not go through in its original form but a more watered down but still pretty strong pension reform version was approved. The Medicaid reform, in our view was positive. They did tinker around the edges with it a bit which brought to a halt a 8 million dollar bill that local governments are paying, further expressed Mr. Nesbitt. Paul Lauricella stated that all of the towns are onboard, all of the connecting County Legislators too; but it comes to the point where, when does defiance come in and this may be the only way we get mandate relief. People have had enough of the taxes. When the revolution was fought, if we had people sit there and do nothing, this country would not be here.

Allen Lofthouse, Kendall, asked who deals with the union negotiations. Chairman Callard indicated that a negotiation team of management is appointed. Mr. Nesbitt indicated that he is the lead on this team and others are included which include management of the broad sections of the work force. A representative is picked from the Nursing Home because they have 150 employees, another representative from DSS because they have 85 employees and to also include the County Attorney and the Personnel Director. Mr. Lofthouse asked how many unions are negotiated, Mr. Nesbitt indicated three.

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Legislator Smith shared that on April 26<sup>th</sup> there was a job fair sponsored by ARC. There were 29 employers and over 300 job seekers. Kentucky Fried Chicken had 114 applicants and have hired 56 part time employees. Of those hired, 8 were Public Assistance recipients, 2 SafetyNet applicants, and 8 food stamp recipients. They plan to open on the 29<sup>th</sup> or 30<sup>th</sup> of May. The grand opening is scheduled for June 15<sup>th</sup>. Chairman Callard stated that those figures are heartening and it relieves the strain on Social Services. He said we have a host of retail stores and other businesses opening in the next month or two. Legislator Smith indicated that he feels it is great getting these people off assistance which is good for Orleans County.

Legislator Johnson responded to Mr. Lauricella's comment in that he said he has no power. She indicated that in November he does have the power when he votes and needs to remember this. She also reminded him that at our assembly level, our county level, and at our town level we are all in it together on these unfunded mandates. Western New York may be a very small area of the entire State but NYSAC put tonight's conference session presentation together which is supported by all the Counties across the State. She believes our voice is getting out there and it has become loud and clear.

Councilman Schaal personally commended the Legislative body for the efforts they are putting forward on this issue and a lot of other issues. Too often this body, and all other bodies, are being condemned for not doing enough. As Mr. Lauricella pointed out, that "you" have the power. Mr. Schaal thinks Mr. Lauricella doesn't understand that this is a nation of laws. We can do what we can do within the law. He believes this body has done everything it can do and he knows it will continue to provide the best government for the local people.

Legislator Eick announced that a new sign has been installed at The Villages of Orleans Health and Rehabilitation Center and it is lit at night.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 183-512**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1-124	\$212,020.95
Highway	No Claims	
Nursing Home	1003-1008; 1010-1015; 1018-1019; 25001-25040	\$211,427.69
Job Development	1003-1005	\$10,947.50
Self Insurance	1019; 50269-50270; 50326-50329	\$44,617.28

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

#### **RESOLUTION NO. 184-512**

#### **APPROVING AGREEMENTS WITH THE TOWNS FOR SHARED HIGHWAY SERVICES**

RESOLVED, that the Legislature approves agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Kendall, Murray, Ridgeway, Shelby, and Yates for the Sharing of Highway Services between the County and the Towns, including but not limited to renting, exchanging, or lending of highway machinery, tools and equipment, borrowing or lending supplies, provision of specific services and maintenance of machinery equipment; agreement effective May 1, 2012 through April 30, 2017.

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Moved, Allport; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 185-512**

#### **APPROVING AGREEMENT BETWEEN THE BUILDINGS AND GROUNDS AND CONCREATIONS, LLC**

RESOLVED, that this Legislature approves an agreement between the Buildings and Grounds Division of the Highway Department and Concreations, LLC, 3890 Pike Rd., Batavia, NY 14020 for repairing stone work around foundation, replace and repoint damaged bricks on south section and repair steps in front of the Treasurer's Building, per written proposal submitted in the amount of \$6,000 with such work to be completed May of 2012. Project to be paid from Buildings & Grounds account A1620.403 – Maintenance Projects.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Eick moved to approve two agreements with the Health Department; seconded by Legislator Rush. Legislator Allport pointed out that the Public Water Supply Program is a cooperation between Soil and Water and the Public Health Department. Soil and Water has a watershed project that is renewed every five years to protect the watershed. That is why around the county you see spray sheds for the fruit growers; see better manure control for dairy and beef farms so the runoff from the cows does not make it to the streams. This is an outstanding cooperation between the two department added Legislator Allport. The following resolution was adopted:

### **RESOLUTION NO. 186-512**

#### **APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Orleans County Health Department and the following agencies:



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NYS Department of Health, Bureau of Community Health and Food Prevention, 547 River Street; Room 515 Troy, NY 12180-2216, contract amendment to Resolution No. 275-911: amendment to provide an additional year; April 1, 2012 through March 31, 2013, with additional funding in the amount of \$26,089. Contract #C025046. All other terms of contract remain the same to provide funding to enforce and educate residents and retailers of Orleans County through the Adolescent Tobacco Use Prevention Act and Clean Indoor Air Act. No County Cost.

New York State Department of Health, Center for Environmental Health, Division of Environmental Protection, Bureau of Public Water Supply Protection, Flanagan Square, 547 River St., Troy, NY 12180-2216 to provide \$111,812 to the Orleans County Health Department for the Public Water Supply Program. Contract period April 1, 2012 through March 31, 2013. Contract #C026479. No County cost.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to extend the Crime Victim's Assistance program; seconded by Legislator Rush. Mr. Nesbitt added that this is a 2% funding cut. There is no county dollars spent on this program. The following resolution was adopted:

**RESOLUTION NO. 187-512**

**AUTHORIZING THE DISTRICT ATTORNEY TO ACCEPT A ONE-YEAR GRANT EXTENSION FOR FUNDING FOR THE CRIME VICTIM/WITNESS ASSISTANCE PROGRAM**

WHEREAS, Resolution No. 250-709 approved a three year grant from the New York State Crime Victims Board for the Crime Victims Assistance Program effective through September 30, 2012; now, be it

RESOLVED, that this Legislature authorizes the District Attorney to accept a one-year grant extension from the New York State Office of Victim Services for funding in the amount of \$101,688 for the Crime Victim Assistance Program to fund the period of October 1, 2012 through September 30, 2013; and be it

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FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute this grant extension agreement pending review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Johnson; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 188-512**

AUTHORIZING THE DIRECTOR OF THE OFFICE FOR THE AGING TO ISSUE RFP FOR PERSONAL EMERGENCY RESPONSE SERVICES

RESOLVED, that this Legislature does hereby authorize Office for the Aging Director to issue a Request for Proposals (RFP) from Personal Emergency Response Service Providers to provide Emergency Response System Services in Orleans County for monitoring and maintaining emergency response equipment, responding to emergency signals and maintaining records on client data and monitoring.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Smith moved to approve an agreement with Berkshire Farm Center; seconded by Legislator Allport. DSS Commissioner Tom Kuryla added that this is a renewal of an existing contract for foster institutional care. Children are placed at this location because we do not have services available locally to accommodate the needs of certain children that may have behavioral, mental health, or substance abuse issues. This is a contracted service so they are rehabilitated and supervised appropriately. Mr. Kuryla advised that currently we have no children placed at this location. The following resolution was adopted:

**RESOLUTION NO. 189-512**

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND BERKSHIRE FARM CENTER

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RESOLVED, that this Legislature approves a renewal agreement between the Orleans County Department of Social Services and Berkshire Farm Center, Canaan, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

#### **RESOLUTION NO. 190-512**

#### **AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the Commissioner of Social Services to fill two vacant positions in the Department of Social Services as follows:

Youth Care Worker (6010.0231) at Grade 8 of the CSEA Salary Schedule effective May 20, 2012.

Caseworker (6010.0219) at Grade 16 of the CSEA Salary Schedule effective July 2, 2012.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

#### **RESOLUTION NO. 191-512**

#### **APPROVING AMENDED AGREEMENT BETWEEN OFFICE FOR THE AGING AND NEIGHBORHOOD LEGAL SERVICES**

RESOLVED, that this Legislature amends Resolution No. 404-1211 for an agreement between the Office for the Aging and Neighborhood Legal Services, 5073 Clinton St Rd, Batavia, NY to provide legal services for Orleans County residents age 60 and older from January 1, 2012 to December 31, 2012. Contract has been amended to be paid on retainer of \$4,000 per year, decreased from \$6,000 per year. County cost decreased from \$600 to \$400.

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Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 192-512**

**APPROVING AGREEMENTS BETWEEN OFFICE FOR THE AGING  
AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby authorize the following agreements for the Office for the Aging Department:

P2 Collaborative, 6225 Sheridan Dr., Suite 206, Williamsville, NY 14221 to collaboratively work with Orleans Office for the Aging to screen eligible patients who are being discharged from Orleans Community Health who meet requirements of the Care Transitions Program. Office for the Aging will assign coaches certified in the Care Transition Intervention to perform services for eligible discharge patients. P2 will reimburse Orleans County Office for the Aging for each eligible referral completed. Revenue source. County Cost \$0.

Hospice of Orleans, 14080 Route 31 West, Albion, NY 14411 to provide coaching services to eligible patients referred by Orleans County Office for the Aging that have been discharged from Orleans Community Health through the Care Transitions Program. Office for the Aging will reimburse contractor per completed eligible referrals. County Cost \$0.

Orleans Community Health, 200 Ohio St., Medina, NY 14013 to provide coaching services to eligible patients referred by Orleans County Office for the Aging that are eligible patients discharged from Orleans Community Health through the Care Transitions Program. Office for the Aging will reimburse contractor per completed eligible referrals. County Cost \$0.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 193-512**

APPROVING AGREEMENTS BETWEEN THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER AND  
VARIOUS CONTRACTORS

RESOLVED, that this Legislature approves renewal agreements, with no rate changes, between the Villages of Orleans Health and Rehabilitation Center and the following contractors:

Favorite Healthcare Staffing, Inc, 7255 W 98<sup>th</sup> Terrace-Bldg 5 Ste 150, Overland Park, KS 66212-2215, for Temporary staffing services.

Medical Staffing Network, 2050 S. Clinton Ave., Rochester, NY 14618, for Temporary staffing services.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 194-512**

AUTHORIZING ABOLISHING AND CREATING POSITIONS IN THE  
MENTAL HEALTH DEPARTMENT

RESOLVED, that this Legislature authorizes the creation of an Account Clerk Typist position at Grade 9 of the CSEA Salary Schedule effective June 4, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created Account Clerk Typist position effective June 4, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishing of a Keyboard Specialist position (Position # 4310.31) at Grade 7 of the CSEA Salary Schedule upon the filling of the newly created Account Clerk Typist position.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

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**RESOLUTION NO. 195-512**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY  
DISTRICT ATTORNEY'S OFFICE AND EDITH FORBES**

RESOLVED, that this Legislature approves an agreement between the Orleans County District Attorney's Office and Edith E. Forbes, 21 Woodcrest Dr., Batavia, NY 14020 to provide court stenography professional services for Orleans County Grand Jury and Justice Court appearances at a cost of \$200 per Grand Jury Appearance. Additional services for requested printed transcripts at a rate of \$3.80 per page. Term of agreement shall be effective January 1, 2012 through December 31, 2016.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 196-512**

**AGREEMENT FOR PHASE II ENVIRONMENTAL ENGINEERING  
AND COORDINATION SERVICES**

WHEREAS, the contract for sale of the former Jubilee Building in Medina requires a the site to successfully pass a Phase II environmental review; and

WHEREAS, the Phase I review has revealed that additional work is necessary for the site to successfully pass the Phase II requirements; now, be it

RESOLVED, that this legislature approves an agreement with RJS Environmental in an amount not to exceed \$10,500, to coordinate the completion of the Phase II Environmental Review subject to County Attorney and Chief Administrative Officer review and approval; to be paid from County Attorney Account 1420.418 – Other Contractual Expenses; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the County Attorney's budget as follows:

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Resolutions 183-196*

FROM:

A1990.435	Contingency	\$10,500
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TO:

A1420.418	Other Contractual Expenses	\$10,500
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Moved Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Allport moved to adjourn; second by Legislator Smith.  
Meeting adjourned at 4:58 p.m. .

## LEGISLATURE MEETING

June 13, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through May, 2012. Susan Heard, Treasurer stated that we are in good shape, but the month of June is going to be a little bit tougher, due to having to pay for mowing and snowplowing. Sales tax continues to be on the positive side. Legislature Rush commented that he saw the Towns had their mowing in for this audit. He then asked if they mow two or three times. The Treasurer thinks the Towns mow every couple of weeks and we make two payments to them. Mr. Nesbitt, CAO asked the Treasurer about the status of the FMAP. She had not.

During open discussion, Paul Lauricella, Yates, questioned if Resolution No. 199-512 was mandated. Legislator Bower stated that over the next 3 years there will an increase of 17% this year and then an increase of 5% over the next two years. We don't have a choice in the matter. Mr. Nesbitt added that the State law states that the District Attorney be paid the same as the County Court Judge. In this case, Judge Punch also serves as Supreme Court Judge and makes a little more than that, but the District Attorney will be making what the County Court Judge makes strictly as a County Court Judge. Mr. Lauricella then questioned why Orleans County is putting cameras up on the lakeshore line. Mr. Nesbitt stated that this is a NYS Homeland Security funded system that will monitor illegal activity along the lakeshore. Mr. Lauricella asked if there is something going on down there that would warrant this. Mr. Nesbitt stated that there are drugs run across, persons of interest come into our small harbor on Oak Orchard River. Mr. Lauricella argued that there is a lot of public traffic and stated that it is a violation of the 4<sup>th</sup> Amendment, pursuit of happiness. First it starts with a camera here and a camera there and pretty soon every move we make will be recorded. The Department of Homeland Security, since it has been created has done nothing but stomp on the civil liberties of our citizens. He then questioned Resolution No. 209-512, he state that he has read it five or six times and asked if someone would explain it to him. Mr. Nesbitt stated that he would gladly explain it. He continued that every two years we have to go back to the State Legislature and ask for the same



sales tax rate that we already have. Every two years all of the State Legislators get together to discuss whether or not they are going to grant us the ability to continue to charge us the same amount that we have. All we are asking for is not to have to beg them every two years and avoid the drama of going back and forth on it. We are asking for fairness and the ability to continue to keep what we already have. Chairman Callard called for any more questions. Mr. Lauricella stated that the Conservative Party circulated the petitions for mandate relief for Assemblyman Hawley. One of the big problems with the pensions is this Triborough Law that was formed in 1981. Repeal of the Triborough amendment would establish a more equitable, collective bargaining system in NYS. All of these need to be repealed. This was all started in 1962 by JFK as a payback to the AFL, CIO Union and he allowed the unions to go federal which opened the door. This is something that needs to be pushed at the federal level to repeal this. Even a communist like Roosevelt wanted to sign the bill of rights when everyone was against him. This is what resulted.

Allen Lofthouse, Kendall, question Resolution No. 205-512 if both of these positions were working positions at the time they were abolished. Mr. Nesbitt stated that one of the positions is retiring and the other position will be a layoff. Mr. Lofthouse asked what Mr. Nesbitt thought about what happened in Wisconsin and if Mr. Nesbitt thought a yearly union contract would be better. Mr. Nesbitt stated that he is not in Wisconsin and those are decisions of the Legislature.

Legislator Bower added that he would like it to be one year. Legislator Allport added the contract went from four years to two years. Chairman Callard asked if there anymore questions and with there being none, the following resolutions were presented for adoption:

#### **RESOLUTION NO. 197-612**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,

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Resolutions 197-209

the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	143-354	\$453,048.60
Highway	1-19; 1-31	\$1,279,702.93
Nursing Home	1020; 1022-1029; 1030-1031; 25041-25086	\$474,557.88
Job Development	No Claims	
Self Insurance	50192, 50396, 50453-50455, 50457	\$46,972.82

Moved, Rush; second, Allport  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 198-612**

AUTHORIZING FILLING VACANCIES IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature does hereby authorize the filling of the following vacancies in the Jail:

Part-time Correction Officer (3150.26) as a result of a promotion, at \$11.14 per hour, effective June 7, 2012.

Full-time Correction Sergeant (3150.09) as a result of a promotion, at Grade 6 of the Orleans County Sheriff Employees Association (OCSEA) contract, effective June 7, 2012.

Moved, Bower; second, Johnson  
Adopted. 7 ayes; 0 nays.

#### **RESOLUTION NO. 199-612**

AUTHORIZING THE FILLING OF POSITIONS IN THE DISTRICT ATTORNEY'S OFFICE, MODIFICATION OF SALARIES, AND AMENDING RESOLUTION 459-1210 REGARDING PUBLIC SAFETY PROGRAM MANAGER APPOINTMENT

WHEREAS, Resolution No. 459-1210 created and filled a Public Safety Program Manager position in the District Attorney's Office; and

WHEREAS, the New York State legislation passed two years ago set up a Judicial Compensation Commission that was tasked with reviewing statewide judicial salaries and to make recommendations on new salary levels. The Commission recommended a 27% increase from current salary levels to be implemented over a 3-year period. Pursuant to Judicial Law 183-a, which link judicial salaries with district attorneys' salaries and requires district attorneys' salaries to be at least as high as the County Court Judge in the County; and

WHEREAS, the County anticipates additional State revenue for 2012 to offset this additional expense; now, therefore be it

RESOLVED, that this Legislature authorizes this adjustment in the District Attorney's compensation effective April 1, 2012: and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishing of the Public Safety Program Manager position in the District Attorney's Office effective March 31, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 200-612**

**AUTHORIZING EXTENSION OF AGREEMENT WITH VICKI WEINSTEIN-FINNEFROCK, NPP**

WHEREAS, Resolution No. 290-810 authorized an Independent Contractor Agreement with Vicki Weinstein-Finnefrock, NPP to provide comprehensive psychiatric evaluations on referred residents at the Villages of Orleans Health and Rehabilitation Center; be it

RESOLVED, that this Legislature authorizes an extension of the Independent Contractor Agreement with Vicki Weinstein-Finnefrock, through August 31, 2012 and that all provisions of the agreement, including the scope of work and terms of payment, remain the same.

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*Resolutions 197-209*  
Moved, Eick; second, Rush  
Adopted. 7 ayes; 0 nays.

**RESOLUTION NO. 201-612**

**AUTHORIZING NORA TO CREATE A PROGRAM MANAGEMENT STRUCTURE AND AUTHORIZE NORA TO PURSUE FUNDING SOURCE(S)**

WHEREAS, the Niagara-Orleans Regional Alliance (NORA) was formed as a collaborative to pursue activities and projects of common interest in the most cost effective and efficient manner possible; and

WHEREAS, there is a common interest in escalating economic development, providing better access to regional and global markets, job growth, increased educational opportunity, and enhancing property value; and

WHEREAS, appropriate transportation and telecommunication/Internet infrastructure are key contributors to prosperity in these areas; and

WHEREAS, initial investigations imply that vast areas of our counties lack adequate access to stable, affordable, premises-based broadband Internet services despite the presence of Time-Warner cable modem and Verizon DSL service in population centers; and

WHEREAS, constituent legislators and key stakeholders lack adequately-detailed and concrete data upon which to properly strategize the most beneficial solution(s) for their region; therefore, be it

RESOLVED, that NORA shall CREATE A PROGRAM MANAGEMENT STRUCTURE and formalize a plan to PURSUE FUNDING SOURCE(S) sufficient to perform a detailed study for the purpose of providing comprehensive information upon which future solution strategies may be based; and be it

FURTHER RESOLVED, that a PROGRAM CHARTER shall be created, approved, and authorized by NORA, whose purpose is to provide overarching program structure and to identify executive and operational stakeholders along with their authority and roles subject to the approval of the respective governing bodies.

Moved, Johnson; second, Bower  
Adopted. 7 ayes; 0 nays.

Legislator Johnson added that Orleans County's lack of broadband internet services devalues property and places rural businesses at a competitive disadvantage locally, regionally, nationally, and globally. It is impossible to suggest or pursue any solution authoritatively as the official data in regard to broad band data is flawed. It claims that 95% of Orleans County is served by broadband internet. Federal Legislators use this flawed data to decide what areas of the county to grant broad band infrastructure development funds to. Orleans County is again disadvantaged. A significant amount of grass-roots activity has taken place with regard to finding ways of delivering affordable, premises based broad band to those who lack it. However, grass roots activity can only go so far. This resolution "officializes" the activity of pursuing our own , more accurate broadband penetration study by first forming a collaborative oversight board (NORA), secondly, pursue outside funding sources to defray study costs, and thirdly it empowers the oversight board to proceed with the study. Chairman Callard added that Orleans County has 50% coverage of broadband internet. This will be the second major initiative of the Niagara-Orleans Alliance, first being dedicated to the lakeshore and water level. Mr. Kinsey, Director of Computer Services commented that part of the issue of the broadband coverage is that when this data is reported to the State and Federal officials. A lot of the coverage was based on the wireless portion of the broadband. The infrastructure for a business, wireless would not handle the load. The road data, which shows the roads in the County that do not have coverage, was provided to the State of NY, by myself in 2008.

#### **RESOLUTION NO. 202-612**

#### **AUTHORIZING EMERGENCY PURCHASE FROM MAINTENANCE PROJECTS ACCOUNT TO REPAIR AN AIR CONDITIONING UNIT**

RESOLVED, that this Legislature authorizes an Emergency purchase from Monroe Piping & Sheet Metal, LLC to provide the EMERGENCY REPAIR of the Air Conditioning Unit at the County Office Building, at a cost of \$5,070.97, contract work order job #355500 to be paid from Buildings and Grounds account A1620.403 - Maintenance Projects.

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Moved, Allport; second, Smith  
Adopted. 7 ayes; 0 nays.

Legislator Allport commend the employees of the Highway Department and Buildings and Grounds on the job they do to maintain our buildings on the limited budget that is provided

**RESOLUTION NO. 203-612**

**APPROVING AGREEMENT BETWEEN TIME WARNER CABLE  
BUSINESS CLASS AND COMPUTER SERVICES**

RESOLVED, that this Legislature approves an agreement between Time Warner Cable Business Class and Computer Services for a 10 megabit per second Internet connection at 13925 Route 31 (Public Safety Building) for county operations (classified as Internet DIA-direct internet access, replacing all three standard internet connections (Computer Services at 34 E. Park St., Public Health at 14012 Route 31, and Public Safety at 13925 Route 31) with one internet connection, and equalize cost for Internet services across all departments and computers as we will have only one internet connection at a cost of \$7,800, a 6% reduction in cost of our current internet access. Term of the contract shall be effective July 1, 2012 through June 30, 2017.

Moved, Johnson; second, Bower  
Adopted. 7 ayes; 0 nays.

**RESOLUTION NO. 204-612**

**APPROVING APPOINTMENTS TO THE COMMUNITY SERVICES  
BOARD**

RESOLVED, that this Legislature approves the appointments to the Community Services Board as follows:

Jose Avila, to serve a four-year term to begin June 14, 2012 and ending June 13, 2016.

Donald Allport, to serve a second four-year term to begin May 29, 2012 and ending May 28, 2016.

Moved, Eick; second, Rush  
Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Allport.

**RESOLUTION NO. 205-612**

**AUTHORIZING ABOLISHING POSITIONS IN THE MENTAL  
HEALTH DEPARTMENT**

WHEREAS, due to continuing low census on the caseload, it is necessary to abolish positions in the department; be it

RESOLVED, that this Legislature authorizes the abolishing of the following positions:

Supportive Case Manager (Position # 4310.39) at Grade 18 of the CSEA Salary Schedule, effective July 1, 2012.

Intensive Case Manager (Position # 4310.16) at Grade 18 of the CSEA Salary Schedule, effective June 16, 2012.

Moved, Eick; second, Rush  
Adopted. 7 ayes; 0 nays.

**RESOLUTION NO. 206-612**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
EM SYSTEMS, INC.**

RESOLVED, that this Legislature approves an agreement between EM Systems, Inc. and the Sheriff's Office for the 2012 Software Maintenance agreement covering CAD, AVL, and Mobile Data Systems in Dispatch effective July 1, 2012 through June 30, 2013 at an annual cost of \$15,000 to be paid from account A3020.486, Public Safety Communications Special Grants.

Moved, Bower; second, Johnson  
Adopted. 7 ayes; 0 nays.

**RESOLUTION NO. 207-612**

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AUTHORIZING EXPENDING OPERATION STONEGARDEN  
GRANT FUNDS IN SHERIFF'S OFFICE

RESOLVED, that this Legislature authorize the purchase of Video Cameras from Linstar (NYS Contract #PT63106) to monitor the Lake Ontario shoreline and Oak Orchard River, in the amount of \$33,936.78, to be fully paid from FY2009 US Department of Homeland Security, paid through account A3110.486 – Special Grants. No county cost.

Moved, Bower; second, Johnson  
Adopted. 7 ayes; 0 nays.

Legislator Allport agrees with Paul Lauricella on the camera issue, but unfortunately they don't supply enough funds to hire the people to monitor the lakeshore to stop illegal activity. Anything it takes to stop people from coming into this country illegally, I support. Mr. Lofthouse asked if there was a cost to maintain the camera to the County. Legislator Allport stated that the maintenance is covered by the Homeland Security fund.

**RESOLUTION NO. 208-612**

AUTHORIZING SETTING UP NEW MONIES AND RESERVE  
MONIES INTO MARINE PARK BUDGET

WHEREAS, Resolution No. 233-610 approved Agreement CE10021 with the New York State Office of Parks, Recreation and Historic Preservation (NYSOPHP) for grant funding for the Orleans County Marine Park Boating Access Project; and

WHEREAS, Resolution No. 187-511 set up new monies for a portion of the project; now, therefore, be it

RESOLVED, that the County Treasurer is authorized to set up the balance of project grant funds as follows:

<u>Revenue:</u>		
A3097	NYS Parks Grant	\$98,815
<u>Appropriation:</u>		
A7180.486	Special Grants	\$98,815



and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up monies from reserve fund to the Marine Park Budget as follows:

<u>From:</u>		
Future Infrastructure Reserve Fund		\$39,925
<u>To:</u>		
A7180.486	Special Grants	\$39,925

Moved, Rush; second, Eick  
Adopted. 7 ayes; 0 nays.

**RESOLUTION NO. 209-612**

RESOLUTION IN SUPPORT OF SENATE BILL NO. S5629-B AND ASSEMBLY BILL NO. A6575 AN ACT TO AMEND THE TAX LAW, IN RELATION TO AUTHORIZING CERTAIN COUNTIES, CITIES AND SCHOOL DISTRICTS TO IMPOSE UP TO A FOUR PERCENT RATE OF SALES AND COMPENSATING USE TAXES PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF SUCH LAW AND TO PRESERVE THE AUTHORITY OF CERTAIN COUNTIES AND A CITY TO IMPOSE SUCH TAXES AT RATES IN EXCESS OF FOUR PERCENT; AND TO REPEAL CERTAIN PROVISIONS OF SUCH LAW RELATING THERETO

WHEREAS, the Orleans County Legislature strongly supports this home rule legislation as it provides mandate relief and enhanced fiscal management tools for local governments; and

WHEREAS, County and State legislative staff, along with elected officials, currently spend significant time and energy in order to deal with the renewals of existing local sales tax rate legislation every two years under the current State legislative model; and

WHEREAS, the proposed legislation would end the practice of requiring state approval and renewal for local sales tax rate changes, up or down, that do not exceed four percent; and

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*Resolutions 197-209*

WHEREAS, this will also allow county officials to manage their local sales tax rates in a way that is most efficient for local tax payers, and will reduce waste and redundancy in state and local legislative procedure; and

WHEREAS, County leaders make home rule requests out of necessity, as they are necessary in order to finance, implement and deliver state and federally mandated programs, ensure local public health and safety, foster economic development and enhance local quality of life services demanded by county residents; and

WHEREAS, these home rule requests allow local officials to manage their budgets and pay for state mandated and other services in the least intrusive and burdensome way for local taxpayers and are often requested to limited or prevent property tax increases; and

WHEREAS, this legislation would also provide counties with an important local fiscal management tool consistent with similar financial management flexibility granted to New York City a few years ago; now there be it

RESOLVED, that the Orleans County Legislature hereby supports Senate Bill No. S5629-B and Assembly Bill No. A6575 to amend the tax law; and be it

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Cuomo, Senator George R. Maziarz, Assemblyman Steve Hawley, the New York State Association of Counties, Inter County Association of Western New York, and any others deemed necessary.

Moved, Johnson; second, Bower  
Adopted. 7 ayes; 0 nays.

Legislator Smith moved to adjourn; second by Legislator Eick. Meeting adjourned at 4:59 PM.

## LEGISLATURE MEETING

June 27, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and and invocation, the Clerk called the roll. All Legislators were present with the exception of Legislator Allport.

The Clerk presented the following communications: Treasurer Susan Heard has forwarded the notice of correction of taxes to this office and it has been filed. The ARC of Orleans County Meals on Wheels program is holding a Chiavetta's Chicken BBQ, Thursday, August 2, 2012 from 12:30 – 4 pm at the E. Academy St address. Tickets are \$9 and the proceeds from this fundraiser to directly to the Meals on Wheels program. The Oak Orchard Lighthouse is sponsoring "An Afternoon Tea" in conjunction with Oak Orchard Lighthouse Day, Saturday, August 4, 2012 from 2-3 pm. Reservations are required. The Oak Orchard Lighthouse Museum invites you to step back into the 1940's in Orleans County on the evening of Saturday, August 18, 2012 for the annual dinner and presentation. Reservations are required.

During open discussion, Paul Lauricella, Yates, commented on the Brownfield's presentation that took place in the conference session. He stated that PCB's really were a great product that was used in transformers. The reason they all blow up now is because they can't use them anymore. Back in 1968, Nixon started the EPA movement. Some people got sick and that was an in for the EPA to flex their muscles. Asbestos was another great product. Most of the people who got sick where heavy smokers and the two together don't mix. The environmental movement since the late 1960's has become this big business. They have created buzz words and people just go into hysteria because they have not done the research. With hysteria comes a lot of politicians will to give out money to satisfy the public. When you are dealing with these environmental issues, just try not to jump on the band wagon.

Allen Lofthouse, Kendall, asked how much money has the County received to protect the lakeshore through the Operation Stonegarden grants. CAO Nesbitt stated that last year's grant was \$150,000. Treasurer Heard added that we have received different chunks at a time. She doesn't have an exact figure with her, but stated that the money is reimbursed after it is spent up to the \$150,000. Mr. Lofthouse asked if the cameras were a

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part of the money that was spent. CAO Nesbitt stated that is was. Mr. Lofthouse again asked about the maintenance and who is liable for it. Highway Superintendent Gray stated that there was minimal maintenance. There are no moving parts. Mr. Lauricella asked where the cameras are going to be placed. He also asked if they are going up the creek where people canoe and added that many people like to drink while they canoe and are concerned about being caught on camera. CAO Nesbitt stated that they are going to be placed mostly near the mouth of the creek and at the water treatment plant.

Legislator Smith had a group called the Biz Kids up to the Legislative Chambers earlier in the day to give an overview of the County. The group consisted of approximately 20 children and his feeling was that they were impressed by what the Legislature does. The group was formed about 4 years ago for children to learn business aspects and grow up to be leaders in the community. He added that it seems to work well and there has been a lot of positive feedback.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 210-612**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	365-517	\$363,583.44

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Highway	No Claims	
Nursing Home	1034-1040; 25087- 25132	\$\$86,867.51
Job Development	1010-1017	\$21,155.50
Self Insurance	1001, 50192, 50534, 50456	\$4,580.06

Moved, Rush; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 211-612**

AUTHORIZING ENERGY PERFORMANCE CONTRACT BETWEEN  
ORLEANS COUNTY AND WENDEL ENERGY SERVICES, LLC,  
AND RELATED PROJECT FINANCING

WHEREAS, Resolution No. 91-311 authorized the Legislature Chairman to execute all necessary agreement(s) related to the implementation of an Energy Performance Contract with Wendel Energy Services, LLC; and

WHEREAS, Resolution No. 92-311 authorized the County Treasurer to obtain and enter into project financing by means of the most beneficial terms; and

WHEREAS, Resolution 285-911 authorized Wendel Energy Services, LLC, to execute a subcontractor agreement with Monroe Piping and Sheet metal, LLC, to proceed with the emergency installation of boiler room upgrades at the Orleans County Jail; and

WHEREAS, final project costs on the remaining scope items have been obtained; be it

RESOLVED, that the Chairman is authorized to execute the Energy Performance Contract to complete the installation of facility upgrades, in the amount of \$1,056,337 including all previous payments made to date. The terms of the agreement(s) will be contingent upon County Attorney and Chief Administrative Officer review and approval.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

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Legislator Smith moved to implement funding for the Hulberton Road Bridge; seconded by Legislator Bower. Highway Superintendent Gray added that it is in dire need of replacement and couldn't have come at a better time. The costs incurred by the County are minimal. The following resolution was adopted:

**RESOLUTION NO. 212-612**

**AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE MARCHISELLI PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS**

WHEREAS, a Project for the Bridge Replacement of Hulberton Rd Bridge over West Sandy Creek, Town of Murray, Orleans County, PIN 4755.42, BIN 3319220 (the "Project") is eligible for funding under title 23 U.S. code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Orleans desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Preliminary "Engineering" and "Right of Way" Incidentals; and be it

RESOLVED, that the Orleans County Legislature, hereby approves the above Project; and be it

FURTHER RESOLVED, that the Orleans County Legislature hereby authorizes the County of Orleans to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary "Engineering", and "Right of Way" Incidentals work for the Project or portions thereof; and be it

FURTHER RESOLVED, that the sum of \$128,000 is hereby appropriated from the Orleans County Legislature and made available to cover the cost of participation in the above phase of the Project with a contract end date of February 3, 2022; and be it

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FURTHER RESOLVED, that in the event the full federal and non-federal share costs of the Project exceed the amount appropriated above, the Orleans County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature be and is hereby authorized to execute all necessary agreements, certifications, or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Orleans County Legislature with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 213-612**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby authorize the following agreements for the Department of Social Services:

Children's Home of Wyoming Conference, Binghamton, NY for the provision of residential foster care services; to be effective May 1, 2012 through April 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

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Regional Action Phone, Batavia, NY for RAP hotline to provide crisis intervention to Orleans County youth and their families; to be effective August 1, 2012 through July 31, 2013 at \$1.50 per call. County cost is \$0.

Orleans County Job Development, Albion, NY for funding of summer employment for TANF eligible youth, ages 14 -20; to be effective June 1, 2012 through September 30, 2012 at a cost of \$58,324. County cost is \$0.

Orleans County Sheriff's Department, Albion, NY for safe transportation of youth out-of-county detention facilities; to be effective September 1, 2012 through August 31, 2013 at a cost of \$15,000. County cost is \$7,650.

Baker Victory Services, Lackawanna, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Albion Central School, Albion, NY for the provision of preventive services to children and their families through the assignment of two (2) Social Services Caseworkers to the School District; to be effective August 30, 2012 through August 29, 2013. Said services are to be funded 50% Federal, 31% State, and 19% School.

Moved, Smith; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

#### **RESOLUTION NO. 214-612**

#### **AUTHORIZING PURCHASE OF COMPUTERS IN THE SOCIAL SERVICES DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the Department of Social Services to purchase (from monies appropriated in the 2012 Budget) six (6) ProBook Notebooks and assorted parts through CDWG under NY Microcomputer Aggregate Buy Contract at a cost of \$6,252. County cost is approximately \$2,400.

Moved, Smith; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.



**RESOLUTION NO. 215-612**

**AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full time Legal Assistant position (6010.2012) in the Department of Social Services, as a result of a retirement, at Grade 14 of the CSEA salary schedule effective July 9, 2012.

Moved, Smith; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 216-612**

**APPROVING AGREEMENTS BETWEEN PUBLIC HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby authorize the following agreements for the Public Health Department:

The ARC of Orleans Rainbow Preschool, 122 Caroline St., Albion, NY 14411; to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract Period July 1, 2012 through June 30, 2013. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances.

Carol Heiligenthaler, 319 Pearl St., Medina, NY 14103; to provide Physical Therapy services through the 3-5 program for the eligible children in Orleans County. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances. Contract period July 1, 2012 through June 30, 2015.

Joan H. Weet, 9772 Mountain Rd, Middleport, NY 14105; to provide Court Stenography services for the Orleans County Health Departments numerous divisions on an as needed basis. Contract period January 1, 2012 through December 31, 2012. Contract amount is \$200 per day, and \$100 per half day. Contract amount based on length of each individual hearing. Reimbursement from State Aid.

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Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 217-612**

**SETTING DATE FOR PUBLIC HEARING FOR ADDITIONS TO  
CERTIFIED COUNTY AGRICULTURAL DISTRICTS**

RESOLVED, that a public hearing will be held by this Legislature to consider requests for inclusion of additional agricultural lands in certified County Agricultural Districts on the 11<sup>th</sup> day of July at 4:25 PM at the Legislative Chambers, 3 S. Main St., Albion, NY; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearing in the two official County newspapers.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 218-612**

**AUTHORIZING FILLING OF VACANCIES IN THE MENTAL  
HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of the following vacancies:

Account Clerk Typist (Position #4310.04) at Grade 9 of the CSEA Salary Schedule, effective July 2, 2012.

Coordinator of Administrative Services (Position #4310.12) at Grade 7 of the Management Compensation Plan, effective July 2, 2012.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 219-612**

**AUTHORIZING THE HIRING OF A PART TIME CHARGE NURSE  
AT THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER**

WHEREAS, the part time charge nurse has resigned from the part-time RN charge position at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, this is a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of the part-time RN charge (Position 6030.016) at Grade 21 of the CSEA Salary Schedule, effective immediately.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 220-612**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER AND VNS  
CHOICE**

WHEREAS, the Villages of Orleans Health and Rehabilitation Center is looking to maximize reimbursement and engage in skilled and rehabilitation contracts; and

WHEREAS, VNS CHOICE is a health insurance plan that has been evaluated and proposes to offer its clients nursing home coverage at the Villages of Orleans when needed; therefore be it

RESOLVED, that this Legislature approves the agreement between the Villages of Orleans Health and Rehabilitation Center and VNS CHOICE – 107 e. 70<sup>TH</sup> St., New York, NY 10021, effective June 1, 2012 through May 31, 2017.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

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**RESOLUTION NO. 221-612**

**AUTHORIZING CREATING AND FILLING OF TWO TEMPORARY PART TIME HEALTH FACILITY WORKERS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, two part time Health Facility Workers will be on medical leave for a period of six months; and

WHEREAS, to assure sufficient staff levels in the Housekeeping and Laundry departments of The Villages of Orleans Health and Rehabilitation Center; be it

RESOLVED, that this Legislature authorizes the creation of two temporary part time Health Facility Workers at The Villages of Orleans Health and Rehabilitation Center, at Grade 2 of the CSEA salary schedule; and be it

FURTHER RESOLVED, that this legislature authorizes these two positions to expire the earlier of six months or when the employees return from medical leave; now, therefore be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created temporary part-time positions, effective immediately.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 222-612**

**APPROVING THE 2012 YOUTH BUREAU RESOURCE ALLOCATION PLAN**

WHEREAS, the Orleans County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board, Youth Bureau, and Department of Social Services are desirous of continuing county

comprehensive youth services planning efforts during 2012 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation; and

WHEREAS, guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Orleans County Youth Bureau and the Committee on Economic Assistance and Opportunity does recommend approval at this time; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman to execute such documents as are deemed necessary to effect the 2012 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Smith; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 223-612**

**AUTHORIZING SETTING UP NEW MONEY IN YOUTH BUREAU BUDGET**

WHEREAS, Xavier Riley donated \$875 to cover the cost of the Youth Awards Program; and

WHEREAS, the Genesee County Youth Bureau Executive Director did request a budget amendment to include appropriation and revenue for this donations and the Committee on Economic Assistance and Opportunity did review the request and does recommend approval at this time; now, therefore be it

RESOLVED, that the Orleans County Treasurer is hereby authorized to set up new money in the Youth Bureau budget as follows:

<u>Revenue:</u>		
A2705	Gifts and Donations	\$875

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Appropriation:

A7312.418	Other Contractual	\$875
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Moved, Smith; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 224-612**

**AUTHORIZING PARTICIPATION IN THE 2011 STATE HOMELAND SECURITY PROGRAM**

RESOLVED, that this Legislature authorizes the Sheriff's Office to apply for funding through the FY2011 Operation Stone Garden, NYS Homeland Security Program (SHSP) for the period of September 1, 2011 to August 31, 2014, in the amount of \$119,916; said funds to be used to enhance capability to support international boarder and waterway security.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 225-612**

**APPOINTING THE DIRECTOR OF PERSONNEL AND SELF INSURANCE**

RESOLVED, that this Legislature does hereby reappoint John C. Welch, Jr. to the position of Director of Personnel and Self Insurance; said appointment shall become effective August 21, 2012 at a Grade 11 Step 3 of the Management Salary Schedule and shall continue for six years; and be it

FURTHER RESOLVED, that sixty percent of the salary will be allocated to Director of Personnel position and forty percent to the Director of Self Insurance position.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 226-612**

APPROVING PURCHASE OF WIRELESS NETWORKING  
HARDWARE AND SETTING UP NEW MONIES IN THE FUEL  
FARM BUDGET

WHEREAS, Resolution No. 179-512 authorized the Orleans  
County Fuel Farm to purchase 2 stainless steel island forms for the Fuel  
Farm Islands at a cost of \$5,700; and be it

RESOLVED, this Legislature authorizes the purchase of wireless  
networking hardware, sundry cables, mounting hardware, poles, and other  
such items as may be needed to complete the project from CDWG, 230 N.  
Milwaukee Ave., Vernon Hills, IL 60061 in the amount of \$6,380; and be  
it

FURTHER RESOLVED, the two purchases are to be paid from  
the Fuel Farm DM5140.444 Repairs to Equipment and Property; and be it

FURTHER RESOLVED, that the County Treasurer is authorized  
to set up new monies in the Fuel Farm budget as follows:

Revenue:

Fuel Farm Capital Reserve Acct.      \$12,080

Appropriation:

DM5140.444      Repairs to Equipment and Property      \$12,080

Moved, Smith; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 227-612**

APPROVING AGREEMENT BETWEEN SHERIFF AND GENESEE  
COUNTY SHERIFF FOR THE HOUSING OF INMATES

RESOLVED, that this Legislature approves the agreement between  
the Orleans County Sheriff's Office and the Genesee County Sheriff's  
Office for the housing of prisoners in their respective jails at a rate of \$75  
per prisoner/per day effective January 1, 2012 through December 31,  
2013.

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Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

## **RESOLUTION NO. 228-612**

### **ADOPTING PROPERTY IMPROVEMENT POLICY**

RESOLVED, that this Legislature adopts the following updated Property Improvement policy, amending the existing Policy as adopted by Resolution No. 91-296:

#### **Property Improvement Policy**

##### Policy

It shall be the policy of the Orleans County Legislature to require approval of any project involving renovation to or construction on any County property. Projects requiring in excess of \$5,000 of expenditure require Legislative Approval and all others require Chief Administrative Officer approval.

##### Purpose

The purpose of this policy is to:

1. Insure that all of the impacts and effects of a project have been considered.
2. To avoid the utilization of County resources on projects unlikely to be approved as proposed.
3. To prevent the “over commitment” of County resources and insure timely completion of approved projects.

##### Procedure

“Projects” shall be defined as the renovation, remodeling, construction or reconstruction of any County property, including HVAC and utilities. It also includes the relocation of any office. “Projects” shall exclude minor redecoration or rearranging, as well as routine and emergency repair or maintenance. Proposed projects should be described in summary on a work order and presented to the department’s Legislative Committee and



the CAO. This should generally be done *before* requesting the Buildings & Grounds Department to do any extensive planning, drafting or pricing.

If the project is in excess of \$5,000 and the Legislative Committee approves the project, it will be scheduled for discussion at a conference session. If Legislative approval is obtained at the conference session, the Legislature Chairman and the Committee Chairman will sign the work order, and the department may proceed with the project (subject to existing procedures, such as competitive bidding, purchase orders, etc.). All projects that involve relocation of departments, new construction or significant reconstruction must be approved by a resolution of the Legislature.

Once appropriate approval has been obtained, the Highway committee will oversee the Highway Superintendent's priority list and the project's progress unless the Legislature, in approving the project, has assigned this responsibility to another committee. In addition, the Highway Superintendent (unless another department head has been assigned responsibility for a specific project by the Legislature) will give an update to the committee at his committee meeting every month.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

#### **RESOLUTION NO. 229-612**

#### **APPROVING SALE OF COUNTY-OWNED PROPERTY**

WHEREAS, a public auction of various parcels of property owned by the County under the In Rem Foreclosure was held June 27, 2012; and

WHEREAS, bids for various properties were obtained by the auctioneer at such auction in accordance with the stated terms of auction; and

WHEREAS, due deliberation has been made by the Orleans County Legislature as to the propriety of each of the said bids; now, therefore be it

June 27, 2012  
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RESOLVED, that bids for various parcels set forth on the schedule hereto annexed be, and the same individually are accepted pursuant to the provisions of the Real Property Tax Law; and be it

FURTHER RESOLVED, that the standard form quitclaim tax deeds be prepared for the separate parcels and delivered to the County Treasurer for execution and delivery upon receipt of the balance of the purchase price set forth in the said deed.

ORLEANS COUNTY AUCTION  
 June 27, 2012

<b>ALBION – VILLAGE</b>		Sold To:	Amount:
62.18-3-32	MILLER TIMOTHY		
PC - 311	McClelland St; 2.00 acres		
	Land Total - 17,200		
62.19-3-26	HARDING KEVIN & PAMELA	Robert Vendetti	\$200
PC - 311	North Joseph St; 66.00 x 133.56	2959 Fancher Road	
	Land Total - 5,000	Albion, NY 14411	
62.19-3-30.1	RUSHING ROBERT TIMOTHY	Elizabeth A. Offhaus	\$300
PC - 311	106 North Joseph St; 115.50 x 135.17	555 Redman Rad	
	Land Total - 10,500	Hamlin, NY 14464	
73.6-3-84	MCCLARY STEVEN M	Christine M. Dumont	\$1,750
PC - 210	222 East Bank St; 66.00 x 165.00	127 Worthy Avenue	
	Land - 10,900 Total - 34,800	Medina, NY 14103	
73.6-7-85	HOLT RUBY	Henri M. Pulley	\$12,500
PC - 210	110 Beaver St; 66.00 x 120.12	18 Liberty Street	
	Land - 9,500 Total - 49,000	Albion, NY 14411	
73.7-2-55	GILBERT DUCKETT LIVING TRUST	Concetta M. Cutaia	\$500
PC - 210	129 Clarendon St; 1.80 acres	7 West Avenue	
	Land - 13,400 Total - 43,000	Holley, NY 14470	
73.13-1-7	RUSHING ROBERT	Marie McNeil	\$500
PC-210	344 Hamilton St; 59.73 x 364.65	250 Oak Orchard Estates	
	Land - 11,500 Total - 30,000	Albion, NY 14411	

**ALBION - OUTSIDE**

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82.-1-26	County of Orleans (Braxton Catherine)	Paul Morales	\$800
PC - 314	4095 Taylor Hill Rd; 1.10 acres	9 Smith Street	
	Land Total - 10,700	Sodus, NY 14551	
85.-1-1.321	MILLER THOMAS A	Thomas M. Stark	\$5,000
PC - 311	Holley Rd; 6.20 acres	14229 Root Road	
	Land Total - 18,700	Albion. NY 14411	
85.-1-1-.331	MILLER THOMAS A	Matthew A. Hobart	\$6,000
PC - 311	Riches Corners Rd; 4.97 acres	406 East Center St.	
	Land Total - 16,900	Medina, NY 14103	
<b>BARRE</b>			
94.-1-45.2	ENGLERT CHARLOTTE R	Kevin A. Pask	\$5,250
PC-270	4568 Johnny Cake Ln; .81 acres	4562 Johnny Cake Lane	
	Land - 14,400 Total - 47,500	Albion, NY 14411	
118.-2-24	SUMMERS ROXIE	Craig J. Vanameron	\$1,000
PC-312	15273 Sheeler Rd; 50.00 x 75.00	16170 Route 31	
	Land - 100 Total - 101	Holley, NY 14470	
<b>CARLTON</b>			
5.11-1-2.31	MILLER JEAN A	James L. Shoemaker	\$200
PC-311	Sunset Pkwy; 80.00 x 50.00	919 Brookside Street	
	Land Total - 27,000	Waterport, NY 14571	
5.49-3.51	BEHREND HAROLD	James L. Shoemaker	\$500
PC-311	Brookside St; 33.00 x 75.00	919 Brookside Street	
	Land Total - 4,000	Waterport, NY 14571	
5.49-3-52	BEHREND HAROLD	James L. Shoemaker	\$500
PC-311	Brookside St; 33.00 x 75.00	919 Brookside Street	
	Land Total - 4,000	Waterport, NY 14571	
8.-1-7.21	MACKIE HAROLD A	Concetta M. Cutaia	\$300
PC-311	Lakeshore Rd; 3.80 acres	7 West Avenue	
	Land Total - 13,500	Holley, NY 14470	
8.-1-10	MACKIE HAROLD A		
PC-314	E Shore Dr; 75.00 x 140.00		
	Land Total - 5,000		

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8.-1-14	MACKIE HAROLD A	Timothy S. Andrus	\$9,000
PC – 312	15345 Lakeshore Rd; 9.20 acres Land - 19,200 Total - 20,200	15171 Jones Beach Road Kent, NY 14477	
18.3-1-4	BUSHMAN JOSEPH	Patricia A. Daniels	\$1,400
PC – 314	Roosevelt Hwy; 1.20 acres Land Total - 9,800	1499 Oak Orchard Road Waterport, NY 14571	
19.-1-44.11	BISSETTE WILLIAM	Matthew C. Mundion	\$30,000
PC – 210	1663 Kent Rd; 1.30 acres Land - 9,900 Total - 105,500	536 Orient Street Medina, NY 14103	
26.2-1-6	JARRIS TERRY (frmrlly County of Orleans)	Courtney L. Plummer	\$100
PC – 314	Railroad Ave; 54.45 x 105.10 Land Total - 2,700	1484 E. Townline Rd. Waterport, NY 14571	
26.2-1-7	JARRIS TERRY (frmrlly County of Orleans)	Courtney L. Plummer	\$100
PC – 311	Railroad Ave; 54.45 x 138.10 Land Total - 3,600	1484 E. Townline Rd. Waterport, NY 14571	
27.4-2-19	MCVIGE JOSEPH & JUDY	Gary A. Clinton	\$3,400
PC – 270	1985 Center Rd; 110.00 x 120.00 Land - 6,500 Total - 28,800	1959 East Road, PO Box 21 Waterport, NY 14571	
<b>CLARENDON</b>			
99.-1-12.2	FUDGE MATTHEW	Paul Morales	\$1,950
PC – 311	Fourth Section Rd; 364.32 x 429.00 Land Total - 13,500	9 Smith Street Sodus, NY 14551	
109.-2-35	HOWELL JOHN M & MAUDIE	Janet L. McKinney	\$27,000
PC – 210	16762 Glidden Rd; 185.00 x 225.25 Land - 14,000 Total - 56,200	5108 Upper Holley Road Holley, NY 14470	
<b>GAINES –OUTSIDE</b>			
61.-1-1.2	MAEL OLIVE E	CY Properties, LLC	\$6,000
PC-210	3099 Eagle Harbor Waterport Rd; 1.00 acres Land - 10,500 Total - 15,000	6465 Transit Road Elba, NY 14058	
<b>MURRAY-INSIDE</b>			
77.17-2-59	HALSTEAD OIL CO INC	Rick E. Passer	\$300
PC-484	37 E Albion; 42.00 x 86.50	14 East Avenue	

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	Land - 13,000 Total - 18,400	Holley, NY 14470	
77.17-2-60	HALSTEAD OIL CO INC	Jeffrey R. Colonna	\$500
PC-432	39 E Albion; 73.00 x 86.50	130 West Avenue	
	Land - 13,000 Total - 78,300	Albion. NY 14411	
<b>MURRAY – OUTSIDE</b>			
64.4-1-5	BRIEN PATRICIA A	Paul M. Vendetti	\$3,000
PC - 210	15847 Brockville Rd; 49.50 x 239.25	15927 Canal Road	
	Land - 9,000 Total - 65,600	Holley, NY 14470	
66.-1-30	CRAMER JANELLE M	Scott E. Fissler	\$2,750
PC - 312	Ridge Rd; 4.80 acres	17096 Ridge Road	
	Land Total - 13,800	Holley, NY 14470	
<b>RIDGEWAY-VILLAGE</b>			
79.12-3-82	COUNTY OF ORLEANS (Fuller J)	Michael D. Armstrong	\$3,400
PC-230	617 Genesee St; 49.5x148.50	60 S Main Street	
	Land-4,300 Total-20,000	Middleport, NY 14105	
79.12-3-83	COUNTY OF ORLEANS (Wolter K)	Jimmy J. Banks	\$8,500
PC - 411	613-615 Genesee St; 66.00 x 148.50	4886 South Townline Road	
	Land - 11,300 Total - 20,000	Medina, NY 14103	
80.9-1-39	COUNTY OF ORLEANS (Galley L)	Joseph V. Cardone	\$2,850
PC - 311	519-523 Church St; 66.00 x 161.00	4814 S. Gravel Road	
	Land Total - 7,300	Medina, NY 14103	
80.9-1-42	GALLEY LINDA	Orleans Real Property, LLC	\$3,600
PC - 311	517 Church St; 66.00 x 160.00	12234 Ridge Road	
	Land Total - 3,000	Medina, NY 14103	
80.37-1-7	331 MAIN ST INC	Dan M. Turk	\$3,000
PC - 482	331 Main St; 73.50 x 121.00	6459 Aiken Road	
	Land Total - 10,900	Lockport, NY 14094	
80.45-1-12	LUTES NOEL		
PC - 210	121 Starr St; 34.00 x 92.00		
	Land - 2,400 Total - 15,200		
<b>RIDGEWAY-OUTSIDE</b>			
34.-3-42	SEARLS BEVERLY M	Geoffrey L. Whittier	\$3,500

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PC - 210	10273 Mill Rd; 2.00 acres Land - 8,600 Total 50,000	12900 Roosevelt Highway Waterport, NY 14571	
45.-1-29.3	SHINGLETON JOHN (frmrlly Dunn Charles)	David R. Schlabach	\$1,250
PC - 210	2862 Murdock Rd; 160.00 x 165.00 Land - 7,800 Total - 54,100	2784 Murdock Road Medina, NY 14103	
48.-1-45	PETRIE RUSSELL & MOLLY 2650 Oak Orchard River Rd; 68.00 x 145.25	Glenn Giltner	\$5,250
PC - 270	Land - 4,400 Total - 38,600	12055 East Scott Road Medina, NY 14103	

**SHELBY-INSIDE**

79.84-1-32	ACEVEDO CLEOTILDE (frmrlly NRRL East LLC)	Richard D. Gillespie	\$100
PC - 311	Oakland Ave; 80.00 x 80.00 Land Total - 7,300	596 Strasburg Road Kitchener, ON, CANADA	
80.45-3-47	INGHAM ERIN	Jeffrey R. Colonna	\$500
PC-220	708 Church St; 44.00 x 227.00 Land - 4,600 Total - 27,000	130 West Avenue Albion, NY 14411	

**SHELBY-OUTSIDE**

79.-3-59.2	BARNES DARREL & WILFRED , MANUFACTURING	Donald Kleinschmidt	\$18,500
PC - 710	10825 Maple Ridge Rd; 1.90 acres Land - 24,000 Total - 125,400	10780 Telegraph Road, P.O. Box 268 Medina, NY 14103	
81.3-1-35	LILLEY CAROLYN & PHILLIP	Donna J. Hess	\$17,000
PC - 210	4231 East Shelby Rd; 45.00 x 182.25 Land - 3,800 Total - 66,300	3919 Taylor Hill Road Albion, NY 14411	
90.-1-26.11	FURNESS CRAIG	Paul D. Gray	\$1,100
PC - 311	Furness Pkwy; 1.60 acres Land Total - 17,400	11100 Maple Ridge Road Medina, NY 14103	
90.16-1-23	CRAIG RONALD & ZENELLA DEACO	Lauren E. McCracken	\$1,100
PC - 210	4540 Baby Ln; 72.00 x 118.00 Land - 5,700 Total - 32,100	13022 Eagle Harbor Knowlesville Rd. Albion, NY 14411	
103.-1-11.111	HOFFMEISTER KELLY	Thomas M. Stark	\$7,000
PC - 314	East Shelby Rd; 8.90 acres Land Total - 19,400	14229 Root Road Albion, NY 14411	

TOTAL:

\$197,450

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 230-612**

REQUESTING THAT NEW YORK STATE DEPARTMENT OF TRANSPORTATION ALLOCATE MARCHISELLI FUNDING FOR CRITICAL INFRASTRUCTURE TO FACILITATE ECONOMIC DEVELOPMENT IN THE TOWNS OF SHELBY AND RIDGEWAY AND THE VILLAGE OF MEDINA

WHEREAS, the Town of Shelby along with the Town of Ridgeway and Village of Medina have endeavored to support economic development and job creation by making investments in infrastructure, fostering multi-jurisdictional cooperation and facilitating shovel ready development; and

WHEREAS, it is incumbent upon the State of New York to demonstrate its commitment to improving critical infrastructure in Orleans County to facilitate economic development and job creation providing the State share for Bates Road Reconstruction Project-Phase II in the Towns of Shelby and Ridgeway and the Village of Medina; and

WHEREAS, not providing the anticipated Marchiselli funding match, the State of New York will place a greater share of the project costs onto the local real property taxpayer; therefore, be it

RESOLVED, that this Legislature requests that the State of New York Department of Transportation to allocate Marchiselli funding for the construction component of the Bates Road Reconstruction Project – Phase II.

FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Cuomo, Senator George R. Maziarz, Assemblyman Steve Hawley, Supervisor Merle Draper, Town of Shelby; Supervisor Brian Napoli, Town of Ridgeway; Mayor Andrew Meier, Village of Medina; Jim Whipple, OCEDA; and any others deemed necessary.

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*Resolutions 210-230*

Moved, Eick; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Eick moved to adjourn; second by Legislator Smith. Meeting adjourned at 4:59 PM.



**LEGISLATURE MEETING**

July 11, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

During open discussion, Allen Lofthouse, Kendall, in regards to Resolution No. 234-712 he asked what a Memorandum of Understanding is. County Attorney Schubel stated that it is a lengthy agreement between the sites that are listed and the Department of Health to do vaccinations in the event of a mass emergency in the minority population. The memorandum allows the Department of Health to come onto the listed sites, which indemnifies them from any circumstance that arises from the visit. A Memorandum of Understanding is just another way of saying “contract” or “agreement”. Mr. Lofthouse questioned Resolution No. 237-712. He asked how the county enters into the HEAP program and how the 4% fuel tax is considered. Commissioner Kuryla explained that this is an agreement between DSS and the Office for the Aging to be an alternative site to take the HEAP applications for the senior citizens. It saves the seniors from coming upstairs to a busier environment and keeps a familiar face to work with. There no county cost what so ever, it is 100% reimbursable through the federal government. Legislator Allport added that the homeowner receives a bill from the supplier and then an assistance check is sent to help pay for the bill, so there is tax on the bill that is being paid. Chairman Callard also added the money is simply a flow through of federal money and there is no county cost. Mr. Lofthouse commented on Resolution No. 238-712 and 239-712 asking what the price difference would be for the vests for the probation department and the sheriff’s office. CAO Nesbitt answered that the two resolutions are for different purposes. One is for the amount of grant money that is to be reimbursed and the other is for the actual purchase of the vests. There is a difference in cost if the vest is special ordered for a person of larger carriage.

Paul Lauricella, Yates, asked if this Legislature thinks Resolution No. 236-712, an agreement between Real Property and Pictometry International is a bit invasive. Chairman Callard replied with an emphatic no. Mr. Lauricella continued that Google Earth is free to everyone and they update it every six months. Dawn Allen, Director of Real Property explained that Google Earth is a very nice website, however with Pictometry our department can overlay the tax maps on the images that are

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*Resolutions 231-242*

provided. With this software we have the ability to measure buildings and calculate the pitch of a roof. Barry Flansburg, Assessor for the Towns of Barre, Oakfield, Byron, and Elba added that Google Earth only gives you a picture of property. Pictometry is a flyover of the entire county and merges it with the surrounding counties. It also allows us to look at the property from five different angles and then overlay the tax maps over that. This will tie in with tax maps and property records. Dawn Allen added that when a property is selected, the owners name, tax map number, and address come up. The program will allow us to overlay the utility line map and also allow the 911 communications center to access it in emergency situations. Mr. Lauricella asked if Pictometry should have permission from the homeowners, since they do own the airspace above the property. He also added that he feels that this is something that will be open to lawsuits down the road. Barry Flansburg, stated the Pictometry is an international company that conducts its business worldwide. Chairman Callard stated that when you own property, you don't own airspace. Barry Flansburg continued by stating that the NYS Office of Real Property, under rules and regulations for assessing Towns and Counties qualify for assessment aid from the State, if they contract with Pictometry International, and the photos are within three years old. The State has already said it is not an invasion, because it qualifies in the municipalities for State Aid. We need an upgrade here because the 2005 flyover no longer qualifies us for aid.

William Walters, Albion asked that the speakers identify themselves once again. They did as requested.

Legislator Eick commented on the Bates Road project in the Village of Medina and Towns of Ridgeway and Shelby. Last meeting a resolution was passed to urge the State to re-appropriate the funds that had previously been promised to redo this road. Word has come down that the money will be appropriated to finalize this project. Chairman Callard added that two weeks ago the State said those monies have been depleted, but now there is the question if they had ever been used. This is a fine example of municipalities within the County working in conjunction with our State Senator and Assemblyman.

Legislator Smith attended a meeting in Spencerport on June 27 in reference to the Rte 531 extension. The State did an overview of the project and they are projecting a completion date of August 2015. All of the engineering work is done. The total cost of this project will be 16

million dollars. He reviewed a brochure that explained the proposed project. The Rte 531 extension will run as a four lane highway on Rte 31 then reduce to a two lane highway.

Legislator Eick moved to add three resolutions to the agenda; second by Legislator Bower. Motion carried. The following resolutions were then presented for adoption:

**RESOLUTION NO. 231-712**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	522-688	\$481,716.24
Highway	20-41; 32-62	\$371,779.68
Nursing Home	1041-1049; 25137- 25178	\$160,844.95
Job Development	No Claims	
Self Insurance	50535-50536; 50605	\$461.00

Moved, Eick; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 232-712**

**AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE/JAIL**

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RESOLVED, that this Legislature authorizes the filling of a vacant full-time Correction Officer (3150.04) in the Sheriff's Office, at the Jail, at Grade 5 of the Orleans County Sheriff's Employee Association Salary Schedule, effective July 12, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 233-712**

AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM AND APPROVING APPOINTMENTS TO THE ALTERNATIVES TO INCARCERATION BOARD

RESOLVED, that this Legislature authorizes the continuance of the Alternatives to Incarceration Program, at a cost of \$61,072, with \$5,531 being reimbursed to the county, leaving a county cost of \$55,541; effective July 1, 2012 through December 31, 2013; and be it

FURTHER RESOLVED, that this Legislature approves the following appointments to the Alternatives to Incarceration Board, term expiring December 31, 2013:

<b>NAME</b>	<b>REPRESENTATION</b>
James P. Punch	Supreme Court Judge
David B. Callard	Chairman of Legislature
Joseph Cardone	District Attorney
Sanford Church	Public Defender
Dawn Keppler	Magistrates
Lucille Welch	Probation Director
Scott D. Hess	Sheriff
Lynne Johnson	Legislator
Thomas Drennan	Chief Deputy/ATI Coordinator
Bonnie Ruhlen	Crime Victim
James Graziano	Director of Community Services
Kathy Hodgins	GCASA
Charles Nesbitt, Jr	CAO

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 234-712**

**APPROVING MEMORANDUM OF UNDERSTANDING FOR  
SPECIAL POPULATION GROUPS WITHIN ORLEANS COUNTY**

WHEREAS, the Orleans County Health Department has a responsibility for the health of all persons in the community including planning and preparing for a large scale health event that may include mass vaccination or prophylaxis; and

WHEREAS, this MOU takes such an event into consideration, providing for the health of the seasonal migrant laborers and their families and other potential special populations who may benefit from this MOU; and

WHEREAS, seasonal/migrant laborers and their families and other special population groups could be at risk due to language and/or cultural diversity in such an event; be it

RESOLVED, that this Legislature approves the Memorandum of Understanding between the Orleans County Health Department and the following partners willing to provide a host site and/or facilitate operations in the event of an emergency:

ABCD/Agri-Business Childcare Development Center, Holley, NY  
Orchard Dale Fruit Farm Inc., Waterport, NY  
Lamont Fruit Farm Inc., Waterport, NY  
Oak Orchard Community Health Center  
Liaison to Farmers

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 235-712**

**AUTHORIZING SETTING UP NEW MONEY IN THE CONTROL OF  
ANIMALS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Control of Animals budget for donations to the Orleans

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County Animal Shelter received from Mr. and Mrs. Thomas Kinton and Mr. and Mrs. Terry Glenn in memory of Jeffrey D. VanSlyke, as follows:

Revenue:

A2705	Gifts and Donations	\$20
A2705	Gifts and Donations	\$25

Appropriation:

A3510.418	Other Contractual Expenses	\$45
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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 236-712**

APPROVING AGREEMENT BETWEEN REAL PROPERTY TAX  
DEPARTMENT AND PICTOMETRY INTERNATIONAL  
CORPORATION

WHEREAS, the last Orleans County flyover was conducted more than 7 years ago and, many surface features and structures have changed; and

WHEREAS, it is imperative that this reference be current for County and municipal coordination of critical services including EMS, planning, property assessment, and security; and

WHEREAS, this Legislature has received, to date, resolutions of support from the Towns of Albion, Barre, Clarendon, Kendall, Murray, Ridgeway, Shelby, and Yates to partner with Orleans County; be it

RESOLVED, that this Legislature approves the agreement between the Real Property Tax Department and Pictometry International Corporation, 100 Town Center Dr., Ste A, Rochester, NY 14623 to provide a series of 3 flyovers over a period of nine years at a cost of \$75,812.50 for flight #1. Costs to be divided among the County and Towns, payable over 3 years. County cost \$21,000.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 237-712**

APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF  
SOCIAL SERVICES AND THE OFFICE FOR THE AGING

RESOLVED, that this Legislature does hereby approve the agreement between the Department of Social Services and Office for the Aging, Albion, NY for the provision of outreach activities for Low Income Home Energy Assistance Program (HEAP) recipients; to be effective August 28, 2012 through August 27, 2013 at a cost of \$17,500. County cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 238-712**

AUTHORIZING THE SHERIFF TO APPLY FOR FUNDING

RESOLVED, that this Legislature authorizes the Sheriff to apply for funding from the Bullet Proof Vest Partnership in the amount of \$3,839.93 for the purchase of 7 bullet proof vests for Orleans County Probation, to be reimbursed at 50%; and be it

FURTHER RESOLVED, the terms of the application will be contingent upon County Attorney and Chief Administrative Officer review and approval.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 239-712**

AUTHORIZING THE PURCHASE OF BULLET PROOF VESTS

RESOLVED, that this Legislature authorize the Sheriff to purchase 22 bullet proof vests (NYS Contract #PC-64784) in the amount of \$14,850 from United Uniform, to be paid from A3110.415- Uniform & Cleaning Allowance; reimbursed 50% from current Bullet Proof Vest monies.

Moved, Bower; second, Johnson.

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Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson stated that this is next step in the completion of the long anticipated radio reband project. It seems like this has been never-ending on the horizon, but this is a major agreement that has taken place. Many thanks go to our Chief Administrative Officer, Chuck Nesbitt and our Director of Emergency Management, Paul Wagner for all of the work that has been done on this project. It is with excitement that the following resolution is moved:

**RESOLUTION NO. 240-712**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND SPRINT NEXTEL WITH REGARD TO REBANDING OF THE PUBLIC SAFETY RADIO SYSTEM**

WHEREAS, the FCC has mandated that all Public Safety 800MHz radio systems in the United States are required to reband; and

WHEREAS, Orleans County is in the Federal Communications Commission's Wave 4 region for the purposes of rebanding the 800MHz radio system and has conducted negotiations with Sprint Nextel and the FCC Transition Administrator; and

WHEREAS, Orleans County and Sprint Nextel have reached an agreement as to various cost and reimbursement issues; be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to sign the agreement with Sprint Nextel to complete the reband of the Orleans County radio system. The terms of the agreement will be contingent upon County Attorney and Chief Administrative Officer review and approval.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 241-712**

**AUTHORIZE SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET**



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RESOLVED, that this Legislature authorizes the Treasurer to set up additional Homeland Security Funds from FY2009 NYS Homeland Security monies as follows:

Revenue:		
A4308	Homeland Security	\$42,636.78

Appropriation:		
A3110.486	Special Grants-Sheriff	\$42,636.78

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 242-712**

**AMENDING RESOLUTION AUTHORIZING FILLING A VACANCY  
IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, Resolution No. 218-612 authorized filling the position of Coordinator of Administrative Services (Position #4310.12) at Grade 7 of the Management Compensation Plan, effective July 2, 2012; be it

RESOLVED, the Director of Mental Health is authorized to offer a new hire, holding a Masters Degree from an accredited college or university, up to Grade 7, step 7 and as an employee with two years of service for the purpose of earning Annual Leave per the Management Compensation Plan.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 4:59 PM.

## LEGISLATURE MEETING

July 25, 2012

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Chairman Callard called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Traffic Diversion Program has reported their Distribution of Revenue for the period of April 1 through June 30, 2012. The Arc of Orleans County is requesting to have a banner placed on the Courthouse Square from July 30<sup>th</sup> to August 2<sup>nd</sup> to promote the 10<sup>th</sup> Annual Signature Series Reception and Silent Auction which will be held on September 14, 2012. The Board approved this request.

Chairman Callard welcomed back the Clerk of the Legislature after being out several weeks recuperating and wished Melissa Blonar, Director of Office for the Aging, well as she will be having her first new born arriving very soon.

During open discussion, Dan Schuth, District Manager for Orleans Soil and Water, announced that they received notification of approval of a grant in the amount of \$335,569 through NYS Ag and Markets Ag Nonpoint Source Pollution Control Program. This money will be directed towards farmers to assist them in reducing contaminated run off from cattle feeding areas. This is run off that is high in phosphorus and nutrients causing pollution and problems within our waterways in Orleans County. This is a cost share grant where farmers will be contributing to this money as they implement their projects. Total economic benefit to the county will be around \$600,000 in addition to the improved water quality to residents and visitors.

Chairman Callard asked Mr. Schuth if this is a new grant in Orleans County. Mr. Schuth responded that Ag & Markets are calling this their round 18 grant time. Mr. Schuth said that the Ag Chemical Mixing Facilities fell under rounds 13 and 14, which we were involved in before. It is a similar process where farmers share in part of the costs.

Legislator Rush added that this is not a new grant, but an addition to other grants. It is added money to do more project with. Mr. Schuth stated that

it is a competitive process in that there were 74 applicants and we placed number 22.

Legislator Allport shared that Veterans Administration has 131 national cemeteries in 39 states with 4 million residents from the revolutionary war to today, with approximately 19,000 acres. He thinks that is amazing and that these patriots have been given such a good resting place. He said that the veterans take care of these sites themselves. If anyone knows of a veteran who has not registered with the Veteran's Administration, please have them do it because they have earned these benefits. Veterans can't receive benefits unless they register. Legislator Allport stated that they should get everything they have coming to them and more because they have earned it.

Legislator Allport also spoke about the Meals on Wheels program which is administered by OFA who contracts with the ARC of Orleans County to prepare the meals for the program. This program is for anyone who is over age 60, regardless of financial status and who is home bound. Legislator Allport indicated that the meals are delicious and people are eating well. He encourages anyone who knows of any Senior Citizen who meets these requirements to contact Office for the Aging to receive these nutritious meals.

Legislator Eick stated that he went by the Marine Park during the Tuesday Night concert and was amazed as to the number of attendees he saw and the good music that was playing.

The following resolutions were presented for adoption:

**RESOLUTION NO. 243-712**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,

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the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	696-829	\$454,240.65
Highway	42-44	\$168,671.63
Nursing Home	1052-1059; 25179-25203	\$214,798.13
Job Development	1022-1029	\$13,701.86
Self Insurance	1002; 50603-50604	\$14,405.28

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard mentioned that the Treasurer's report was submitted and asked if Treasurer Heard wished to comment. Chairman Callard stated that the figures look very good. She stated that in June state and federal aid was received. We had not received any aid in the prior two months before that.

Legislator Smith moved to approve an agreement with Hillside Children's Center; seconded by Legislator Allport. Legislator Allport stated that this is a mandated service for children with extreme issues. Commissioner Kuryla added that this is institutional foster care that cannot be provided at a local level. Specialists are involved that have to deal with substance abuse, complex behavior problems, and many other issues that can be dealt with locally. The following resolution was adopted:

#### **RESOLUTION NO. 244-712**

#### **APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND HILLSIDE CHILDREN'S CENTER**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and Hillside Children's Center, Rochester, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 245-712**

**AUTHORIZING FILLING OF VACANCIES IN THE HIGHWAY  
DEPARTMENT**

RESOLVED, that this Legislature hereby authorizes the filling of the vacant full-time position of Automotive Mechanic (Position 5110.25) at Grade H3 of the CSEA Salary Schedule; effective August 6, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of the vacant full-time position of Motor Equipment Operator at Grade H2 of the CSEA Salary Schedule; effective August 6, 2012.

Moved Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 246-712**

**AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF  
MENTAL HEALTH**

RESOLVED, that this Legislature does hereby authorize the filling of one full-time vacant Supportive Case Manager position (4310.39) in the Department of Mental Health at Grade 18 of the CSEA Salary Schedule; effective August 6, 2012

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve two agreements for the Public Health Department; seconded by Legislator Rush. Chuck Nesbitt, CAO, pointed out that after discussions with the Albion Water Treatment Plant, they will be able to complete some of the water tests that are normally sent to Erie County, therefore keeping our costs down in transportation and giving the revenue to the Village of Albion, which is a win-win situation for our County. The following resolution was adopted:

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**RESOLUTION NO. 247-712**

**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Albion Water Treatment Plant; 961 Wilson Rd, Waterport, NY 14571, to provide water sampling services for the various programs within the Orleans County Health Department. Contract period July 25, 2012 through December 31, 2013. Reimbursement from NYS Water grant, State Aid, and private pay individuals. No County Cost.

NYS Department of Health Immunization Program Rm 649, Corning Tower, Empire State Plaza, Albany, NY 12237-0627, to provide Immunizations for the eligible children and adults residing in Orleans County. Contract Period April 1, 2012 through March 31, 2013. Contract amount \$30,000. Contract# C023261. Reimbursement from New York State Department of Health. No County Cost; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign agreements contingent on the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 248-712**

**ADOPTING ADDITIONS TO CERTIFIED AGRICULTURAL DISTRICTS**

WHEREAS, Article 25AA of State Agricultural and Markets Law provides for the addition of predominantly viable agricultural land into existing, certified agricultural districts following an annual thirty day enrollment period and public hearing; and

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WHEREAS, said enrollment period occurred in June 2012 and proper notice was provided and a public hearing was held on July 11, 2012; therefore, be it

RESOLVED, that additions to Agricultural Districts No. 1, 2 and 3 of twenty-three whole tax parcels of predominantly viable farmland be adopted as identified by numbers 2.00-1-32, 15.00-1-11.12, 16.00-1-6.2, 16.00-1-7, 29.00-1-41.111, 29.00-1-41.112, 29.00-1-43, 36.00-3-10.11, 36.00-3-17, 36.00-3-19, 40.00-3-27, 40.00-3-29, 40.00-3-33, 41.00-1-38.1, 41.00-1-38.211, 41.00-1-38.23, 51.00-1-40, 53.00-1-34.11, 81.00-1-38.2, 93.00-1-66, 95.00-1-66, 118.00-1-41.112, 118.00-1-41.122; and be it

FURTHER RESOLVED, that a Notice of Determination of Non-Significance - Negative Declaration shall be filed in the absence of a significant effect of this action on the environment, pursuant to Article 8 of Environmental Conservation Law.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to cancel the first Legislature meeting in August. After we looked back over the years many of the Department Heads are away on vacation during that time and expect very few resolutions so that is why we have it on the agenda today. Legislator Johnson seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 249-712**

**CANCELING FIRST LEGISLATURE MEETING IN THE MONTH OF AUGUST**

RESOLVED, that the Legislature meeting held on the second Wednesday in the month of August (August 8, 2012) will be canceled.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 250-712**

**AUTHORIZING TREASURER TO PROCESS AND RELEASE  
ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, the first Legislature meeting in August has been canceled; be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of August 8, 2012:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	843-982	\$285,265.49
Highway	45-68; 63-85	\$394,368.05
Nursing Home	1061-1069; 25204-25266	\$220,171.37
Job Development	No Claims	
Self Insurance	1003;50724,50726	\$3,821.72

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 251-712**

**APPROVING LEASE AGREEMENT BETWEEN PUBLIC DEFENDER  
AND TOSHIBA BUSINESS SOLUTIONS**

WHEREAS, the Public Defender's Office has a 2001 copier that is obsolete and has become very expensive to maintain because of the unavailability of parts; be it

RESOLVED, that this Legislature approves a lease agreement between the Public Defender's Office and Toshiba Business Solutions, 6000 N. Bailey Ave, Amherst, NY 14226, for a 60-month lease of a



Lexmark XS463de multifunctional black and white machine at a price of \$28 per month using New York State Contract pricing; and be it

FURTHER RESOLVED, that this Legislature approves a \$17.90 per month service agreement which includes supplies and maintenance with a 3% annual increase during the term of the lease under New York State Contract pricing; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign agreement contingent on the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 252-712**

AUTHORIZING PARTICIPATION IN THE EMERGENCY MANAGEMENT PERFORMANCE GRANT FOR FEDERAL FISCAL YEAR 2011

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for funding through the FY2011 Emergency Management Performance Grant (EMPG FY 11); said program to support the Emergency Management Office and its programs, through readiness of personnel and administrative expenses that support improvement of readiness, response and recovery activities for all hazards, from October 1, 2010 through September 30, 2011, in the amount of \$20,168.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 253-712**

AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.40) position in the Sheriff's Office, at the Jail, at \$11.14 per hour effective July 26, 2012.

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 Moved, Bower; second, Johnson.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 254-712**

**APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS**

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/month
<b>ELECTED OFFICIALS</b>					
Legislator	Donald Allport	6	1/1/2012-12/31/2013	N	3.11
Legislator, Chairman	David Callard	6	1/1/2012-12/31/2013	N	14.13
Legislator	William Eick	6	1/1/2012-12/31/2013	N	6.00
Legislator	Lynne M. Johnson	6	1/1/2012-12/31/2013	N	10.14
<b>APPOINTED OFFICIALS</b>					
County Attorney	David Schubel	6	1/1/2012-12/31/2013	N	16.67
1 <sup>st</sup> Asst County Attorney	John Gavenda	6	1/1/2012-12/31/2013	N	12.52
2 <sup>nd</sup> Asst County Attorney	James Bell	6	1/1/2012-12/31/2013	N	9.54
Public Defender	Sanford Church	6	1/1/2012-12/31/2013	N	20.23
1 <sup>st</sup> Asst Public Defender	Patricia Pope	6	1/1/2012-12/31/2013	N	12.48
2 <sup>nd</sup> Asst Public Defender	Dominic Saraceno	6	1/1/2012-12/31/2013	N	15.61
3 <sup>rd</sup> Asst Public Defender	Nathan Pace	6	1/1/2012-12/31/2013	N	7.96
Medical Director/ Coroner's Physician	Thomas Madejski, MD	6	1/1/2012-12/31/2013	N	7.75

and be it

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FURTHER RESOLVED, the above list reflects only those elected and appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do not participate in our time reporting system; and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 255-712**

**AUTHORIZING THE COUNTY TREASURER TO DECREASE PETTY CASH MONIES FOR SUPPORTIVE CASE MANAGER AND INTENSIVE CASE MANAGER POSITIONS AT MENTAL HEALTH**

WHEREAS, the State Office of Mental Health requires that all Intensive Case Managers and Supportive Case Managers carry cash for specific client needs; and

WHEREAS, the Intensive Case Managers and Supportive Case Managers need to carry \$75 and at least \$100 is needed to reimburse receipts and voucher the expenditures biweekly to the Legislature; and

WHEREAS, the Mental Health Department has been reduced from five Case Management positions to three Case Management positions (one Intensive Case Manager and two Supportive Case Managers) due to layoffs; be it

RESOLVED, that this Legislature authorizes the County Treasurer to reduce petty cash monies by \$150.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

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Legislator Bower moved to accept donations to the Orleans County Animal Shelter which we have received several over the years. It goes to the credit of the Animal Shelter and the people that staff it who give excellent care to the animals and it shows that the people of our area appreciate it. Legislator Johnson seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 256-712**

**AUTHORIZING SETTING UP NEW MONEY IN THE ANIMAL CONTROL BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Animal Control budget for donations to the Orleans County Animal Shelter received from Mr. and Mrs. B. Scott Clark and Mr. and Mrs. Thomas McVeigh in memory of Jeffrey D. VanSlyke, as follows:

Revenue:

A2705	Gifts and Donations	\$250
A2705	Gifts and Donations	\$30

Appropriation:

A3510.418	Other Contractual Expenses	\$280
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Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 257-712**

**APPROVING PAYMENT OF POSTAGE COSTS FOR ANNUAL MAILING TO REGISTERED VOTERS OF ORLEANS COUNTY**

RESOLVED, that this Legislature approves the payment of postage costs in the amount of \$5,105.47 for mailing of the annual mail check postcards by NTS Data Services, Niagara Falls, NY to all registered voters of Orleans County advising them of the 2012 Primary and General Election dates and other relevant voter information, pursuant to New York State Election Law.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to purchase human rabies vaccine. Legislator Eick asked Public Health Director Paul Pettit to explain the purchase. Mr. Pettit stated that we entering into our busy rabies season. We have some ongoing post exposure treatments that we need to provide vaccines for. These purchases are a requirement of Public Health law to treat anyone who has been exposed to a potentially rabid animal. Unfortunately it is a very costly vaccine and we need to have it available. We are entering into an active bat season. Legislator Rush seconded the motion. Legislator Allport made an important note that if someone has a bat in the house over the night, don't open the window and let it out. If you report that it was present, you will be mandated to be treated as though it bit you because you may not be aware that it bit you or came in contact with you. You should keep it so it can be tested to avoid any post exposure treatments. It holds true to any animal you think maybe rabid. Having it tested can avoid these treatments. Legislator Smith asked in terms in the dollars we spent this year versus last year, was it all spent. Mr. Pettit stated that we average 19 to 20 cases per year. As Legislator Allport stated that the more people are aware of having the animal tested, which bats 90% of those tested are negative but if we don't have a bat to test, then we have to go under the assumption of the bat was exposed. The following resolution was adopted:

**RESOLUTION NO. 258-712**

**AUTHORIZING EMERGENCY PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of approximately 5 residents at a cost of \$13,706.05 to be paid from the Health Department Budget account A4010.409 – Vaccines and Medications.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 259-712**

**APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Nursefinders of Rochester; 1900 S. Clinton Ave, Rochester, NY 14618, for the provision of temporary staffing services – Certified Nursing Assistant at \$23/hr; Registered Nurse at \$48.25/hr; Licensed Practical Nurse at \$37/hr; and RN Supervision at \$51.50/hr; effective March 1, 2012 through February 28, 2015.

Angelica Textile Services; 1-3 Apollo Dr., Batavia, NY 14020, for the provision of emergency linen service in the event of a shutdown of internal laundry service, at a cost \$.75/pound; effective May 14, 2012 through May 13, 2013; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign agreements contingent on the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to select Philips Lifeline for Personal Emergency Response Services; seconded by Legislator Allport. Legislator Allport stated that this is a critical service to allow people to stay in their homes. We have 292 clients that are on lifeline and we have 12 clients on Emma Reed, which is for those that can't afford the service. Melissa Blonar, Director of Office for the Aging, stated that it is a wonderful service. In case of an emergency, they have a necklace that they wear where they can push it anywhere in the home. It doesn't even have to be an emergency situation; it will call local responders on record. The following resolution was adopted:

**RESOLUTION NO. 260-712**

**APPROVING RFP SELECTION OF PHILIPS LIFELINE FOR PERSONAL EMERGENCY RESPONSE SERVICES**

WHEREAS, the Orleans County Office for the Aging issued an RFP for personal emergency response services June 1, 2012; and

WHEREAS, three proposals were received on June 30, 2012 and reviewed by the Office for the Aging; and based upon the review it was recommended to select Philips Lifeline, 111 Lawrence St, Framingham, MA 01702; now, therefore be it

RESOLVED, that this Legislature hereby authorizes Philips Lifeline to provide emergency response services for the Orleans County Office for the Aging with a formal agreement to be submitted for approval in August. No county cost.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 261-712**

**APPROVING AGREEMENT EXTENSION WITH DILCHER EXCAVATING & CONTRACTING**

WHEREAS, Resolution No. 69-212 approved an Agreement with Dilcher Excavating & Contracting to construct the south stairway at Orleans County Marine Park; now, therefore be it

RESOLVED, that this Legislature hereby authorizes extension of said agreement, with no change in county costs, through December 31, 2012.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to create and fill temporary positions for the HEAP season; seconded by Legislator Allport. Commissioner Kuryla stated that this is a Federal program which there is no local cost to provide the service. These additional people are requested every year at this time

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of the year. During the HEAP season the department processes between 2000 and 2200 cases so additional personal is needed to administer this program. The following resolution was adopted:

**RESOLUTION NO. 262-712**

**AUTHORIZING CREATING TEMPORARY POSITIONS IN  
DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature authorizes the creation of temporary positions in the Department of Social Services for implementation of the Home Energy Assistance Program (HEAP) to be reimbursed with 100% Federal funds, as follows:

Full-Time Social Welfare Examiner effective August 1, 2012 through March 31, 2013 at Grade 13 of the CSEA Salary schedule;

Full-Time Social Welfare Examiner effective November 1, 2012 through May 31, 2013 at Grade 13 of the CSEA Salary schedule;

Full-Time Clerk effective November 1, 2012 through April 30, 2013 at Grade 7 of the CSEA Salary schedule;

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created temporary positions.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 263-712**

**AUTHORIZING FILLING A VACANCY IN THE DEPARTMENT OF  
SOCIAL SERVICES**

RESOLVED, that this Legislature, as a result of a retirement, does hereby authorize the filling of a vacant full-time Caseworker position (6010.0225) in the Department of Social Services at Grade 16 of the CSEA Salary Schedule effective August 31, 2012.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 264-712**

**APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN  
THE TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS**

RESOLVED, that this Legislature approves the annual software subscription service between the Orleans County Treasurer's Office and KVS Information Systems, 821 Maple Rd, Williamsville, NY 14221 covering all programs relating to the County Treasurer's Office, Personnel Office, and Budget Officer at a cost of \$7,176; effective August 1, 2012 through July 31, 2013, to be paid from the respective budgets, as applicable.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to adjourn; second by Legislator Eick. Meeting adjourned at 4:58 pm.

## LEGISLATURE MEETING

August 22, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Pastor Douglas Holmes of the Albion Presbyterian Church, the Clerk called the roll. All Legislators were present, with the exception of Legislator Johnson.

The Clerk presented the following communications: GCASA will be holding an Open House at their new office location of 249 East Avenue, the former Knights of Columbus Building, on September 11<sup>th</sup> between 4–6 p.m. The ribbon Cutting Ceremony will take place at 4:30 p.m. followed by tours. On September 25<sup>th</sup> a land use workshop will be held at Niagara County Community College in Sanborn. This workshop, sponsored by Orleans County Planning Board and Niagara County Department of Economic Development, will commence at 5:00 p.m. Registration deadline is September 18<sup>th</sup>. There is no training scheduled in Orleans County for the rest 2012. By attending all three sessions, four training hours will be credited, meeting the mandatory annual training requirement. Larry Montello, Commander of the Butts Clark Post 3204 in Medina wishes to invite everyone to the Tribute to the Fallen Heroes Ceremony on Tuesday, September 11<sup>th</sup> at 10:00 a.m. at the Elks Lodge on West State Street in Albion. Also, an invitation is open to all to attend the Candlelight Vigil at the County Court House lawn in Albion at 6:00 p.m. At this time Mr. Montello is requesting permission to use the Courthouse grounds, power, and to hang the 911 Flag on the pole for the Candle Light Vigil and also permission to post the banner on the lawn to advertise this event. The Legislature approved this request. Karen Watt, owner of Watt Farms, is requesting permission to post a banner on the Courthouse lawn to announce the American Cancer Society Making Strides against Breast Cancer Walk scheduled for October 14<sup>th</sup> at Watt Farms. The Legislature approved this request. State of New York Office of Real Property Tax Services has sent the List of Certified 2012 State Equalization Rates for the 2012 assessment rolls for Orleans County municipalities and has been filed in our office. New York State Department of Agriculture and Markets has certified that the land included in the Orleans County Agricultural Districts is viable agricultural land, and as proposed is feasible and shall serve the public interest in assisting in maintaining a viable agricultural industry within the Districts.

Economic Assistance and Opportunity Committee Chairmen Henry Smith and Donald Allport presented a Special Recognition Certificate to Christine Kinsey, upon her retirement, for 35 years of Service to the County of Orleans and to the Department of Social Services. Thomas Kuryla, Commissioner and Holli Nenni, Deputy Commissioner of Social Services were also present for her recognition. Ms. Kinsey stated that it has been an honor and privilege to serve the county for this length of time. She said there are a lot of great things happening, and will continue to happen because of all of the dedicated people in the Department of Social Services. She thanked the Legislature for all the work they do for the betterment of Orleans County.

During open discussion, Allen Lofthouse, Kendall, inquired about Resolution No. 276-812. He asked for the amount of time allocated by the caseworker at the Kendall Central School. Tom Kuryla, Commissioner of DSS, indicated it is 65% of the caseworkers 35 hour week. He further explained that preventative services are mandated by the State of New York. The caseworker goes to the school to head off any of the struggles or issues before they get out hand. The caseworker may also conduct services to the family doing whatever is necessary to prevent trouble down the road or even eventual placement into foster care. The local DSS expense is nothing. The cost break down includes 50% is paid by federal, 31% paid by State, and 19% paid by the School. Mr. Lofthouse indicated that he pays the school share, which is a local cost to him. Mr. Kuryla will follow up with Mr. Lofthouse with more of the details.

Paul Lauricella, Lyndonville, commented on the tobacco presentation. He stated that the federal government does subsidize tobacco growers; it is in the farm bill. He does not think it is government's business at the reservations to tell store owners that they need to pay sales tax on cigarettes. Possibly they should ban tobacco products from being sold. He believes it is hypocritical that Towns are falling into this politically correct anti smoking campaign when they are sharing tobacco sales with the County. In summary, he feels that the government is infringing on people's constitutional rights by the restrictions placed on tobacco users. People should not have pressure from government or groups who are getting money from taxpayers to push this anti smoking propaganda.

Legislator Allport further explained the DSS/Kendall Central School contract in which it is about \$14,000 being paid by the School District for these preventative services.

Legislator Allport congratulated the Major Felony Crime Task Force for their success this year. He announced that the ARC Signature Series will be held on September 14<sup>th</sup> at Hickory Ridge. He expressed that the ARC provides very critical services to our County. Legislator Allport also discussed his hand out that pertained to Agenda 21. He stated that it was written by the United Nations to be a global policy and was created by one of the leading socialists at that time. In 1993, President Clinton's administration propelled that into the US. Currently there are approximately 600 municipalities throughout the country that have signed on to this. This is to remove private land rights. Life, liberty, and the pursuit of happiness, our founders realized that in order for our countries to grow and achieve greatness, land needed to be in the private sector rather than owned by the King. This agenda, which is very active in the United States, is to remove private land ownerships and have a group counsel at the global level to decide how the land should be used. Legislator Allport stated that the reason he looked into this was because of our Resolution No. 131-412. At the time it was presented, he looked into it and checked NYSERDA and NYPA. He thought it was another useless NYS program to try to look like they are pro-business when he firmly believes they are anti-business. The term "greener communities program" just tugged at him. He thinks green technology is a scam. If green energy is there, the private sector would be buying it and using it, not going bankrupt. He further stated that the organization that pushed ethanol to replace fossil fuels to run our cars is now on TV saying that burning ethanol is worse than burning fossil fuels. His original thing with ethanol was to replace the MTBE's agent in gasoline because the government decided it was cancer forming. He asked that everyone investigate this and we should back out of Resolution No. 131-412 and get out of this program. He obtained the book, *Behind the Green Mask*, written by Rosa Koire and it distinctly linked New York State to Agenda 21. He would like to talk about overturning Resolution No. 131-412.

The following resolutions were presented for adoption:

**RESOLUTION NO. 265-812**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710

of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	996-1141	\$450,392.49
Highway	No Claims	
Nursing Home	1074-1080; 25267- 25293	\$177,639.40
Job Development	1036-1048	\$24,151.73
Self Insurance	1004; 50725, 50797	\$6,517.30

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 266-812**

APPROVING AGREEMENT EXTENSION BETWEEN PROACT, INC.  
AND THE COUNTY OF ORLEANS

WHEREAS, Resolution No. 209-609 approved an agreement with ProAct, Inc. to provide Prescription Discount Card Program services to the residents of Orleans County at no cost to the taxpayers of Orleans County; now, be it

RESOLVED, that this Legislature hereby authorizes extension of said Agreement, with no county cost, through December 31, 2013.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

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**RESOLUTION NO. 267-812**

**APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING  
AND PHILIPS LIFELINE SYSTEMS**

WHEREAS, Orleans County Office for the Aging has provided PERS (Personnel Response Systems) since 1983; and

WHEREAS, the PERS system has always been monitored locally; initially at Arnold Gregory Hospital, then Orleans County Nursing Home, and for the past twenty years at the 911 Dispatch office; and

WHEREAS, local monitoring will no longer be an option effective December 31, 2012, an RFP was sent; and

WHEREAS; Resolution No. 260-712 approved the RFP from Philips Lifeline on July 25, 2012; now, be it

RESOLVED, that this Legislature approves the agreement between the Office for the Aging and Philips Lifeline for Personal Response Systems and Central Monitoring Services, effective for an initial term of September 1, 2012 thru December 31, 2013, at no County cost; and be it

FURTHER RESOLVED, that this agreement shall continue in effect upon the same terms and conditions for one (1) successive year "renewal term" upon written agreement by all parties for up to four (4) additional renewal terms; final expiration on December 31, 2017.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 268-812**

**AUTHORIZING MASTER LEASE PAYMENT TO DELL FINANCIAL  
SERVICES**

WHEREAS, Resolution No. 72-212 authorized a Master Lease agreement with Dell Financial Services; therefore be it

RESOLVED, that this Legislature authorizes a lease payment to Dell Financial Services, One Dell Way, RR8 Box 8747, Round Rock, TX

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78682 for 38 leased computer workstations in the amount of \$6,753.47 (PO# 50431) for an annual payment effective March 1, 2012 through February 28, 2013; to be paid from various departments as budgeted in line .222.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Eick moved to approve an agreement with the Health Department and Stepping Stones Learning Center; seconded by Legislator Rush. Legislator Allport stated that this is a mandated program. The county cost is 40.5% and the state pays the rest for early intervention. The following resolution was adopted:

**RESOLUTION NO. 269-812**

**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND STEPPING STONES LEARNING CENTER**

RESOLVED, that this Legislature approves an agreement between the Health Department and Stepping Stones Learning Center – 41 Colebrook Dr., Rochester, NY 14617 to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract Period September 1, 2012 through August 31, 2015. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 270-812**

**AUTHORIZING EXTENSION OF AGREEMENT WITH NEW YORK STATE DEPARTMENT OF STATE FOR IMPROVEMENTS AT MARINE PARK**

RESOLVED, that this Legislature approves Appendix X extending Agreement #M030571 with the New York State Department of State through July 31, 2013; and be it

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FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Agreement #M030571.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

#### **RESOLUTION NO. 271-812**

APPROVING ACCEPTANCE FOR GRANT FUNDING THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to accept monies (\$149,616) from the NYS Division of Criminal Justice Services effective July 1, 2012 through June 30, 2013 for the following block grant funding:

Regular State Aid (RSA) to reimburse the county for probation services.

Probation Eligible Diversion (PED) to provide supervision and treatment to high risk offenders (Drug Court) eligible for services who are in jeopardy of incarceration.

Intensive Supervision Program (ISP) to provide Intensive Supervision to eligible felons who would otherwise be sentenced to incarceration in our local jail or with the New York State Department of Corrections.

Enhanced Sex Offender Supervision (ESSO) of level 2 and level 3 SORA (Sex Offender Registration Act) Registerable Sex Offenders.

Moved, Bower; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

#### **RESOLUTION NO. 272-812**

AUTHORIZING DISTRICT ATTORNEY TO ACCEPT THE STATE AID TO PROSECUTION GRANT RENEWAL WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES



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WHEREAS, the District Attorney has previously obtained several grants for State Aid to Prosecution with the Division of Criminal Justice Services; and

WHEREAS, an application has been submitted to renew said State Aid to Prosecution grant for the year April 1, 2012 through March 31, 2013; be it

RESOLVED, that the District Attorney is authorized to accept the renewal of the Aid to Prosecution Grant in the amount of \$29,200, with the Division of Criminal Justice Services to provide for an experienced 1<sup>st</sup> Assistant District Attorney.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 273-812**

APPROVING AGREEMENT BETWEEN THE BUILDINGS AND  
GROUNDS AND CONCREATIONS, LLC

RESOLVED, that this Legislature approves an agreement between the Buildings and Grounds Division of the Highway Department and Concreations, LLC, 3890 Pike Rd., Batavia, NY 14020 for repairing stone work on the outside steps at the entrances of the Legislature, County Clerk's Office, and Courthouse, per written proposal submitted in the amount of \$6,300 to be paid from Buildings & Grounds account A1620.403 – Maintenance Projects.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 274-812**

SUPPORTING THE CRITICAL NEED FOR THE BROWN STREET  
BRIDGE TO BE REPAIRED OVER THE ERIE CANAL IN THE  
VILLAGE OF ALBION

WHEREAS, the Brown Street Bridge over the Erie Canal in the Village of Albion was closed by NY State Department of Transportation

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(NYSDOT) on July 19, 2012 due to safety concerns identified during an annual bridge inspection; and

WHEREAS, NYSDOT will now begin an evaluation to determine the scope of structural deficiencies and cost to repair; and

WHEREAS, the bridge is a major artery for Village residents, and for patrons of businesses which have recently contributed significantly to economic development and revitalization of the neighborhood and the community; and

WHEREAS, the bridge is one of only three bridges over the Canal in the Village, and is the only one that is not a lift bridge; and

WHEREAS, the lift bridges are sometimes closed for repairs and unavailable for vehicle traffic, including emergency vehicles; now, therefore be it

RESOLVED, the Orleans County Legislature along with the Mayor and Board of Trustees of the Village of Albion recognize the critical needs served by the bridge and therefore desire to have it repaired and reopened as quickly as possible; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to Governor Andrew Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, New York State Department of Transportation, Village of Albion, and any others deemed necessary and appropriate.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

#### **RESOLUTION NO. 275-812**

#### **AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE HEALTH DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Senior Public Health Technician (4010.03) in the Public Health Department at Grade 17 of the CSEA Salary Schedule effective August 29, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Senior Public Health Technician position in the Public Health Department at Grade 17 Step 1 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant part-time Senior Public Health Technician position effective August 30, 2012.

Moved, Eick; second; Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Smith moved to approve agreements with the Department of Social Services; seconded by Legislator Allport. Legislator Allport stated that Snell Farms is a facility for mandated services involving intense specialized care that local foster homes can't provide. Commissioner Kuryla stated that this institution specializes in treatment therapy for sexually abused children which they can't get on the local foster care level. At this present time we do not have any children in Orleans County in this institution. Chairman Callard asked if we have had any in the past. Commissioner Kuryla stated we have had children there in the past. It is an older institution that holds a good reputation. The following resolution was adopted:

**RESOLUTION NO. 276-812**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Department of Social Services and the following agencies:

Snell Farm Children's Center, Bath, NY for the provision of residential foster care services; to be effective July 1, 2012 through June 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

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Kendall Central School, Kendall, NY for the provision of preventive services to children and their families through the assignment of one (1) Social Services Caseworker to the School District; to be effective August 30, 2012 through August 29, 2013. Said services are to be funded 50% Federal, 31% State, and 19% School.

Moved, Smith; second; Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 277-812**

**AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT  
OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the filling of two vacant full-time positions in the Department of Social Services as follows:

Social Welfare Examiner (6010.0402) at Grade 13 of the CSEA Salary Schedule effective August 27, 2012.

Caseworker (6010.0215) at Grade 16 of the CSEA Salary Schedule effective August 23, 2012.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 278-812**

**APPROVING AMENDED AGREEMENT BETWEEN THE MENTAL  
HEALTH DEPARTMENT AND PROFESSIONAL PSYCHIATRIC  
SERVICES, PC**

WHEREAS, Resolution No. 388-1211 approved an agreement with Professional Psychiatric Services for staff psychiatrist services; now, be it

RESOLVED, that this Legislature approves an amendment to the 2012 Agreement with Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Court, Hoboken, NJ 07030,

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effective August 22, 2012. Amendment increases psychiatric hours by 168 at \$131.17 per hour for a cost of \$22,037.00. County cost is 0.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 279-812**

**AUTHORIZING TRANSFER OF FUNDS WITHIN REVENUE ACCOUNTS**

RESOLVED, that the Treasurer is authorized to transfer funds between revenue accounts to make the appropriate accounting as a result of a funding source change as follows:

<u>From:</u>		
A1972	Office for Aging Fees - Local	\$43,289
<u>To:</u>		
A3772	Programs for the Aging – State	\$43,289

Moved, Smith, second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 280-812**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Vicki Weinstein-Finnefrock,, Building 4, Suite 333, 2000 Winton Rd South, Rochester, NY 14610; for Psychiatric nurse practitioner services at a rate of \$125 per hour effective September 1, 2012 through August 31, 2014.

Ivans, Inc. 225 High Ridge Rd, Stamford, CT 06905; for bandwidth connectivity for Medicare billing at a rate of \$101.50 per month effective

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September 2, 2012 through August 31, 2013; and will have twelve month renewal terms through August 31, 2017 for which this contract will be re-evaluated for the continuation of services; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign these agreements subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 281-812**

AUTHORIZING CREATING PART TIME POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to reduce overtime and staffing agency costs; and

WHEREAS, the creation of two part time Certified Nursing Assistant positions will reduce overtime and agency staffing costs at The Villages of Orleans Health and Rehabilitation Center; now, therefore be it

RESOLVED, that this Legislature authorizes the creation of two part time Certified Nursing Assistant (CNA) positions at The Villages of Orleans Health and Rehabilitation Center at Grade 4 of the CSEA Salary Schedule effective August 23, 2012.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 282-812**

GRANTING EXTENSION FOR PAYMENT ON IN REM AUCTION PARCELS

WHEREAS, Resolution No. 153-412 Setting Date and Terms for the Auction of In Rem Tax parcels, indicates the balance of the successful and accepted bids shall be paid to the Orleans County Treasurer by July 31, 2012, unless extended by the County Legislature; and

WHEREAS, time extensions were requested in a timely manner for the following parcels; Parcel #19, Town of Barre; Tax Map #118.-2-24; Parcel #42, Town of Murray; Tax Map #77.17-2-59; Parcel #48, Town of Ridgeway; Tax Map #79.12-3-82 and Parcel #51, Town of Ridgeway; Tax Map #80.9-1-39; now, therefore be it

RESOLVED, that this Legislature grants an extension for the balance due for these parcels for a period of time not to exceed sixty (60) days; and be it

FURTHER RESOLVED, that due to this extension and loss of interest to the County, there will be charge of \$250 per parcel (property with improvements) and a charge of \$100 per parcel (vacant property) for each 30 day period until the property is fully paid, not to exceed 60 days.

Moved, Bower; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Eick moved to purchase additional rabies vaccine; seconded by Legislator Rush. Paul Pettit, Public Health Director, indicated this purchase is to begin treatment for 3 residents who were exposed last week to bats. The following resolution was adopted:

**RESOLUTION NO. 283-812**

**AUTHORIZING EMERGENCY PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of approximately 3 residents at a cost of \$8,223.63 to be paid from the Health Department Budget account A4010.409 – Vaccines and Medications.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 284-812**

**SUPPORTING THE TOWN OF SHELBY'S REQUEST TO THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO TAKE ACTION AT A DANGEROUS INTERSECTION**

WHEREAS, the Town of Shelby has identified the intersection of Salt Works Road and Route 31 as having dangerous conditions to motorists that travel through that intersection; and

WHEREAS, the Town of Shelby Town Board, through their counsel, has sent a letter to the New York State Department of Transportation seeking several requests to make that intersection safer to all motorists; now, be it

RESOLVED, that the Orleans County Legislature supports the following requests to make the intersection of Salt Works Road and Route 31 a safer intersection for all local and visiting motorists that travel through this particular intersection in Orleans County:

- A double solid line striping on NYS Route 31 at Salt Works Road to extend at least 50 yards in each direction , east and west;
- Signs on NYS Route 31 at the intersection of Salt Works Road to prohibit passing on the right at the intersection in both directions, east and west;
- A reduction in speed from 55 miles per hour to 45 miles per hour on NYS Route 31 from a point 50 yards west of Salt Works Road east to the current 40 miles per hour zone.

and be it;

FURTHER RESOLVED, that this Legislature directs the Clerk of the Legislature to forward certified copies of this resolution to the Governor Andrew Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, Genesee Valley (Region 4) Commissioner of the New York State Department of Transportation, the Orleans County Highway Superintendent Gerald Gray, Town of Shelby Supervisor Merle Draper and any others deemed necessary and appropriate.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.



**RESOLUTION NO. 285-812**

**AUTHORIZING THE TREASURER TO FINALIZE THE FINANCING  
ON THE ENERGY PERFORMANCE CONTRACT WITH MUNICIPAL  
LEASING CONSULTANTS**

RESOLVED, that this Legislature authorizes the County Treasurer to finalize the financing of the Energy Performance Contract with Municipal Leasing Consultants of Grand Isle, VT, it's agents or assignees. The proposal was approved at a rate of 2.29%, which is fixed. Mr. Thomas Myers of Orrick, Herrington & Sutcliffe (Bond Counsel) is hereby authorized to execute any and all legal documents necessary to conclude the financing of the lease purchase agreement, subject to the approval of the County Attorney.

Moved, Bower; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:08 p.m.

**LEGISLATURE MEETING**  
September 11, 2012/September 17, 2012

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and a moment of silence held in recognition of the 11<sup>th</sup> anniversary of the 9/11 attacks, the Clerk called the roll. All Legislators were present, with the exception of Legislators Bower, Eick, Rush, and Smith. In the absence of a quorum, Chairman Callard called for a recess and will reconvene on Monday, September 17<sup>th</sup>, 2012 at 11:30 a.m.

Chairman Callard called the recessed meeting of September 11, 2012 back to order today, Monday, September 17, 2012 at 11:30 a.m. The pledge to the flag was led by Chairman Callard. All Legislators were present, with the exception of Legislator Rush.

Chairman Callard opened the floor for discussion. Paul Rusin, Murray, shared his concerns regarding Resolution No. 289-912 and asked if this is for only commercial vehicles. Chairman Callard stated that they are targeting the trucks. Mr. Rusin feels it should be amended to include all motorists and add in the resolution the proposal to abolish the Thruway Authority itself. Chairman Callard explained that the toll increase is being imposed only on trucks. Chairman Callard also added that it sounds like there is going to be a reorganization between the NYS Department of Transportation and the NYS Canal Authority. Mr. Rusin also commented on Resolution No. 294-912 concerning the approval with out of state travel for a public health employee for migrant labor, which he assumed giving our current situation that most of those will be people of illegal nature. Paul Pettit, Director of Public Health, explained that it is a conference related to seasonal migrant workers. This conference, covered by grant funds, brings our Public Health Nurse up to date on the most recent immunizations and helps with the outreach through Oak Orchard Community Health Center using the information she learned. Mr. Nesbitt added that it helps in the prevention of the spreading of disease brought from Mexico or other countries amongst our population as a result of the failure to make sure public health practices are properly administered. Mr. Nesbitt indicated that he sees Mr. Rusin's point of view but the other point of view is to protect our citizens by having immunizations. Mr. Rusin commented on 301-912 stating that there is no such thing as bullet proof vests. He advised that there are bullet resistant vests which this resolution should not be approved unless this is changed. Mr Rusin also made a

comment about the benefit to the wealthy voters in Resolution No. 302-912.

Legislator Bower asked Luci Welch, Director of Probation, to comment about the Bullet Proof Vests. She said that Bullet Proof is not a term they coin, but the money they access for this is through the Federal Bullet Proof Vest Partnership money. She said that is why that term is used.

Paul Lauricella, Yates, addressed Resolution No. 287-912, establishing the standard work day for county officials. He stated that he is looking at the CSEA Management Compensation Plan. He stated that the work day is 9 to 5 and that everyone complains about the costly pensions. He asked why the standard work day for some is 6 and others are at 7. Mr. Nesbitt explained that this resolution was requested to be done by the NYS Comptroller's Office. All the Management personnel work the same work week as CSEA personnel. There are a few positions that are different. All the positions listed on this resolution are Management. Legislator Allport explained that all Management/Department Heads are non-union, not involved under the CSEA Contract. Mr. Nesbitt stated that our argument with the NYS Comptroller's office is that all of our Management employees who are not elected officials participate in time and attendance reporting and we should not need to pass this resolution. All Management employees are required to take leave credits when they are requesting to take time off. Mr. Nesbitt stated that the standard work day is actually what is worked, 9 to 5, that is why we thought we didn't need to task this but the State Comptroller's Office stated that this resolution needed to be done.

Mr. Lauricella referenced the CSEA Memorandum of Agreement in that employees can be terminated by budgetary reasons, abolishment of programs, or unsatisfactory job performance. Mr. Lauricella asked if the county does job performance analysis in the departments. Mr. Nesbitt explained that the County actively manages the employees on an ongoing basis. The employees that do not perform to standards are put on performance improvement programs. They then need to meet those program standards and if not then they are subject to disciplinary procedure. Legislator Allport stated the County has processes in place and if an employee is not performing there is a paper trail. He added that there are other processes in place to help the employee solve any issues to keep them employed.

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Mr. Lauricella questioned in the contract that two part-time jobs equal that of a full-time job, and they are subject to the same benefits as a full-time employee. Mr. Lauricella asked that in hiring a person at a part-time status is to avoid paying out benefits. Mr. Nesbitt stated that there are occasional reasons for hiring two part-time jobs. We look at skills needed for positions that we can't find because they are scarce in the market place. He used Registered Nurses (RN) as an example because the pay on the county level is not as much as hospitals or doctor offices. A RN may want to work in the Health Department and also work per diem in the Nursing Home. Mr. Nesbitt added that contracts need to address every situation that we may possibly run into. Jack Welch, Director of Personnel, commented that the reference Mr. Lauricella is making is in the Management Compensation package. Mr. Welch stated that none of our three collective bargaining units have that type of language in their contracts. In the Management Plan, containing that language, that part of the contract has not been exercised in nearly three to four years.

Allen Lofthouse, Kendall, reference back to a prior meeting, (July 25, 2012) concerning the announcement of a Soil and Water District Grant. He questioned Legislator Eick, who serves on the Soil and Water Conservation District Board, as to how many are dairy and beef farms out of the five farms involved in this grant. Legislator Eick indicated that it depends on herd sizes; having over a certain number of cattle. Mr. Lofthouse asked what the percentage of cost sharing is and how the funds are allocated. Legislator Eick did not know but was willing to get back to Mr. Lofthouse with that information. Mr. Lofthouse asked if the name of the farms would be public knowledge, and Legislator Eick stated that information he could provide too.

Legislator Allport announced that today is Constitution Day. He feels that everyone should reflect on just how much they are willing to sacrifice to keep our freedom because it seems to be under attack today more than ever. He thanked Jerry Gray, Orleans County Highway Superintendent/Buildings and Grounds in working with the Veteran's Administration for the installment of new flag pole in front of their office. Legislator Allport also thanked Senator Maziarz and Assemblyman Hawley for their donations toward the new flag pole. He advised that Paul Fulcomer, Veteran's Administrator, obtained a donation from a contractor for the cement. Legislator Allport also announced that this Saturday, at the Rotary Park in Medina, the Legion will be unveiling the new 911 monument at Noon.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Smith. Motion carried. The following resolutions were then presented for adoption:

**RESOLUTION NO. 286-912**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	1174-1370	\$283,478.72
Highway	69-82; 86-120	\$189,089.86
Nursing Home	1081; 1084-1093; 25294-25352	\$247,942.99
Job Development	1051-1052	\$261.91
Self Insurance	1005; 50796, 50798, 50874-50877	\$8,472.94

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 287-912**

**APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR CERTAIN APPOINTED OFFICIALS**

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement

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reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; and

WHEREAS, the Orleans County Legislature passed Resolution No. 629-1293 establishing standard workdays for elected and appointed officials for purposes of the New York State Employee retirement system only; now, therefore be it

RESOLVED, that the County of Orleans hereby re-affirms the following as standard work days for certain exempt and unclassified appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the employee's time keeping system:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month
<b>APPOINTED OFFICIALS</b>					
Chief Administrative Officer	Charles H. Nesbitt Jr.	6	1/1/2012-12/31/2016	Y	N/A
Secretary to the Chief Administrative Officer	April Flesch	7	1/1/2012-12/31/2016	Y	N/A
Clerk of the Legislature	Nadine P. Hanlon	6	1/1/2012-12/31/2013	Y	N/A
Deputy Clerk of the Legislature	Onnalee O'Connor	7	1/1/2012-12/31/2013	Y	N/A
Secretary to the District Attorney	Richard Ferris	7	1/1/2009-12/31/2012	Y	N/A
Deputy County Treasurer	Roxie Basinait	7	1/1/2010-12/31/2013	Y	N/A
Director of Real Property Services	Dawn Allen	6	10/1/2007-9/30/2013	Y	N/A
Deputy County Clerk/DMV	Susan Rustay	7	1/1/2010-12/31/2013	Y	N/A
Deputy County Clerk	Diane Shampine	7	1/1/2010-12/31/2013	Y	N/A
Director of Personnel and Self Insurance	John C. Welch Jr.	6	8/21/2012-8/20/2018	Y	N/A
Deputy Election Commissioner	Clara Martin	7	1/1/2011-12/31/2012	Y	N/A
Deputy Election Commissioner	Eileen Aina	7	1/1/2011-12/31/2012	Y	N/A
Confidential Secretary to the Sheriff	Deborah Hughson	7	1/1/2012-12/31/2015	Y	N/A
Director of Emergency Management	Paul Wagner	6	1/1/2012-12/31/2013	Y	N/A
County Highway Superintendent	Gerald Gray	6	1/1/2011-12/31/2014	Y	N/A
Deputy County Highway Superintendent	Michael Cliff	7	1/1/2011-12/31/2014	Y	N/A
Secretary to County Highway Superintendent	Jacqueline Tarricone	7	1/1/2011-12/31/2014	Y	N/A
Social Services Commissioner	Thomas Kuryla	6	1/1/2010-12/31/2014	Y	N/A

and be it

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FURTHER RESOLVED, the above list reflects appointed officials with terms of office commencing after August 12, 2009, as stipulated in the new regulation and who do participate in our time reporting system; and be it

FURTHER RESOLVED, that appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, Director of Personnel, and the New York State Comptroller.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

#### **RESOLUTION NO. 288-912**

#### **AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, Resolution No. 218-612 authorized the filling of a full-time vacant Account Clerk Typist position (4310.04) in the Mental Health Department as a result of a retirement; now, be it

RESOLVED, that this Legislature does hereby authorize the abolishing of this full-time Account Clerk Typist Position (4310.04) in the Mental Health Department at Grade 9 of the CSEA Salary Schedule effective September 12, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Account Clerk Typist position in the Mental Health Department at Grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of this newly created vacant part-time position effective September 12, 2012.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

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Legislator Allport presented a resolution to oppose the proposed thruway toll increase on commercial vehicles. He thinks it is important to know, which Albany must not understand, that all the goods that come to areas like Orleans County are on Semi's and truck companies do not have a pile of money sitting around to absorb this increase in cost. This then will be passed on to the businesses, which will then pass it down to the consumers. Legislator Allport stated that this is the wrong time to do this, considering that when this road was originally set up it was going to be toll road until the bond was paid for which has been paid off a long time ago. Legislator Allport requested that this resolution also be forwarded to New York State Department of Transportation. Legislator Eick seconded the motion. Legislator Smith added that there is never a good time for an increase in thruway tolls. Legislator Allport asked if a unanimous second could be obtained. Legislator Bower moved for a unanimous second. Chairman Callard called for a vote and the following resolution was adopted:

**RESOLUTION NO. 289-912**

**OPPOSING THE PROPOSED 45 PERCENT THRUWAY TOLL INCREASE ON COMMERCIAL VEHICLES**

WHEREAS, the New York State Association of Counties (NYSAC) has created the Blue Ribbon Task Force on the Future of Farming in New York State to support the long-term economic viability of farms and the agriculture industry in our state; and

WHEREAS, this group of dedicated county leaders continues to advocate in favor of actions that help farmers and in opposition to actions that will negatively impact farms; and

WHEREAS, public policy decisions by leaders in State government over the last few decades have put the long-term economic viability of farms at risk; and

WHEREAS, the New York State Thruway Authority is now proposing a 45% increase in tolls on commercial vehicles; and

WHEREAS, toll increases will directly impact the cost of doing business for farmers and all business owners in New York; and



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WHEREAS, toll increases will likely increase the price of food, fuel, feed, and other staples; and

WHEREAS, the State's economic development decisions should be focused on increasing the transportation of produce and goods on our roadways to further promote New York products; and

WHEREAS, NYSAC opposes the proposed 45% toll increase on commercial vehicles; now, therefore be it

RESOLVED, that the Orleans County Legislature supports NYSAC's opposition and calls on the NYS Thruway Authority to employ cost control measures that would stave off the need for toll increases that will stifle economic activity such as moving New York produce to market, and the transportation of other goods and services on New York State's Thruway; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, New York State Association of Counties, Inter County Association of Western New York, and all others deemed necessary and proper.

Moved, Allport; second, Unanimous.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

#### **RESOLUTION NO. 290-912**

#### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Public Health Department and various agencies, as follows:

Ridge Road Express Inc, 5355 Junction Rd, Lockport, NY 14094 to provide transportation services to the eligible children in Orleans County through the Early Intervention and 3-5 programs for the 2011-2012 school years. Contract option to renew yearly up to three years. Contract period September 1, 2012 through August 31, 2013. 1.8% rate increase based on the Consumer Price Index. Reimbursement at 59% from NYS.

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Health Research Incorporated, 150 Broadway, Ste 560, Menands, NY 12204 to provide funding for Public Health Preparedness/Response for Bioterrorism services and supplies to the Orleans County Health Department and the residents of Orleans County. Contract Period, July 1, 2012 through June 30, 2013. Contract amount \$53,500. No County cost.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 291-912**

AWARDING BID, APPROVING AGREEMENT WITH AMSTAR OF WESTERN NEW YORK AND AUTHORIZING SETTING UP NEW MONIES IN THE FUEL FARM BUDGET

WHEREAS, advertisement for sealed bids to paint the Orleans County Fuel Farm Tanks occurred and two bids were received and publically opened on August 23, 2012; now, be it

RESOLVED, that this Legislature awards the bid to Amstar of Western New York; and be it

FURTHER RESOLVED, this Legislature authorizes the Chairman to execute an agreement for painting of the Fuel Farm Tanks with Amstar of Western New York, 825 Rein Rd, Cheektowaga, NY 14225 in the amount of \$36,000 to be paid from account DM 5140.444 – Repairs to Equipment and Property; with such agreement subject to review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Fuel Farm budget for this project as follows:

<u>Revenue:</u>		
	Fuel Farm Capital Reserve Acct.	\$36,000
 <u>Appropriation:</u>		
DM5140.444	Repairs to Equipment and Property	\$36,000

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 292-912**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND ORLEANS/NIAGARA BOCES

RESOLVED, that this Legislature approves the lease agreement between the Villages of Orleans Health and Rehabilitation Center and Orleans/Niagara Board of Cooperative Education Services (BOCES), 4232 Shelby Basin Rd, Medina, NY for two agreed upon rooms comprising of 760 square feet located at 14012 Route 31, Albion, NY for the provision to conduct a Certified Nursing Assistant training program for a period effective August 10, 2012 through August 31, 2014. No County cost.

Moved, Eick; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 293-912**

AUTHORIZING CHAIRMAN OF THE ORLEANS COUNTY LEGISLATURE TO SIGN A NEW WIA LOCAL STRATEGIC STATE PLAN FOR 2012

WHEREAS, the Workforce Investment of 1998, requires each local Workforce Investment Board to develop and submit to the State a comprehensive local plan with the appropriate Chief Elected Officials; and

WHEREAS, the State will be submitting a new Strategic Plan to USDOL for PY 2012, as such, the local Workforce Investment Boards are to submit a new local plan to NYSDOL for PY 2012, in order to be eligible to receive WIA funds for administering the One Stop System and delivering services to its customers; now, therefore be it

RESOLVED, that the Orleans County Legislature hereby authorizes the Chairman of the Orleans County Legislature to sign the local WIA Strategic Plan on behalf of Orleans County for the period July 1, 2012 through June 30, 2013.

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Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 294-912**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH  
DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request for Deborah Restivo, PHN; to attend the “East Coast Migrant Stream Forum” at Sheraton Oceanfront Hotel; Virginia Beach, VA from October 18, 2012 – October 20, 2012. No County Cost. Travel and Lodging covered in full through the Migrant Grant.

Moved, Eick; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 295-912**

**APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN  
THE HEALTH DEPARTMENT AND ROBERTS WESLEYAN  
COLLEGE**

WHEREAS, Roberts Wesleyan College, 2301 Westside Dr, Rochester, NY would like to affiliate with the Orleans County Health Department in an effort to provide clinical experience for students currently enrolled in their Nursing program. Residents of Orleans County will benefit through the Orleans County Public Health Nursing Division; now, be it

RESOLVED, that this Legislature approves the Memorandum of Understanding between the Orleans County Health Department and Roberts Wesleyan College effective August 1, 2012 through July 31, 2017. No County Cost.

Moved, Eick; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 296-912**

**APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the renewal of agreements between the Department of Social Services and various agencies, as follows:

Elmcrest Children's Center, Syracuse, NY for the provision of residential foster care services; to be effective October 1, 2012 through September 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

L. Woerner Inc. dba HCR, Rochester, NY for the provision of certified nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective September 1, 2012 through August 31, 2013.

The William George Agency, Freeville, NY for the provision of residential foster care services; to be effective September 1, 2012 through August 31, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 297-912**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO APPLY FOR A 2013 MEDICAL RESERVE CORPS CAPACITY BUILDING AWARD**

WHEREAS, the Orleans County VALOR (Volunteer Alliance Linking Orleans Resources) Medical Reserve Corps (MRC) is in need of funding to support recruitment efforts and develop training programs to maintain a robust volunteer corps; and

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WHEREAS, funding in the amount of \$5,000 through the National Association of County and City Health Officials is available to support Orleans County VALOR MRC; now, therefore be it

RESOLVED, that the Orleans County Legislature authorizes the Orleans County Health Department to apply for a \$5,000 2012-2013 MRC Capacity Building Award.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 298-912**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF ALBION FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Albion for the fiscal years of 2012-2013; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$50,000 per year to the Village of Albion with such payments to the municipality in an amount commensurate with the participation for 2012-2013.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 299-912**

APPROVING AGREEMENT BETWEEN EMERGENCY MANAGEMENT AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

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WHEREAS, Resolution No. 155-412 authorized the Emergency Management Office to apply for the FY12 State Homeland Security Grant Program (SH12-1032-D00) in the amount of \$ 61,500; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the NYS Division of Homeland Security and Emergency Services and the Orleans County Emergency Management Office for a contract period of September 1, 2012 to August 31, 2014.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 300-912**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND  
EMERGENCY SERVICES

WHEREAS, Resolution No. 162-412 authorized the Sheriff's Office to apply for the FY12 State Homeland Security Grant Program in the amount of \$20,500; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the NYS Division of Homeland Security and Emergency Services and the Orleans County Sheriff's Office for a contract period of September 1, 2012 to August 31, 2014; to be used specifically for law enforcement terrorism prevention activities.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 301-912**

AUTHORIZING TRANSFER OF FUNDS IN THE PROBATION  
DEPARTMENT BUDGET

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to transfer monies in the Probation Department budget to cover the cost of Bullet Proof Vests and Vest Carriers as follows:

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<u>FROM:</u>		
A3140.100	Personal Services	\$4,251.86
<u>TO:</u>		
A3140.251	Safety Account	\$4,251.86

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Eick moved a resolution calling upon immediate federal assistance for harbor maintenance dredging at the Oak Orchard Harbor; seconded by Legislator Allport. Legislator Johnson stated that this was a Niagara Orleans Regional Alliance resolution that was approved for presentation at their last meeting. She added that Niagara County suffers more boating financial loss than we do but ours is still significant enough to plea for federal assistance. Legislator Allport stated that it should be noted that this is the only deep water harbor between Rochester and Niagara Falls along this section of the Lake Ontario and there are areas of this creek that are down to four feet in water levels. The dredging should be done every five years and we are three years overdue. It is critical to both safety and to our tourism. Chairman Callard added that the Army Corp of Engineers has called for it and money has been set aside for it but the monies have not been allocated for this purpose. He added that Wilson Harbor, in Niagara County, has water at the three feet level which is putting it out of business. The following resolution was adopted:

**RESOLUTION NO. 302-912**

**CALLING FOR IMMEDIATE FEDERAL ASSISTANCE FOR  
HARBOR MAINTENANCE DREDGING**

WHEREAS, since the beginning of the 2012 boating season, there have been 12 reported incidents of boats going aground and damaging their drives while entering Oak Orchard Harbor, which is evidence of severe, and unchecked deterioration of public boating access; and

WHEREAS, Oak Orchard Harbor was last dredged in 2004 and currently has a backlog of 18,000 cubic yards of sediment deposits according to the Army Corps of Engineers; and



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WHEREAS, Oak Orchard Harbor is the life blood of the 38 charter boat sport fishing fleet in Orleans County, 32 supporting businesses including marinas, lodging, tackle shops and restaurants, and offers over 400 private and public boat docks; and

WHEREAS, the video telephone provided by U.S. Customs for boats entering the United States from Canada is the only one available within a 30 mile distance on either side of Oak Orchard Harbor: and

WHEREAS, without the availability of this harbor, vessels seeking a harbor of refuge from storms would be in great peril and possible loss of life; and

WHEREAS, the Harbor Maintenance Trust Fund will hold approximately \$8 billion by the end of 2012, originally intended for dredging and maintenance of federal harbors; and

WHEREAS, H.R. 4348, Moving Ahead for Progress in the 21<sup>st</sup> Century (MAP-21) acknowledged the insufficient spending for federal harbor maintenance and, more specifically stated in Section 1536 (b) Sense of Congress, “the Administration should request full use of the Harbor Maintenance Trust Fund for operating and maintaining the navigation channels of the United States;” now, therefore be it

RESOLVED, that this Legislature hereby calls for immediate federal assistance from the Harbor Maintenance Trust Fund, MAP-21 or other sources to bring the Oak Orchard Harbor to a safe and adequate depth for the enjoyment of recreational boating and in support of the continued economic livelihood of our community and its businesses; and, be it

FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Niagara County Legislature, Charles May-Great Lakes Small Harbors Coalition, Rep. Louise Slaughter, Rep. Kathy Hochul, Sen. Charles Schumer, Sen. Kirsten Gillibrand, Sen. Carl Levin, State Sen. George Maziarz, and State Assemblyman Steve Hawley.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

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Legislator Bower moved to approve a vacant Civil Clerk position to be filled in the Sheriff's Office; seconded by Legislator Johnson. Legislator Allport stated that he does not understand what has happened because the number of employees in this office has been a discussion for years. In the past few years we have not filled 80 full and part time positions combined. Recently we have combined departments or combined jobs by having more employees do more work. The Sheriff Deputies, due to technology upgrades, fill out their own reports. He stated that computers have made offices more efficient. Legislator Allport expressed that he is against this position being filled at this time. He would like to have it tabled to research the financial impact on this and look to the future at the total number of employees we have. Legislator Bower stated that he did not put it on the agenda when it was first referred to him. He wanted to first meet with the Sheriff to be sure this position needed to be filled. Legislator Bower stated that he looked into the facts and figures and believes this should be on the agenda today. Chairman Callard asked Legislator Allport if he wished to table this resolution. Legislator Allport expressed that this board has asked every department to take a hit and pile more work on more people and this department is being excluded. He does not know what happened in the last week and a half. He said that every department head can come forward and justify the existence of every position we have not filled. It seems that the department heads are stepping forward in helping this board and county taxpayers by reducing employees by not filling vacant positions. Chairman Callard asked if Legislator Allport wanted to table this resolution for financial reasons or wish us to vote on this. Legislator Allport stated that he hopes that enough votes will vote this down. He said the vote can move forward. Chairman Callard confirmed that Legislator Allport was not going to table however Legislator Allport stated that he hoped that the person presenting it would table it. Legislator Eick asked if a motion is needed to table. Chairman Callard informed the board that anyone can ask for a resolution to be tabled for financial reasons; it then can be brought back for discussion at a future meeting. Legislator Eick stated that he does not sit on the Public Safety Committee. He understands what Legislator Allport is saying and in that Legislator Bower stated that he spoke with the Sheriff and the position is needed which we cannot put in jeopardy.

Legislator Eick tabled this resolution authorizing filling the vacant full-time Civil Clerk position in the Sheriff's Office due to financial concerns.

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Legislator Bower moved to authorize creating a temporary full-time Public Safety Dispatcher position; seconded by Legislator Johnson. Legislator Johnson added, because of the discussion on the last motion, that this is a temporary position. A full time dispatcher is on medical leave for an undetermined amount of time and this is to keep sufficient staff levels manning dispatch. Mr. Nesbitt added that dispatch is a 24/7 operation and in those hours that need to be manned, it is either using over time or by a part-time dispatcher, so we are authorizing the Sheriff to make one of the part-time employees a temporary full-time dispatcher. The following resolution was adopted:

**RESOLUTION NO. 303-912**

**AUTHORIZING CREATION AND FILLING OF A  
TEMPORARY FULL TIME POSITION AT THE SHERIFF'S OFFICE**

WHEREAS, a full-time Public Safety Dispatcher will be on medical leave for an undetermined length of time; and

WHEREAS, to assure sufficient staff levels are met in the Orleans County Dispatch Center to handle emergency situations; now, be it

RESOLVED, that this Legislature authorizes the creation of a temporary full-time Public Safety Dispatcher at the Orleans County Dispatch Center at Grade 4 of the Orleans County Sheriff Employees Association Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created temporary full-time position until employee 3020.04 returns to work from medical leave.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 304-912**

**AUTHORIZING AN EMERGENCY PURCHASE FROM HEALTH  
DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for the residents of Orleans County; now, therefore be it

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RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of 4 residents at an approximate cost of \$11,856.72 to be paid from the Health Department budget account A4010.409 – Vaccines & Medications.

Moved, Eick; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Allport asked Paul Pettit, Director of Public Health, how many people have been treated to date this year. Mr. Pettit indicated twenty-six have been treated, which the average is about twenty per year, so right now it is over our average.

Legislator Eick moved to adjourn; second by Legislator Bower. Meeting adjourned at 12:04 PM.

**LEGISLATURE MEETING**  
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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Albion FFA Chapter will have a formal ribbon cutting ceremony for the new land lab at the Albion High School on September 27, 2012 at 1:00 p.m. This land lab was made possible through a \$25,000 Monsanto grant and will be used by the FFA and other students to gain hands on experience in the field of agriculture. The Orleans County Treasurer has provided the annual examination of Petty Cash Accounts report which has been filed in our office. Regional Action Phone (RAP) will be celebrating their 40<sup>th</sup> Anniversary on October 17, 2012 from 7 to 9 p.m. at the Genesee County ARC Community Center, 38 Woodrow Rd, Batavia, NY. The Genesee/Finger Lakes Regional Planning Council announces the Fall 2012 Regional Local Government Workshop for November 16, 2012 at the Clarion Hotel in Batavia.

Tim Archer, Sue Starkweather, and Meredith Patterson were present on behalf of the Service Learning Class at the Albion Middle School. Mr. Archer stated that a few years ago the County worked with the School in conjunction with the very successful Alms House Project. Mr. Archer introduced Meredith Patterson who presented the results of the efforts of this project. Miss Patterson stated that the Alms House Project was very important to those that contributed to it and she thanked everyone for keeping it very beautiful. She presented books, *Orleans County Alms "Poor" House and Cemetery (1833-1960)*, to the Legislative Board. Mr. Archer stated that the books were put together the summer after the project was completed. A lot of writing, research, and transcribing went into the book by the students. Mr. Archer wanted everyone to receive a copy as a thank you for everyone's efforts. Sue Starkweather thanked Jerry Gray and his Highway crew for all that they did for this project. Ms. Starkweather stated it was a great experience for the students to realize that something needed to be done and they took action. Chairman Callard expressed it was an extraordinary project. Legislator Allport suggested that it be placed on the Orleans County Tourism Trail. They were applauded for their efforts.

Allen Lofthouse, Kendall, requested more information on what is the Workforce Investment Board (WIB). Mr. Nesbitt explained it is a regional organization made up of members appointed from Genesee, Livingston, Orleans, and Wyoming Counties. They are responsible for establishing policies for the distribution of Federal Grant Funds through the Workforce Investment Act. Generally those dollars are used for training programs to help people find work. He explained the CNA training program at the Nursing Home. Mr. Lofthouse asked if the members are professional people. Mr. Nesbitt stated that the people are appointed by their respective counties, with some being county employees. Chairman Callard serves as the Chief Elected Official, an executive committee official, that oversees the finances directly and who signs the contract with GLOW. The WIB has a staff including an Executive Director who oversees the fund distribution.

Mr. Lofthouse inquired about Resolution No. 316-912 and what accounts for the increasing demand at the DMV. Mr. Nesbitt stated that we have automotive dealers from outside of the county that bring their motor vehicle paperwork to our county. Chairman Callard added that we have excellent service that it provides. We have eleven large and small dealerships within the County, but we have nine dealerships outside of the County. We continue our outreach to even develop that further.

Mr. Lofthouse inquired about the cost associated with the conference set for approval in Resolution No. 320-912. Mr. Nesbitt stated it includes a plane ticket and registration fee, which he can provide to Mr. Lofthouse.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 305-912**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1385-1516	\$247,273.73
Highway	No Claims	
Nursing Home	1096-1104; 25353-25378	\$232,684.88
Job Development	1055-1059	\$11,466.44
Self Insurance	1006; 50941-50945	\$45,538.80

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 306-912**

**APPROVING AGREEMENT BETWEEN CRIME VICTIMS ASSISTANCE PROGRAM AND SHEILA MCWETHY**

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Crime Victim's Assistance Program and Sheila McWethy of 4008 S. Main St. Rd, Batavia, NY 14020 to provide night court advocate services on a per diem basis at a rate of \$15.25 per hour, not to exceed \$6,500 a year effective October 1, 2012 through September 30, 2013; unless sooner terminated as hereinafter; and be it

FURTHER RESOLVED, that this agreement will terminate when no further grant funds are available to maintain no county cost for these services.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved in its entirety a resolution to oppose an increase in Full-time Equivalency rate for GCC and Urging the New York State Legislature to Reform the Community College Funding System; seconded

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by Legislator Bower. Chairman Callard stated that the County Treasurer could attest that in the last few years this has been escalating. Treasurer Heard stated that our biggest enrollment is Genesee Community College. She added that Monroe Community College went up \$840 FTE although most of our students don't go there but we will feel that too. It appeared that all of the schools that we have students at, every single one went up. The following resolution was adopted:

**RESOLUTION NO. 307-912**

OPPOSING INCREASE OF FULL-TIME EQUIVALENCY (FTE) RATE AT GENESEE COMMUNITY COLLEGE AND URGING THE NEW YORK STATE LEGISLATURE TO REFORM THE COMMUNITY COLLEGE FUNDING SYSTEM

WHEREAS, Orleans County is required to pay a portion of the cost of community college for residents of the County; and

WHEREAS, this portion of the cost is designated as the full-time equivalency (FTE) rate and is set by each community college; and

WHEREAS, the FTE rate for Genesee Community College has doubled from \$1,100 to \$2,200 over the last two years; and

WHEREAS, the latest \$500 increase will result approximately in a \$400,000 increase in the upcoming Orleans County budget with no offsetting revenue; and

WHEREAS, New York State has ordered the state university system to conduct a study of the Community College Funding System as a result of the increased cost being incurred by county government; and

WHEREAS, a revision of the Funding System is necessary to relieve county taxpayers from unanticipated cost increases over which the elected officials have no control; now, therefore be it

RESOLVED, that the Orleans County Legislature strongly opposes the excessive increase in the FTE rate unilaterally imposed by the trustees of the Genesee Community College; and be it



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FURTHER RESOLVED, that the Orleans County Legislature urges the New York State Legislature to revise the Community College Funding System to alleviate the increased costs being forced upon already burdened county taxpayers; and be it

FURTHER RESOLVED, that certified copies of this resolution be forward to Senator George Maziarz and Assemblymen Steve Hawley, New York State Association of Counties, Inter-County of Western New York Association, and Genesee Community College, and any others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 308-912**

**ABOLISHING A VACANT POSITION IN DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby abolish a vacant part-time Caseworker position (6010.0214) in the Department of Social Services effective September 27, 2012.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 309-912**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND PNP COMPUTER SERVICES**

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and PNP Computer Services, 66 N. Main St, Brockport, NY 14420 to provide annual software support; effective September 1, 2012 through August 31, 2013. County cost is \$7,259.96.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 310-912**

**AUTHORIZING TRANSFER OF FUNDS IN THE ENTERPRISE FUND**

RESOLVED, that this Legislature authorizes the Treasurer to transfer monies in the Enterprise Fund to cover the cost of boiler repairs at the Villages of Orleans Health and Rehabilitation Center as follows:

<u>FROM:</u>		
A6030.427	Natural Gas	\$22,325.90
<u>TO:</u>		
A6030.250	Other Equipment	\$22,325.90

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 311-912**

**AUTHORIZING FILLING VACANCIES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, a full-time RN Charge Nurse has resigned and a part-time RN Charge Nurse position is now vacant at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, both the full-time and part-time RN Charge Nurse positions at the Villages of Orleans Health and Rehabilitation Center are critical positions for the effective operation of the Nursing Home; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time RN Charge Nurse position (6030.018) and a vacant part-time RN Charge Nurse position (6030.016) at the Villages of Orleans Health and Rehabilitation Center effective September 27, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to fill a vacancy in the Probation Department. He noted that in the last few months there have been two resignations of

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which both went to the state, where they offer more money. The Director of Probation, with a lot of wisdom, didn't elect to fill the first one but when the second person resigned she presented to the committee, which they agreed, to have the second vacancy filled. Legislator Johnson seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 312-912**

**AUTHORIZING FILLING VACANCY IN THE PROBATION DEPARTMENT**

WHEREAS, a Probation Officer has resigned and the position is essential to the operations of the Probation Department; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Officer (Position #3140.14) in the Probation Department at a Grade 18 of the CSEA Salary Schedule effective October 4, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 313-912**

**CALLING UPON ORLEANS/NIAGARA COUNTY'S CONGRESSIONAL DELEGATION, GOVERNOR CUOMO, THE DEPARTMENT OF DEFENSE, THE DEPARTMENT OF THE AIR FORCE, AND THE NATIONAL GUARD BUREAU TO ENACT PROPOSED TRANSITION TO RECONNAISSANCE ROLE FOR 107<sup>TH</sup> AIR WING, WITH AIR WING REMAINING AT NIAGARA FALLS AIR RESERVE STATION**

WHEREAS, the Niagara Falls Air Reserve Station does employ approximately 3,500 individuals from Niagara and Erie counties, as well as the rest of Western New York; and

WHEREAS, the Niagara Falls Air Reserve Station does have a direct impact on local economies of \$168 million per annum; and

WHEREAS, the loss of jobs and revenue from the closure of one of Niagara County's single largest employers would have devastating

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consequences for the region's economy, and would likewise have devastating consequences for hundreds of Niagara County families; and

WHEREAS, the Defense Cuts also include the elimination of the 107<sup>th</sup> Airlift Wing of the New York Air National Guard, one of two missions currently assigned to the Niagara Falls Air Reserve Station; and

WHEREAS, the Council of Governors had proposed changing the mission of the 107<sup>th</sup> to a reconnaissance role, assigning either MC-12 reconnaissance aircraft or Unmanned Aerial Vehicles to said Air Wing; and

WHEREAS, the Orleans County Legislature does endorse any viable plan to preserve the 580 Air National Guard jobs, as well as full-time civilian support positions, at the Niagara Falls Air Reserve Station; now, therefore be it

RESOLVED, that the Orleans County Legislature strongly encourages U.S. Representative Kathleen C. Hochul, U.S. Representative Louise M. Slaughter, U.S. Senator Charles E. Schumer, and U.S. Senator Kirsten E. Gillibrand to introduce legislation to the same effect; and be it

FURTHER RESOLVED, the Orleans County Legislature hereby calls upon the Honorable Andrew Cuomo, Governor of the State of New York, to endorse the same in consultation with the Adjutant General of the State of New York, Major General Patrick A. Murphy; and be it

FURTHER RESOLVED, that the Orleans County Legislature hereby urges the Department of Defense, Department of the Air Force, National Guard Bureau, and such subordinate agencies as shall have various responsibilities to produce such transition plans as are necessary to implement the vision of the Council of Governors to initiate that process, and be it

FURTHER RESOLVED, that the Clerk of the Orleans County Legislature is hereby directed to send copies of this resolution to President Barack H. Obama; Secretary of Defense Leon Panetta; Secretary of the Air Force Michael B. Donley; U.S. Senator Charles E. Schumer; U.S. Senator Kirsten E. Gillibrand; U.S. Senate Armed Services Committee Chairman Carl Levin; U.S. Senate Armed Services Committee Ranking Member John McCain; U.S. Representative Kathleen C. Hochul; U.S.

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Representative Louise M. Slaughter; U. S. House of Representatives Armed Services Committee Chairman Buck McKeon; Governor Andrew M. Cuomo; General Norton A. Schwartz, Chief of Staff of the United States Air Force; General Craig R. McKinley, Chief, National Guard Bureau; Lieutenant General Harry M. Wyatt III, Director, Air National Guard; Major General Patrick A. Murphy; Niagara Military Affairs Council Chairman Merrell Lane; Mr. Steve Hyjek, Hyjek & Fix; Niagara County Legislature and all others deemed necessary and appropriate.

Moved, Johnson; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

It was noted by Legislator Johnson that 41 Orleans County residents commute full-time to the Niagara Falls Air Reserve Station.

Legislator Bower moved to approve an agreement for food at the jail; seconded by Legislator Johnson. Legislator Bower stated it was well worth noting that some time ago the average meal at the Jail was over \$3.00 and now it is about \$1.50. He thanked everyone who helped in reducing this cost. Mr. Nesbitt noted that it is \$.50 per mile off of the normal prison delivery route, which in our case is less than \$.50 for every delivery. Chairman Callard added that Legislator Smith and himself visited the Correctional Services Food Service and it is very impressive that New York State contained the cost well and across the state could learn well from this agency. Legislator Johnson shared that every prisoner across New York State eats the exact same thing for every meal. The following resolution was adopted:

#### **RESOLUTION NO. 314-912**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY SHERIFF'S OFFICE AND THE NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES OFFICE OF NUTRITIONAL SERVICES**

RESOLVED, that this Legislature approves a renewal agreement between the Orleans County Sheriff's Office and the New York State Department of Correctional Services Office of Nutritional Services, Rome, NY to participate in the Cook/Chill Program effective September 1, 2012 through August 31, 2017, and the food cost is based on quarterly pricing and .50 cents per mile delivery charge; and be it

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FURTHER RESOLVED, that the Chairman is authorized to sign these agreements subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 315-912**

APPROVING AN INTERMUNICIPAL AGREEMENT BETWEEN THE ORLEANS COUNTY AND THE VILLAGES OF ALBION, HOLLEY, AND MEDINA

RESOLVED, that this Legislature approves an Intermunicipal Agreement between Orleans County and the Village of Albion, Village of Holley, and Village of Medina for Police SWAT Team Cooperation to deal with certain criminal acts or threats dealt effectively through the use of specially trained tactical team rather than standard police operations; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this Intermunicipal Agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that this Legislature will review this Intermunicipal Agreement for the continuation of the terms and provisions of this Tactical Team Cooperation Agreement at the end of December 31, 2013

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve positions, create and fill, at the Orleans County DMV; seconded by Legislator Bower. Legislator Johnson commended Susan Rustay and Karen Lake-Maynard for their professionalism in this department. Their concern is not only processing all of the dealer work in an exceptional matter, but their professionalism in handling our County residents that come into the DMV is very impressive too. Chairman Callard pointed out too that the part-time positions are used on an as needed basis to cover absences based on vacations, etc. He

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added that he is very excited about the progress that has been in the DMV and has always been pleased with the servicing. The reputation speaks well for it because dealers are coming to us or even expand our business to more dealers. It will be more profitable to expand our employment base there because of the revenues that sustain that cost and more. It provides additional resources to our County when the State is reducing other revenue streams. The following resolution was adopted:

**RESOLUTION NO. 316-912**

**AUTHORIZING CREATING AND FILLING POSITIONS IN THE  
COUNTY CLERK DEPARTMENT OF MOTOR VEHICLES**

WHEREAS, there has been a steadily increasing demand for services at the Department of Motor Vehicle serves; and

WHEREAS, it is important to service the public's needs in the Department of Motor Vehicles especially in these challenging economic times; and

RESOLVED, that this Legislature does hereby authorize the creation of a full-time Motor Vehicle Application Examiner at Grade 9 of the CSEA Salary Schedule effective September 27, 2012; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of a vacant part-time Motor Vehicle Application Examiner (1410.14) at a Grade 9 of the CSEA Salary Schedule effective upon the appointment of the newly created full-time Motor Vehicle Application Examiner; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Motor Vehicle Application Examiners (1410.13) at a Grade 9 of the CSEA Salary Schedule effective November 1, 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 317-912**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND GREATER ROCHESTER COLLABORATIVE MSW PROGRAM**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services Greater Rochester Collaborative MSW Program, Rochester, NY for an intern agreement among Nazareth College, Brockport College, and Orleans County Department of Social Services; to be effective June 12, 2012 through June 12, 2013. County cost will be \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to set the date for a public hearing on Local Law No. 2 Intro regarding overriding the Tax Levy Limit for Fiscal Year 2013; seconded by Legislator Bower. Legislator Johnson expressed that a vote by the Orleans County Legislature to override the state imposed 2% limit on hiking the property tax levy does not commit us to that. The County faces the difficult task of crafting the 2013 budget with few options for cutting. We are looking at a \$400,000 increase on the charge backs for community colleges, retirement cost increase of over \$900,000 and ongoing increases in health insurance. Through all of this, we have held wages stagnant. So, we are looking at a 2% tax cap allowing \$337,000 in room and we just blew \$1.5 million. On top of this the NYS property tax cap calculations remain uncertain and are subject to accounting changes at the whim of New York State. Mr. Nesbitt stated that the overall expenses that Legislator Johnson mentioned were in part of the 9 for 90 calculation last year which ate up 4 ½ times or \$403,000 last year of the tax cap. The following resolution was adopted:

**RESOLUTION NO. 318-912**

**SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 2-INTRO OF 2012 REGARDING OVERRIDING TAX LEVY LIMIT FOR FISCAL YEAR 2013**

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled "A Local Law Overriding Tax



Levy Limit Established in General Municipal Law 3-c for Fiscal Year 2013”; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on October 10, 2012 at 4:25 p.m. at which time all interested parties will be heard.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved a resolution authorizing Orleans County to enter into an agreement to share a Public Health Director and Deputy Public Health Director between Genesee and Orleans Counties. Legislator Eick indicated that this joint venture has been in discussions for many years now and we are finally acting on this pilot project today. Legislator Rush seconded the motion. Mr. Nesbitt stated that this is the first agreement of this kind in New York State. Paul Pettit, Director of Orleans County Public Health, explained that there is a Robert Lou Johnson Foundation Grant that focuses on shared services and it almost mirrors exactly our project. This grant application has been submitted. There will be additional funding to offset further costs associated with this project that will potentially put our County on a national stage for shared services and becoming the best practice toward this initiative. We will know later this year or into the New Year if we will be part of this national study on shared services which involves funding of \$125,000 over the two years. Chairman Callard stated it was important to note that our efforts are increasing to develop intermunicipal cooperation between villages, towns, and the County. We are now actively reaching out to our area Counties. This is a unique and exciting opportunity for Orleans and Genesee Counties and will serve as an example for the rest of New York State. Chairman Callard indicated that Mr. Pettit has unique opportunity to improve service between the expertise of Orleans and Genesee officials and also to reduce cost. The following resolution was adopted:

**RESOLUTION NO. 319-912**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO ENTER INTO AN AGREEMENT TO CONDUCT A PILOT PROJECT WITH GENESEE COUNTY TO SHARE A PUBLIC HEALTH DIRECTOR AND DEPUTY PUBLIC HEALTH DIRECTOR**

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**AND FURTHER EXPLORE SHARED SERVICES OPPORTUNITIES  
IN THE AREA OF PUBLIC HEALTH**

WHEREAS, the counties of Orleans and Genesee are empowered under Article 5-G of the General Municipal Law to enter into a Municipal Cooperation Agreement to provide Public Health Director and Deputy Public Health Director services; and

WHEREAS, Public Health Law Section 351 allows, with the approval of the New York State Commissioner of Health, up to three counties with a population of less than 150,000 to hire the same Public Health Director; and

WHEREAS, the counties of Orleans and Genesee are committed to providing essential public health services to their residents; and

WHEREAS, given the unprecedented fiscal pressures being faced by Counties in New York State and the mutual desire of Orleans and Genesee to work collaboratively to provide quality services at a reduced cost, the counties are desirous of entering into an agreement to conduct a pilot project focused on sharing a Public Health Director and a Deputy Public Health Director between them sharing the costs equally; and

WHEREAS, the terms and conditions of this Agreement have been approved by the Boards of Health of each county; now therefore be it

RESOLVED, the Orleans County Legislature authorizes the Chairman to sign a shared services agreement for the proposed pilot project focused on sharing Public Health Director and a Deputy Public Health Director (Deputy PHD) between the two counties for a period of two years ending on December 31, 2014 subject to the County Attorney and Chief Administrative Officer's approval; and be it

FURTHER RESOLVED, that the Public Health Director will receive an annual stipend of \$11,368 for the increased responsibility for a second county and a total population of over 100,000 effective upon the execution of the agreement by both counties.

Moved Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 320-912**

AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO ATTEND THE 98<sup>th</sup> ANNUAL INTERNATIONAL CITY COUNTY MANAGEMENT ASSOCIATION CONFERENCE

WHEREAS the International City County Management Association (ICMA) strives to create excellence in local governance by developing and fostering professional local government management worldwide and provides technical and management assistance, training, and information resources in the areas of performance measurement, ethics education and training, community and economic development, environmental management, technology and innovations in service delivery methods; and

WHEREAS the ICMA advances good governance by supporting communities that understand the value of professional local government management; and

WHEREAS the ICMA Annual Conference enables local government managers to network, discuss key management issues, review major local government developments and share ideas and best practices in all aspects of local government management; therefore be it

RESOLVED that this Legislature authorizes the Chief Administrative Officer to attend the 98<sup>th</sup> annual ICMA conference in Phoenix Arizona October 6<sup>th</sup> through the 10<sup>th</sup> of 2012.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to take the resolution authorizing filling a vacancy in the Sheriff's Office off the table; seconded by Legislator Eick. Motion Carried – 6 ayes; 1 nay, Allport.

Legislator Bower requested to withdraw this resolution. He requested that the Personnel Office look into the Sheriff's Office clerical staffing and report back to the committee with the result from that review of proper staffing. Until this requested information is reported back to the committee, this resolution will remain withdrawn.

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Chairman Callard announced that Legislator Johnson is the first Legislator in Orleans County to graduate from the Pelletier Institute and was recognized at the NYSAC Fall conference of this honor. Chairman Callard stated that Mr. Nesbitt is also a past graduate of the Pelletier Institute.

Upon the completion of the benediction by Pastor Roy Harriger, Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:07 p.m.

**LEGISLATURE MEETING**

October 10, 2012

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Chairman Callard called the meeting to order at 4:35 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower. Chief Administrative Officer Nesbitt was also absent.

The Clerk presented the following communications: The Employee Assistance Program Committee is pleased to announce the September 2012 Employee of the Month. Maxine Boyle, a Keyboard Specialist in the Public Health Department was nominated by Kim Castricone. Maxine was nominated because she consistently has shown a willingness to go above and beyond her own workday responsibilities when she has completed them by querying others to offer her support. She is a 100% team player, and recognizes how important working together to get the job done is. She's willing to pitch in whenever and wherever help is needed, which is a wonderful quality.

Legislator Johnson presented a Special Recognition Award to Jeannette Riley for her 34 years of Service in the Orleans County Probation Department upon her retirement. Jeannette thanked everyone for this honor.

Chairman Callard also read the Special Recognition Award for Larry Pratt who was not present. Chairman Callard recognized Larry's 33 years of service dedication to the Orleans County Public Health Department upon his retirement.

Susan Heard, Treasurer, presented the Treasurer's report. She reported that we are in good shape. The retirement bill is paid in December and sales tax looks good through the check she received yesterday. She reported we are on target with sales tax revenue.

During open discussion, James Moore, Hulberton, submitted petitions from local volunteer organizations concerning the rules and regulations in the Public Health Department. He reported that many citizens are concerned with these changes and the impact this can cause on volunteer and charitable organizations. The new rules involve more training, additional fees, and some curtailing on what can be served. One

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regulation in particular he mentioned was that cooking can only be done in an approved kitchen which eliminates baked food sales and pie auctions. Chairman Callard said that he will be sure the petitions will be distributed amongst the Board members and he will be willing to work with Mr. Moore and the Public Health Committee to make sure there is a correct understanding of the rules and regulations along with the common sense that has to go along with it. Mr. Moore stated that he is fully behind the Health Department but sometimes they can overreach. He expressed that many of these men and woman feed volunteers every day and we have never worried about it.

Paul Lauricella, Yates, inquired about Resolution No. 323-1012 and where they are getting the money for this increase of 7.5%. Legislator Allport summarized that Buildings and Grounds gets paid by the State to maintain the Courthouse, instead of employing someone else. Chairman Callard advised that the State reimburses the County therefore no direct county cost. Mr. Lauricella is concerned with the State paying for this increase. Chairman Callard directed him to take it up with State elected officials.

Paul Rusin, Murray, inquired about the payment of claims resolution that is passed first thing every month and why there are blank lines in the resolution. He was advised by the Treasurer that this resolution gives her authority to pay the audited bills, completed by the assigned Legislator. Legislator Allport explained the process. Clerk Hanlon added that after the bills are paid, abstracts are submitted to her and the check numbers and total payment for the funds are placed in the final minutes which can be found on our website.

Amy Hope Witroyl, Lewiston, explained her 2020 mission, incorporating good jobs, tax relief, and to get more people come to live here. She stated that the Finger Lakes Regional Economic Development Council Strategic Plan does not contain one project for Orleans County. Her Orleans 2020 project could help change that. She has suggested that Empire State Development give Orleans County dual membership to include the Buffalo Regional Economic Development Council. She raised in discussion the Counties proximity to low cost power, which has not been adequately cultivated in Orleans County. In summary, she said that no state local elected official has fought for Orleans County interests. She stated she looks forward to working with Orleans County on her initiatives.

Allen Lofthouse, Kendall, questioned if the tax cap override is according to the law. Chairman Callard stated that if we want to have the ability to override the tax cap in the budget, we must pass a Local Law which is prescribed by the law. Legislator Allport indicated it is not mandated. Mr. Lofthouse stated that he understood that it is being done for protection.

Paul Lauricella, Yates, inquired if the cost per student for community colleges is mandated. Legislator Allport stated it is and explained that it does not matter where they go to school. He shared an example of a student attending NYC Fashion Institute and it was considered a community college. Chairman Callard stated we are formulated to pay a share of the total tuition. Mr. Lauricella asked if we could reduce the number of students. Chairman Callard stated there is no flexibility. Mr. Lauricella asked why people are not storming New York State with pitch forks; Chairman Callard asked why he is not. Legislators Johnson and Rush indicated that these charge backs have doubled throughout the last two years. Susan Heard, Treasurer, stated that there is no choice in putting our foot down on this issue.

Paul Rusin, Murray, reported that he attended a Tea Party Rally in Albany in August of 2010. He did not see any powerful elected officials there. The Tea Party was there, they tried and they didn't get anywhere. There needs to be more input from the locals. We will need to come together and tell Albany what to do. Chairman Callard advised that we all need to do our part.

The following resolutions were presented for adoption:

**RESOLUTION NO. 321-1012**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,

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the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1517-1690	\$337,016.55
Highway	83-92; 121-151	96,372.79
Nursing Home	1108-1115; 25379-25424	\$158,834.16
Job Development	1063-1071	\$3,387.59
Self Insurance	1007, 51009-51010, 51074	\$780.12

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

#### **RESOLUTION NO. 322-1012**

#### **AUTHORIZING TREASURER TO PLACE ADVERTISEMENT REGARDING UNPAID TAXES**

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature authorizes the placement of a notice in the Lake Country Pennysaver notifying the delinquent taxpayers that failure to pay their 2012 taxes will result in the County filing a tax lien against said property as required by New York State Real Property Tax Laws.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

#### **RESOLUTION NO. 323-1012**

#### **APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND NYS UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves a renewal agreement with the Buildings and Grounds division of the Orleans County Highway Department and the New York State Unified Court System, which provides for the county to clean and maintain the Court Facility, Contract #C300241, at a cost of \$135,940, which is a 7.5% increase from last year, for the period of April 1, 2012 through March 31, 2013, with 100% reimbursement to be made to the county by the state.



Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 324-1012**

APPROVING RE-APPOINTMENT TO THE MENTAL HEALTH  
SUBCOMMITTEE

RESOLVED, that this Legislature approves the re-appointment of Marilyn Thurston to the Mental Health Subcommittee, waiver to serve a fourth term to begin September 11, 2012 and ending September 10, 2016.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 325-1012**

AUTHORIZING SETTING UP NEW MONIES IN THE PLANNING  
BUDGET

WHEREAS, Resolution No. 342-1010 approved Contract No. T006957 with the New York State Department of State providing grant funds of \$35,000 for a Regional Harbor Dredging Plan; and

WHEREAS, Resolution No. 112-311 originally set up these new monies in the Planning budget, however funds were not expended due to an unforeseen project delay; now, therefore be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Planning Department Budget as follows:

<u>Revenue</u>		
A3910	NYS Dredging Plan	\$35,000
<u>Appropriation</u>		
A8020.486	Planning/Special Grants	\$35,000

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

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**RESOLUTION NO. 326-1012**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Public Safety Dispatcher position (3020.16) in the Sheriff's Office at an hourly rate of \$11.14, effective October 11, 2012.

Moved, Johnson; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 327-1012**

**APPROVING AGREEMENT EXTENSION BETWEEN COUNTY OF ORLEANS AND YOST ENGINEERING, INC. FOR CORPORATE COMPLIANCE**

RESOLVED, that this Legislature approves an extension on an agreement between County of Orleans and Yost Engineering Inc, 630 Second St., Portsmouth, OH 45662 to provide a web application for verification that a provider, employee, vendor or contractor is not excluded from Medicaid, Medicare, or other federal program participation, effective through October 31, 2013 at an annual county cost of \$1,145.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 328-1012**

**AUTHORIZING TRANSFER OF FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET**

WHEREAS, the County received a Local Government Records Management Improvement Fund (LGRMIF) award in the amount of \$27,847 for the expansion of the county records center which funds were received by Resolution No. 28-112; be it

RESOLVED, that the Treasurer is authorized to transfer monies into the Buildings and Grounds budget to cover construction expenses in the Records Management Center provided from LGRMIF, as follows:



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**RESOLUTION NO. 331-1012**

**AUTHORIZING FILLING A VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full-time Controller has resigned and will be vacant at the Villages of Orleans Health and Rehabilitation Center effective October 26, 2012; and

WHEREAS, this is a critical position for the effective operation of the Nursing Home; now, be it

RESOLVED, that this Legislature authorizes the filling of the vacant full-time Controller position (6030.008) at the Villages of Orleans Health and Rehabilitation Center at Grade 5 of the Management Compensation Plan effective October 29, 2012.

Moved, Eick, second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 332-1012**

**AWARDING BID FOR PRINTING 2013 COUNTY TRAVEL GUIDE AND APPROVING AGREEMENT WITH DUAL PRINTING**

WHEREAS, advertisement for sealed bids occurred and three bids was publically opened on October 4, 2012; now, be it

RESOLVED, that this Legislature awards the bid for printing of the 2013 Orleans County Travel Guide to Dual Printing, Inc. of Cheektowaga, NY; and be it

FURTHER RESOLVED, that this Legislature approves an agreement with Dual Printing, Inc., 340 Nagel Dr. Cheektowaga, NY 14225 in the amount of \$9,725 for 40,000 Guides, to be paid from Account A6410.468 I Love New York Matching Funds; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this agreement upon the review and approval of the County Attorney and Chief Administrative Officer.

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Moved, Rush; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:07 p.m.

## LEGISLATURE MEETING

October 24, 2012

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Chairman Callard called the meeting to order at 4:38 PM. After the pledge to the flag and invocation led by Legislator Allport, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Employee Assistance Program Committee is pleased to announce the October 2012 Employee of the Month. Thomas Ashbery, an IT Operations Analyst in the Computer Services Department, was nominated by Patrick McGurn. Tom was nominated because he leads by example. He thoroughly researches and plans projects before execution. He conducts himself professionally at work and in the public. He is always conscious of the cost of projects to the taxpayers and works diligently to minimize project costs. His supervisor added that he exceeds expectations. Susan Heard, Treasurer, has filed notice of a Real Property Tax Refund per Resolution No. 62-211 and has been filed in the Legislature Office.

During open discussion, Paul Rusin, Murray, in Resolution No. 347-1012 he was concerned that they are traveling on the county dime. Chairman Callard stated that portions of the costs are paid by organizations and that fishing is a large industry in Orleans County. Mr. Rusin thought that both resolutions on today's agenda concerning tourism should be combined into one. Chairman Callard stated that they are two different issues. The designation resolution is suggested verbiage by the State. He asked if Resolution No. 351-1012 can't be done in house. Chairman Callard stated that time is of the essence and it is much more cost effective to have it written to see a large sum of money be awarded. In reference to Resolution No. 345-1012, Mr. Rusin shared his thoughts on designer drugs stating that they have drug laws on the books, and are not listened to and feels it is a public/mental health issue. Chairman Callard disagreed with his comments and indicated that the state needs to acknowledge that this is a problem and needs to deal with it. Legislator Allport added that the judicial system is helping people who want to be helped and services are being provided to treat the problem and not punish them.

Legislator Bower expressed that when he was a new Legislator he was concerned with the travel shows. He attended a show in Detroit and

Harrisburg. He indicated that he never worked so hard and could not believe the interest in fishing in Orleans County. This completely changed his mind and feels it is very beneficial to travel to these shows.

Paul Lauricella, Yates, in summary, he again raised issues with not producing a balanced budget. Mr. Nesbitt informed Mr. Lauricella that Counties, by law, are required to pass a balanced budget. He added that he could provide the math on all of the County's budgets, and Orleans County has done better than most Counties.

Allen Lofthouse, Kendall, indicated that he read an article that Governor Cuomo is not going to help New York State Counties and each will have to take care of their own problems. He said "that the county should deal with reality and get off of this entitlement mentality in hunting for grants and money out of the taxpayers." He referenced the 11% unemployment rate, which is one of the highest of two or three counties in the state. He believes a different approach needs to be taken. He indicated he feels that dealing with Legislators is the County's Job. Chairman Callard expressed it is the job of the people. Mr. Lofthouse referenced HR347. Chairman Callard stated that we have the right to vote and that is where we begin, we just can't give up. He added that we all are frustrated, you can't just give up and not take notice of what the State is doing and not say anything to the State.

Legislator Eick moved to add seven resolutions to the agenda; second by Legislator Smith. Motion carried. The following resolutions were then presented for adoption:

**RESOLUTION NO. 333-1012**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the

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Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	1704-1829	\$258,069.29
Highway	No Claims	
Nursing Home	1118-1124,25425-25462	\$200,889.75
Job Development	1074-1084	\$19,101.70
Self Insurance	51191, 51192	\$3,739.15

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 334-1012**

AUTHORIZING FILLING OF VACANCY AT THE VILLAGES HEALTH AND REHABILITATION CENTER

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant part-time Leisure Time Activities Aide position (6030.604) at the Villages of Orleans Health and Rehabilitation Center at Grade 2 of the CSEA Salary Schedule effective October 25, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 335-1012**

AUTHORIZING TO APPLY FOR A \$35,000 FEMA 2012 COMMUNITY RESILIENCE INNOVATION CHALLENGE GRANT FOR THE ORLEANS COUNTY HEALTH DEPARTMENT'S VALOR MEDICAL RESERVE CORPS TO CREATE A YEAR-LONG WHOLE-COMMUNITY OUTREACH PROGRAM FOR BUILDING COMMUNITY RESILIENCY

WHEREAS, community resilience is the ability to adapt to changing conditions and be prepared to withstand and recover from disruptions due to emergencies; and



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WHEREAS, U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) recognizes a 'government-centric approach to disaster management is insufficient to meet the challenges posed by a catastrophic incident', and that the 'Whole Community must be actively involved in all phases of the preparedness, response and recovery cycle'; and

WHEREAS, Orleans County VALOR Medical Reserve Corps volunteers support Whole Community resilience building efforts and seeks opportunities to collaborate with community stakeholders on innovative, sustainable, resilience building projects; and

WHEREAS, FEMA, in partnership with the Rockefeller Foundation, is offering a competitive grant to identify and support best practices to strengthen community resilience; be it

RESOLVED, that Orleans County Legislature authorizes the Orleans County Health Department to apply for the FEMA 2012 Community Resilience Innovation Challenge grant in the amount of \$35,000.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport explained that VALOR was created after 911 in which counties coordinate volunteers for emergencies. He stated that if anyone is interested in volunteering, to contact Peg Wiley at the Public Health Department. It is citizens in this county that would step forward to help out their fellow citizens in any type of emergency.

#### **RESOLUTION NO. 336-1012**

APPROVING A MANAGEMENT COMPENSATION PLAN FOR 2013 AND 2014 INCLUDING A IMPLEMENTATION OF A HIGH DEDUCTIBLE HEALTH INSURANCE PLAN, COMPENSATION ADJUSTMENTS AND VARIOUS QUALITY OF LIFE ADJUSTMENTS

WHEREAS, this Legislature desires to control costs and provide certainty for the approaching budget process as it relates to compensation for management and elected officials; therefore, be it

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RESOLVED, that as of January 1, 2013 the management compensation plan for 2013 and 2014 be updated to reflect a reorganization of health insurance offerings to the management team, savings from the implementation of a high deductible plan and complete health insurance reorganization will be invested back into compensation for management employees allowing for increases of 1% in January and July of 2013 and 1% in January and July of 2014; and be it

FURTHER RESOLVED, that various adjustments will be made to the plan that allow for implementation of quality of life measures at little or no cost to the county; and be it

FURTHER RESOLVED, that the aforementioned plan is to be filed with the Clerk of the Legislature by the Chief Administrative Officer and Director of Personnel and Self Insurance and that the terms and provisions of the plan as filed are incorporated herein by reference as if fully set forth in this resolution.

Moved, Johnson, second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 337-1012**

APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING DEPARTMENT AND THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA)

RESOLVED, that this Legislature approves an agreement between the Office for the Aging Department and NYSERDA, 17 Columbia Circle, Albany, NY 12203 to collaboratively work with Office for the Aging to screen eligible clients for the EmPower New York program that delivers energy efficiency and energy-use education to low-income New Yorkers for the period from September 1, 2012 through December 30, 2015. NYSERDA will reimburse Orleans County Office for the Aging \$20 for each eligible referral completed. Revenue source - County cost \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 338-1012**

APPROVING LEASE AGREEMENT WITH DE LAGE LANDEN FINANCIAL SERVICES FOR COPIER SYSTEM AT DISTRICT ATTORNEY'S OFFICE

RESOLVED, that this Legislature approves a lease agreement with De Lage Landen Financial Services, Inc, 1111 Old Eagle School Rd, Wayne, PA 19087, per the Duplicating Consultants, Inc. proposal, for a Lanier LD645csp High Speed Color Copier/Print/Scan System at the District Attorney's Office, for a 60 month lease term effective November 1, 2012 through October 31, 2017, with monthly lease payment of \$245 and per print maintenance rates billed at .012 per B&W page, .065 per color page for the life of the lease, and a \$75 processing fee; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign agreement subject to the review and approval of the County Attorney and Chief Administrative officer.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve the creation of part-time CNA positions at the Villages; seconded by Legislator Rush. Legislator Bower added that it is a good move that we hire local people to care for local people. The following resolution was adopted:

**RESOLUTION NO. 339-1012**

AUTHORIZING CREATING PART TIME POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to reduce overtime and staffing agency costs; and

WHEREAS, the creation of three part time Certified Nursing Assistant positions will reduce overtime and agency staffing costs at The Villages of Orleans Health and Rehabilitation Center; now, therefore be it

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RESOLVED, that this Legislature authorizes the creation of three part time Certified Nursing Assistant (CNA) positions at The Villages of Orleans Health and Rehabilitation Center at Grade 4 of the CSEA Salary Schedule effective November 5, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 340-1012**

**AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new budget monies in the Highway budget due to the sale of scrap material to pay for emergency repairs on culvert pipes within the County as follows:

<u>Revenue:</u>		
D2650	Sale of Scrap	\$3,300
<u>Appropriation:</u>		
D5110.436	Road Maintenance – Road Materials	\$3,300

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to fill a vacant supervisor position at Probation after a retirement. He noted that in the last few months we did not replace a position that was vacated in this department. Motion seconded by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 341-1012**

**AUTHORIZING FILLING OF VACANCY IN THE PROBATION DEPARTMENT**

WHEREAS, a Probation Supervisor has retired and the position is essential to the operations of the Probation Department; now, be it

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Probation Supervisor position (3140.20) in the Probation

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Department at Grade 21 of the CSEA Salary Schedule effective October 24, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 342-1012**

CANCELING SECOND LEGISLATURE MEETING IN THE MONTH OF DECEMBER

RESOLVED, that the Legislature meeting held on the fourth Wednesday in the month of December (December 26, 2012) will be canceled.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 343-1012**

AUTHORIZING EXTENSION OF AGREEMENT BETWEEN THE SHERIFF'S OFFICE NEW YORK STATE DIVISION OF HOMELAND SECURITY

WHEREAS, in Resolution No. 445-1210, this Legislature approved a grant agreement in the amount of \$49,250 to be effective through July 31, 2012; now, be it

RESOLVED, that this Legislature approves Appendix X extending Contract No. T838792 with the New York State Department of Homeland Security through January 31, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Agreement, subject to the review and approved of the County Attorney and Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

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Legislator Johnson moved a resolution to rescind an agreement with Computer Services, with a few wording modifications; seconded by Legislator Bower. The following resolution was adopted as amended:

**RESOLUTION NO. 344-1012**

RESCINDING RESOLUTION NO. 203-612 WHICH APPROVED AN AGREEMENT BETWEEN TIME WARNER CABLE BUSINESS CLASS AND COMPUTER SERVICES

RESOLVED, that this Legislature rescinds Resolution No. 203-612, which approved an agreement between Time Warner Cable Business Class and Computer Services; resolution being rescinded due to errors in the contract made by Time Warner Cable.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 345-1012**

RESOLUTION URGING NEW YORK STATE TO BAN THE MANUFACTURE, DISTRIBUTION, SALE, AND POSSESSION OF DANGEROUS UNREGULATED SYNTHETIC DRUGS

WHEREAS, the sale and abuse of synthetic "designer" drugs, known commonly as "bath salts," continues to increase among individuals in our communities; and

WHEREAS, these "designer drugs" are specifically synthesized with a similar, but slightly modified structure of a Schedule 1 controlled substance in order to avoid existing drug laws, and can be continually chemically modified to avoid legal repercussions, while maintaining their intended effects and usages; and

WHEREAS, these compounds stimulate the body's central nervous system, causing effects similar to those caused by cocaine and amphetamines, including but not limited to increased heart rate and blood pressure, hallucinations, paranoia, suicidal thoughts, violent behavior, nausea, and vomiting; and

WHEREAS, hospitals, health agencies, and poison control centers

are experiencing increased emergency room cases, illnesses, deaths, and reports linked to the use and abuse of these substances by children and adults; and

WHEREAS, law enforcement agencies and courts are seeing increased crime in our local communities associated with the sale and abuse of these substances; and

WHEREAS, these designer drugs are marketed as plant food, bath salts, insect repellent, and glass cleaner and can be obtained through storefront retailers, online retailers, and indirectly through others; and

WHEREAS, the Commissioner of Health in New York State issued an Order for Summary Action to Ban the Sale and Distribution of Designer Drugs Commonly Packaged and Marketed as Bath Salts on May 20, 2011; and

WHEREAS, on August 7, 2012 the Public Health and Health Planning Council and the Commissioner of Health amended Title 10 of the Official Compilation of Codes, Rules and Regulations of the State of New York to prohibit synthetic phenethylamines; and

WHEREAS, the New York State Association of Counties applauds Governor Andrew M. Cuomo, the Public Health and Health Planning Council, and the Commissioner of Health on this important first step towards eradicating bath salts in New York State; and

WHEREAS, the United States Senate passed a bill to ban permanently two substances commonly used in "bath salts"; and

WHEREAS, these facts support the assertion that these substances do pose a significant and immediate public health threat and danger to public safety; now, therefore be it

RESOLVED, that the Orleans County Legislature calls upon the State Legislature and Governor to immediately pass further meaningful and effective legislation criminalizing the manufacture, distribution, sale and possession of these substances and their future derivatives by anyone of any age in New York State with the intent of protecting the health and safety of all citizens of New York State; and be it

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FURTHER RESOLVED, that the Orleans County Legislature calls upon the State Legislature and the Governor to provide resources to counties for the development of education, prevention, and treatment services related to synthetic drugs; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, and all others deemed necessary and proper.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 346-1012**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF HOLLEY FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Holley for the fiscal year of 2012; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$25,000 per year to the Village of Holley with such payments to the municipality in an amount commensurate with the participation for 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to approve attendance at out of state travel shows. He added that three of the shows are paid by Lake Ontario Promotions Council and the others are paid from the Hotel/Motel Tax and I Love New York monies, which individual tax payers do not pay for this. Legislator Eick seconded the motion. The following resolution was adopted:



**RESOLUTION NO. 347-1012**

**AUTHORIZING ATTENDANCE AT OUT-OF-STATE TRAVEL SHOWS**

RESOLVED, that this Legislature hereby authorizes attendance at the following travel shows by the Tourism Office to promote Orleans County and regional attractions:

- 1.) Garden State Outdoor Sportsmens Show, Edison, NJ- January 9 to 13, 2013 to be attended by Wayne Hale and Gary Hill.
- 2.) Somerset Fly Fishing Show, NJ- January 24 to 28, 2013 to be attended by Mike Waterhouse.
- 3.) Eastern Sports and Outdoor Show, Harrisburg, PA- February 1 to 11, 2013 to be attended by Mike Waterhouse with costs covered by the Lake Ontario Promotions Council.
- 4.) Allegheny Sport. Travel and Outdoor Show, Monroeville, PA- February 12- February 17, 2013 to be attended by Mike Waterhouse
- 5.) Greater Philadelphia Outdoor Show, Oaks, PA- February 13, 2013- February 17, 2013 to be attended by Wayne Hale with costs covered by the Lake Ontario Sportfishing Promotion Council.
- 6.) Springfield, MA Sportsmens Show, February 20 to 25, 2013 to be attended by Mike Waterhouse with costs covered by the Lake Ontario Sportfishing Promotion Council.

Moved, Rush; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve an affordable Dental Coverage Program, which was presented at last meeting's conference session, seconded by Legislator Rush. Chairman Callard stated that he is very pleased for the County to be developing this program for those that do not have dental coverage. There is a listing available of the providers within the county and for the cost. He said that the costs are remarkably less than what it would be if paying for dental outright. It is a good program and hope to market it as well as the prescription drug program, benefiting our

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residents and create new savings for them. The following resolution was adopted:

**RESOLUTION NO. 348-1012**

**APPROVING HEALTH ECONOMICS GROUP, INC TO PROVIDE AFFORDABLE DENTAL COVERAGE TO ORLEANS COUNTY RESIDENTS**

WHEREAS, the Health Economics Group provided a detailed presentation at the October 10<sup>th</sup> Legislative Conference Session on the Dental Network Card Program; and

WHEREAS, New York State Association of Counties (NYSAC) endorses this program through their partnership; and

WHEREAS, the Dental Card Program is designed to give counties the opportunity to provide greater health care access to residents who are currently without dental coverage and to provide an additional opportunity for outreach and communication between county leaders and officials, and the residents they serve; and

WHEREAS, the Dental Card Program is not an insurance program, but is intended to assist patients for whom cost is a barrier to receiving dental treatment; now, be it

RESOLVED, that the Orleans County Legislature approves Health Economics Group, Inc., 1050 Universality Ave, Suite A, Rochester, NY 14607 to provide Orleans County residents with a new voluntary Dental Network Card Program, purchased by the resident at an annual cost of \$36.50 per individual or \$52 per family for coverage; County Cost is \$0; and be it

FURTHER RESOLVED, that all Orleans County Departments will be provided program brochures to encourage residents of Orleans County to take advantage of this affordable dental coverage.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 349-1012**

AUTHORIZING COUNTY TREASURER TO CONDUCT A TELECOMMUNICATIONS AUDIT WITH TELESOFT RECOVERY CORP.

RESOLVED, this Legislature hereby authorizes the County Treasurer to enter into an agreement with Telesoft Recovery Corp. to audit all telecommunications for Orleans County departments, including review of all billing media, service and equipment records and invoices. County cost \$0.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to approve an agreement with Crestwood Children's Center; seconded by Legislator Allport. Commissioner Kuryla added that this is institutional foster care, a mandated service, for children whose needs cannot be provided in Orleans County. This facility provides specialized care for mental health and substance abuse issues. We use this center periodically and they serve our needs well. The following resolution was adopted:

**RESOLUTION NO. 350-1012**

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND CRESTWOOD CHILDREN'S CENTER

RESOLVED, that this Legislature does hereby approve a renewal agreement between the Orleans County Department of Social Services and Crestwood Children's Center, Rochester, NY for the provision of residential foster care services; to be effective October 1, 2012 through September 30, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 351-1012**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND J. O'CONNELL & ASSOCIATES, INC. AND AUTHORIZING TRANSFER OF FUNDS INTO THE SHERIFF'S BUDGET FROM CONTINGENCY

RESOLVED, that this Legislature approves the agreement between the Orleans County Sheriff's Office and J. O'Connell & Associates, Inc. of 10646 Main St., Clarence, NY 14031, to provide professional services for the purpose of preparing and submitting a grant application to the New York State Office of Interoperable and Emergency Communications FY 2012 Public Safety Answering Points Grant Program, at a cost not to exceed \$8,000; said funds to be paid from A3110.432, Misc. Contracts/Agreements; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign agreement subject to the review and approval of the County Attorney and Chief Administrative officer; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Sheriff's budget to pay the retainer fee as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$4,000
<u>TO:</u>		
A3110.432	Misc Contracts/Agreements	\$4,000

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved, in its entirety, a resolution to request our elected state leaders to help address our limited access across canal bridges in our County; seconded by Legislator Bower. Legislator Allport stated that he found it interesting that the State and Federal governments are pushing down more costs to the counties to repair roads and bridges. The state is mandating to the counties that we need to upkeep our infrastructure but they are not keeping up with theirs. Legislator Johnson

added that it came to her attention when she was told that fire engines cannot go across these bridges because of the weight reductions and now this has become a real public safety risk with these closures. Legislator Allport added that with the new design of the curve on Butt's Road makes it very difficult for large trucks to cross this bridge. The following resolution was adopted:

**RESOLUTION NO. 352-1012**

**REQUESTING ELECTED OFFICIALS TO HELP ADDRESS  
GROWING CONCERN WITH LIMITED ACCESS OF CANAL  
BRIDGES IN ORLEANS COUNTY**

WHEREAS, there is a growing concern of the continued limited access of canal bridges in Orleans County as a result of several bridges being closed over the Erie Canal or having had the weight restrictions significantly lowered; and

WHEREAS, currently the Brown Street Bridge over the Erie Canal in the Village of Albion was closed by NYS Department of Transportation on July 19, 2012 due to safety concerns identified during an annual bridge inspection; and

WHEREAS, with these limitations, Orleans County is extremely concerned with the ability of emergency servicing vehicles getting across the Erie Canal to an emergency under a very critical time frame to save lives; and

WHEREAS, Orleans County has seen serious restrictions in the movement of farm equipment and implements over the canal, having no other options but to drive through our busy villages or forced to drive long distances to access their land impacting our agricultural industry; and

WHEREAS, Orleans County has also seen the closed bridges, or weight reductions, significantly hinder commercial vehicles within our County, causing them to travel extensive miles to pass over the Erie Canal on a bridge that allows their weight limit; therefore be it

RESOLVED, that the Orleans County Legislature calls upon our elected officials to help address our growing concern of limited access of canal bridges in Orleans County, even neighboring Counties across New

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York State by the New York State Canal Corporation and the New York State Department of Transportation hindering vital transportation through and about our county; and be it

FURTHER RESOLVED, that the Clerk of the Legislature forward this resolution to Governor Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, New York State Department of Transportation, New York State Canal Corporation, New York State Department of Homeland Security and Emergency Services, New York Farm Bureau, Orleans County Farm Bureau, Orleans County Fire Departments, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 353-1012**

DESIGNATING TOURIST PROMOTION AGENCY AND  
AUTHORIZING APPLICATION FOR 2013 STATE TOURISM  
MATCHING FUNDS

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office, within the Planning and Development Department, as the official Orleans County Tourist Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 2013 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 2013 State Matching Funds and to receive such funds to the extent that local matching funds are available.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 354-1012**

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2012-  
2013 SCHOOL TAXES TO THE 2013 COUNTY/TOWN TAX BILLS

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid school taxes,

adding a 7% penalty, to be added to the 2013 tax rolls, for the respective towns as of November 1, 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 355-1012**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2012 SOLID WASTE/RECYCLING FEES TO THE 2013 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 2012 Solid Waste/Recycling fees, to be added to the 2013 tax rolls for the respective towns as of November 1, 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 356-1012**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2012-2013 VILLAGE TAXES TO THE 2013 COUNTY/TOWN TAX BILLS**

WHEREAS, Local Law No. 4 of 1997 provides for the collection of certain delinquent Village taxes by the County of Orleans in accordance with Section 1442 of the Real Property Tax Law of the State of New York, be it

RESOLVED, that the County Treasurer is authorized to relevy the unpaid 2012-2013 village taxes, adding a 5% penalty, to be added to the 2013 tax rolls for the respective towns as of November 1, 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 357-1012**

**AUTHORIZING PURCHASE OF TWO USED VEHICLES FOR THE BUILDINGS AND GROUNDS DEPARTMENT AND AUTHORIZING**

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TREASURER TO TRANSFER FUNDS INTO BUILDINGS AND  
GROUNDS BUDGET FROM CONTINGENCY FOR THIS PURCHASE

WHEREAS, Orleans County's Department of Buildings and Grounds is in need of replacement vehicles to carry out the duties of the department as assigned by this Legislature; and

WHEREAS, two of the current Buildings and Grounds Department vehicles are at the end their useful life; therefore be it

RESOLVED, that this Legislature authorizes the Highway Superintendent to purchase two used vehicles at a cost not to exceed \$8,500 for use by the Buildings and Grounds Department; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Buildings and Grounds budget for this purpose as follows:

FROM:

A1990.435	Contingency	\$8,500
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TO:

A1620.270	Capital Equipment	\$8,500
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Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:13 p.m.



**LEGISLATURE MEETING**

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Orleans County Employees raised \$1,431 for United for Hurricane Sandy Relief event held on Friday November 9<sup>th</sup>. Donations will be given to the American Red Cross for Hurricane Sandy Relief. Disclosure of Interest forms for Orleans County employees who received funds in addition to wages in Orleans County have been filed in our office by Susan Heard, Orleans County Treasurer. A Blood Drive is scheduled for November 16<sup>th</sup> at the Orleans County Administration Building Conference Rooms from 9 a.m. – 2 p.m.

Chairman Callard said he is especially proud of the employees in the county in their participation in the Hurricane Sandy Relief. Participation Ribbons, handmade by the Clerk of the Legislature, who formulated the effort along with the office staff members, drove the process and he said he was very proud of the time and effort by all that was put into this and he thanked everyone.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through October, 2012. Treasurer Heard stated that even though the cash balance looks good, \$2.8 million will be paid out of the general fund for the retirement.

During open discussion, Paul Rusin, Murray, voiced concern about our voting machines in that he does not receive a receipt of how he voted. He asked that the County Board of Elections look into machines that gives a confirmation of how a person votes. Chairman Callard stated that the machines are extremely expensive and was funded by the Federal government. He was not sure why they are not consistent across our states. Mr. Nesbitt stated that there were only a limited number of machines approved by the State Elections Board. The optical scan machines were the ones that were advocated for by the League of Women voters and other advocacy groups, that are the more accurate machines.

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Chairman Callard stated that this go around was less problematic and not as many complaints as in the past.

Paul Lauricella, Yates, stated that he does not support Resolution No. 360-1112, concerning the tax cap, along with not supporting Resolution No. 361-1112 concerning the Stop DWI plan. He does support Resolution No. 374-1112 regarding the Clean Water Act but is against any Legislation that comes out of the Obama/Lisa Jackson EPA Administration.

Chairman Callard wanted to make it clear that this Legislature has no intent of overriding the tax levy limit. It is only being passed in an abundance of caution because our experience has shown that the State has made opinions regarding the laws, after the fact that had negative ramifications on other counties after they have passed their budget. He stated that we will be within the tax levy limits.

Mike Elam, Carlton, a representative from the Orleans County Federation of Sportsman, thanked the Legislature for the support to the Sportsman Federation and in the ongoing renovations project of the Log Cabin at the Fairgrounds. They have additional structural problems and their funds are very limited. They need to replace the entire east wall; causing structural integrity therefore they may need to hire a professional to accomplish this. Mr. Elam stated that in the past this Legislature has always been good to them. He asked if it would be possible to support them more this year to help in completing this project while they have able volunteers. Mr. Elam asked for an additional \$5,000 to accomplish this project. He even stated that if they received extra this year, that they can be cut in the next few years. He thanked the Legislature for consideration of his request. Legislator Rush added that he has sat on the Sportsman Federation board since he was elected. He said that the Sportsman Federation did not take funds from the County for about six or seven years, passing up \$6,000 to \$8,000. Funds were restored to the Sportsman Federation again in 2008. Legislator Rush supported the request to restore the Log Cabin. A new roof was put on the log cabin about four years ago and two of the four walls have been repaired. This last wall needing repair is an extensive project. Chairman Callard asked if this will put the log cabin in good stead or will there be additional repairs. Mr. Elam stated it should last for twenty years with minimal maintenance. It was built in 1976, and unfortunately has had minimal maintenance since then. With the way they are repairing it, they are using simulated log siding which is tong and groove preventing moisture to damage them. The original logs used were

not intended to last long. Chairman Callard wished them success and indicated that the Board will see what they can do to help.

Allen Lofthouse, Kendall, questioned Resolution numbers 359 and 363 concerning vacancies and asked if these are mandated by the state. Mr. Nesbitt stated that in Resolution No. 359, is a position in Job Development which is fully federally funded. Resolution No. 363 is a Keyboard Specialist position in the Temporary Assistance Unit, which is our heaviest work loaded unit. Mr. Nesbitt indicated that Temporary Assistance is a mandated program and Mr. Kuryla added that 40% to 50% is reimbursed by the State. Chairman Callard called upon Jack Welch, Director of Personnel and asked him where we stand below budget on positions. Mr. Welch indicated we are 30 positions below in this year's budget. Chairman Callard stated that we have taken an aggressive look at positions. Mr. Welch added that we are very slow in filling positions.

Mr. Lofthouse asked about Resolution No. 367 and if the Sheriff's Department can take on the security contract at the County Office Building. Chairman Callard stated that it would be too costly to have a Deputy located there. In Resolution No. 372, concerning the sales tax extender, he asked if this is something done often. He was advised that it is done very two years. This is not an additional tax, stated Chairman Callard, it is the continuation of what we have ongoing now.

Paul Lauricella added that he is opposed to Resolution No. 372-1112.

Dan Schuth, Soil and Water Conservation District, voiced his commendation to Legislator Johnson for supporting the passage of today's Resolution No. 374-1112. He stated that in 1972 the United States Congress passed the Clean Water's Act which gave specific authority and duties to the US Army Corps of Engineers and the Environmental Protection Agency (EPA). At this time these agencies wish to increase their jurisdiction and coverage to include all waters in the United States including highway ditches, farm ditches, drainage tile on farm land, private ponds; all spelled out in the resolution presented. They are looking for this control through policy and guidance not through Legislation. It takes away the public review and comment from any changes in the Clean Water's Act, giving them sole authority to make these changes with no input from the taxpayers. Mr. Schuth expressed that this is a very serious situation and it is imperative that this policy is withdrawn and our representatives intercede with the EPA with clarification regarding our

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concerns. Chairman Callard appreciated the comments Mr. Schuth made today.

Chuck Nesbitt, Chief Administrative Officer and Budget Officer filled the tentative 2013 Orleans County Budget with the Clerk of the Legislature and indicated that copies are available in the office for the public. Mr. Nesbitt presented the following 2013 Budget Message to the Orleans County Legislature:

*The 2013 Orleans County Tentative Budget is geared to sustain core services to the public while minimizing the property tax levy impact. The 2013 Tentative Budget proposes \$76,133,318 or a \$647,578 increase in appropriations and \$57,455,138 or a \$427,472 increase in revenues. Both figures represent less than a 1% increase.*

*The County Legislature, department heads, and county staff have worked diligently together to adapt to new economic realities. Staff has been reduced where possible as the 2013 spending plan shows a reduction of eight full time jobs from the 2012 budget. Programs have been downsized or cut where necessary and work flows have been streamlined. Implementing this plan, the county will have reduced full time head count by approximately 40 positions or 8.6% since 2010 through streamlined operations and program closures.*

*As you will see in the tentative budget submission that follows, the recommendation achieves one of the major goals of bringing the property tax levy in compliance with the New York State Property Tax Cap. The tax levy limit for Orleans County in 2013 is \$15,737,393. This is an increase of \$337,790 and the increase as proposed in the tentative budget is \$261,501 or under the cap by \$76,289. The \$76,289 will be available as carryover against the 2014 cap. The levy increase achieves a 1.70% growth from 2012 to 2013.*

*Despite coming in under the cap, it is the recommendation of the budget office to override the property tax cap until such time as the full and final interpretations of the tax cap law by the Executive Branch and the New York State Comptroller's Office have completely evolved. Twenty two counties were caught off guard in 2012 by a little known and unexpected, late fall interpretation by the New York State Comptroller related to sales tax sharing resulting in a negative impact to the finances of those*

*involved. A cautious approach to the new law continues to be in the best interest of the county taxpayers.*

*Orleans and Genesee Counties have now partnered in the area of Public Health Administration to provide cost reductions and program stability across county lines. This arrangement is the first of its kind in New York State. The merger was enabled by changes to state statutes that were lobbied for by the Orleans County Legislature, the Genesee County Legislature, the New York State Association of Counties and were fully supported by our local Assembly and Senate delegation as well as the respective Boards of Health. The realization of this change was a true team effort and one that all parties wish to see succeed both programmatically and financially.*

*The recommended budget plan includes the elimination of the Continuing Day Treatment Program in the Mental Health Department. The program funding through the state is being cut in 2013. New funding models do not appear to adequately support a program of the scale that Orleans County operates and is instead geared toward larger regional type programs. In the spirit of consolidation and shared services, Genesee County has agreed to accept Orleans County clients into their program of the same name. This program elimination results directly in the reduction of five fulltime jobs and based on current funding outlooks, substantial multi-year cost reductions.*

*Since the beginning of the recession the county has worked very hard to maintain financial stability while maintaining a relatively high level of service. Largely, we have achieved this goal. While doing so, we have changed our mind set, and our operation. We are smaller, more nimble, and better prepared to face what continues to be an uncertain future. This ongoing approach allows us to continue to maintain the vast majority of the important local services in the coming year.*

#### **Negative Factors**

*We do face a number of negative factors in the coming year that are financially difficult to overcome and outside of the control of the county government. Unfunded and underfunded state mandated programs continue to be the most difficult and stubborn problem facing county governments. Promises to bring mandate relief with the property tax cap remain unfulfilled by the Governor and State Legislature. Recent*

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*statements by the Governor indicate that no significant mandate relief for property tax payers is forthcoming.*

#### 9 for 90

*The 9 New York State mandated programs accounting for 90% of the county property taxes statewide; Medicaid, Indigent Defense, Probation, Physically Handicapped Children/ Early Intervention, Public Assistance/Safety Net, Child Welfare/Protection, Youth Detention, and the Employer contribution to the New York State Retirement accounts for 116% of the county property tax levy. Removing the pension contribution that increased approximately 11% since 2012, the remaining 8 mandated expenses consume approximately 88% or \$8.54 per thousand of assessed value.*

#### Community Colleges

*Orleans County pays the local share of student tuition required by state law for county residents attending community college. The cost has increased dramatically in recent years. The 2013 Tentative Budget calls for a \$340,000 (or 24.3%) increase in community college funding due to chargeback rate increases by the colleges themselves. This number has increased \$915,000 or 110% since 2005 an average of 15.7% per year.*

#### Medicaid

*The Governor and the State Legislature passed a law that eventually places a hard cap on the growth of Medicaid. However, the 2013 Tentative Budget calls for an additional \$316,058 to cover the 2013 increase in the local share of Medicaid. This represents 55% of the county property tax bill. No other state in the country uses local property taxes to fund Medicaid in the same way as New York. This number has increased \$1,145,482 or 15.3% since 2005, an average of 1.9% per year on an \$8.6 million dollar expense. This program is a key driving factor of New York State property taxes.*

#### New York State Retirement

*The 2013 Tentative Budget calls for an increase in the New York State Retirement employer contribution of \$432,707 for a total expense of \$4,440,393. This number has increased \$3,321,549 or 297% since 2005, an average of approximately 37% per year. The contribution rates are set by the New York State Comptroller and cannot be influenced by the county government.*



**THESE THREE INCREASES ALONE ACCOUNT FOR MORE THAN  
THE ENTIRE INCREASE IN OVERALL COUNTY SPENDING.**

**Positive Factors**

**Health Insurance**

*Health insurance is actually less expensive for 2013, reduced \$149,757 lower than the 2012 budget. This is the extraordinary result of several factors. First, the county received the lowest year over year growth in premium expense in recent memory. Second, the county has implemented strategies to increase employee cost sharing. Third, the county has continually worked to obtain less expensive insurance products through negotiated benefit reductions.*

**Wages**

*The 2013 Tentative Budget calls for total employee wages to be at the lowest level since 2009. Budgeted employee wages will be reduced \$287,393 from 2012. This is the result of less generous labor contracts as well as ongoing reductions in labor force. This is the third year in a row that spending on wages will show a decrease from the 2010 budget.*

**Sales Tax**

*On the revenue side, sales tax has recovered from recession levels showing growth in both 2011 and 2012. The 2013 Tentative Budget calls for an increase in the use of sales tax revenue in the amount of \$600,000 to offset cost increases.*

**Future Outlook**

*The Orleans County Legislature and county staff have worked very hard to leverage the Sprint Nextel frequency re-banding to the advantage of the county taxpayers and first responders, to reduce the cost of implementing a new public safety radio system. The county has applied for a 911 grant from the New York State Office of Homeland Security. The county also continues to explore partnerships with other counties and private companies to further reduce taxpayer investments. The county hopes to leverage outside funding sources and partnerships to provide Orleans County with a top notch public safety radio system with a tremendous bang for the taxpayer's buck.*

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*The county is beginning to experience a buildup of capital needs in the area of road and bridge infrastructure as well as investment in many of the county buildings and old and deteriorating equipment. This may result in a growing need for a more determined effort to address the investment needed to maintain all aspects of county infrastructure. It may be advisable in the near future for the county to explore a capital borrowing at the favorable rates to address growing infrastructure needs.*

### **Continuing Pressure on Local Programs**

*There will continue to be tremendous pressure on optional local services as we go forward. The county's growing capital needs, the increasing cost of state programs funded by county property tax, reduced state and federal revenues, and a sluggish economy jeopardize our ability to continue to fund local priorities like public safety, highway, and the Villages of Orleans. The prospect of meaningful mandate relief appears to be a heavy lift for the state government and local governments have been instructed by the Governor to "make the tough calls" when it comes to local priorities while state programs continue to grow virtually unchecked. Further, the worry remains that we may not yet have seen the bottom of the economic downturn.*

*I want to thank the county's department heads and staff who have worked hard to construct a 2013 budget that addresses priorities and maintains core services while meeting tight fiscal goals. These folks have contributed a great deal to the stability of the county government's financial outlook. I am also appreciative of the guidance and leadership of the County Legislature in shaping this budget and the last several budgets through very challenging times. Finally, I would like to thank Susan Heard, Treasurer, for her many contributions to this budget and the many hours we spend discussing and debating the financial issues facing the county.*

Legislator Allport thanked Chuck and Susan, along with the Department Heads on their efforts on this budget and the hours they put into it. Legislator Eick stated that Legislator Allport spoke for all of the Board. Chairman Callard stated that there is a lot of detail in the Tentative budget and copies are available. A Public Hearing will be set this evening for discussion on the budget.



Legislator Eick moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were then adopted:

Legislator Bower moved to approve the claims against the county. He indicated that he reviewed the claims and one claim stood out, like it does often, and it is for Community Colleges. It has bothered him for many years and possibly this Legislature will press the State to do something about it. He added that if a student drops out, the County still pays for the course. If the student fails the course, the County still pays their share. He stated that nowhere in industry, that he knows of pays for someone who drops out or fails and we should not be paying for it either. Legislator Bower would like to know how many students are dropping out or are failing in Orleans County. Treasurer Heard is not sure if she would be able to get that information, but agrees that we should be able to obtain this information. Legislator Johnson seconded the motion. Chairman Callard further commented that a generalized letter was sent to the State and that there has been an overview committee to make recommendations but he does not believe people realize the specifics of the law. Chairman Callard asked Legislator Bower to entertain a resolution for the next meeting or shortly thereafter, that specifically spells out our questions or requests that those rules be changed. He said that Legislator Bower makes a very valid point and we need to be specific in what the people are paying for. The following resolution was adopted:

**RESOLUTION NO. 358-1112**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

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Fund/Department	Check Number (s):	Amount:
General	1852-2140	\$784,926.12
Highway	93-100; 152-191	\$112,538.82
Nursing Home	1127-1133; 25463-25529	\$217,324.70
Job Development	1085-1091	\$805.00
Self Insurance	1009-1012; 51195-51196	\$16,606.67

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 359-1112**

#### **AUTHORIZE FILLING OF VACANCY IN THE JOB DEVELOPMENT AGENCY**

RESOLVED, as a result of a retirement, this Legislature authorizes filling a permanent full time Employment and Training Counselor position (6210.04) at the Job Development Agency at grade 15 of the CSEA Salary Schedule effective November 27, 2012.

Moved, Smith; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Johnson moved to adopt Local Law No. 2 of 2012 concerning overriding the tax levy limit. She said that we have had our public hearing and we just received a very good presentation from our Budget Officer as to why we are doing this. In that despite the State Comptroller's Office having given us the Tax Cap Law, they have still continued to make changes after the fact. This year alone, twenty-two counties were negatively affected regarding the way they were accounting for the sales tax revenue. Legislator Bower seconded the motion. Chairman Callard reaffirmed that we are not overriding the tax levy limit; we have come in under it. This is being passed in an abundance of caution. Legislator Allport wished to present a way to look at this and understand the reasoning. He said we playing in a game that is being controlled by liars and cheats. In the Governor's office and through the Senate and Assembly, for election reasons, they stood in front of the public and basically blamed the local legislators, local board supervisors and local schools for the high property taxes claiming that we are going reign in groups like ours with a 2% cap and that they would give us mandate relief

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in that following spring when they went into session, and it has been two years. He personally believes that this should be voted down and sent to the Governor, and members of our Senate and Assembly. They should be told what they can do with the 2% tax cap and no mandate relief they promised. You cannot protect us from people that control the game and can change the rules at anytime. Legislator Allport stated that in doing this, it justifies to them that we are the problem and not them. The counties are not the problem with the property taxes, it comes directly from the State out of Albany and that is why he is not supporting this. Chairman Callard stated he understands what Legislator Allport is saying and is being done strictly on an abundance of caution. He said that a resolution can be written saying what we think about the tax cap itself and he would entertain that resolution. Chairman Callard charged Legislator Allport to prepare this resolution. The following resolution was adopted:

**RESOLUTION NO. 360-1112**

ADOPTING LOCAL LAW NO. 2 OF 2012, ENTITLED A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C FOR FISCAL YEAR 2013

WHEREAS, Local Law No. 2-Intro of 2012 was introduced at a regular meeting of the Orleans County Legislature on September 26, 2012 and a Public Hearing was held on October 10, 2012, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 2 Intro of 2012, in the form hereto annexed below, and hereby is adopted as Local Law 2 of 2012; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 2 of the year 2012, together with the required text thereof in the official newspaper and shall file such adopted Local Law No. 2 of 2012 as prescribed with the Office of the Secretary of State.

LOCAL LAW NO. 2 OF 2012  
A Local Law to Override the Tax Levy Limit Established in  
General Municipal Law 3-c for Fiscal Year 2013

**Section 1. Legislative Intent**

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Orleans pursuant to General Municipal Law §3-c, and to allow the County of Orleans to adopt a budget for the fiscal year 2013 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

**Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

**Section 3. Tax Levy Limit Override**

The County Legislature of the County of Orleans, New York, is hereby authorized to adopt a budget for the fiscal year 2013 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

**Section 4. Severability**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**Section 5. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.

Moved, Johnson; second, Bower.

Roll Call: 6 ayes: Bower, Callard, Eick, Johnson, Rush, Smith; 1 nay, Allport; 0 absent.

Adopted.

**RESOLUTION NO. 361-1112**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY  
COMMITTEE

RESOLVED, that this Legislature approves the 2013 STOP-DWI  
PLAN with the New York State Department of Motor Vehicle-Governor  
Traffic Safety Committee at a cost of \$72,766, effective January 1, 2013  
through December 31, 2013. County cost \$0.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 362-1112**

AUTHORIZING EXTENSION OF AGREEMENT BETWEEN THE  
SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF  
HOMELAND SECURITY

WHEREAS, in Resolution No. 416-1108, this Legislature  
approved a grant agreement in the amount of \$33,750. to be effective  
through August 31, 2012; now, be it

RESOLVED, that this Legislature approves Appendix X extending  
Contract No. T838782 (FY08) with the New York State Department of  
Homeland Security through February 28, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the  
Chairman to sign Appendix X of said Agreement.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 363-1112**

AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF  
SOCIAL SERVICES

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*Resolutions 358-376*

RESOLVED, that this Legislature hereby authorizes the filling of a vacant full-time Keyboard Specialist position (6010.0132) in the Department of Social Services at Grade 7 of the CSEA Salary Schedule effective November 15, 2012.

Moved, Smith; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 364-1112**

SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET  
FOR THE YEAR 2013

RESOLVED, that the public hearing for the Tentative County Budget for 2013 be held on Monday, December 3, 2012 at 7:00 p.m. at the Orleans County Courthouse, Albion, New York; and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the officially designated County newspapers.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 365-1112**

SETTING DATE OF SPECIAL MEETING TO ADOPT THE 2013  
ORLEANS COUNTY BUDGET

RESOLVED, that this Legislature will call a special meeting on Wednesday, December 5, 2012 at 9:00 a.m. at the Orleans County Legislative Chambers to adopt the 2013 Orleans County Budget and have various other resolutions presented for adoption that pertain to the preparation of the 2013 Town and County tax levy.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 366-1112**

AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS

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WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending September 30, 2012; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment  
April 1, 2012 through September 30, 2012**

	Town Taxable	Double	Village Taxable	Rate	Due Town	Village share	Town share
Albion	201,783,750	403,567,500	118,118,589	29.27%	<u>20,169.95</u>	<u>5,903.46</u>	<u>14,266.49</u>
Barre	85,858,152				<u>8,907.66</u>		<u>8,907.66</u>
Carlton	190,091,756				<u>10,744.38</u>		<u>10,744.38</u>
Clarendon	151,083,826				<u>32,138.61</u>		<u>32,138.61</u>
Gaines	111,312,120	222,624,240	22,932,939	10.30%	<u>10,488.02</u>	<u>1,080.39</u>	<u>9,407.63</u>
Kendall	152,085,456				<u>23,702.38</u>		<u>23,702.38</u>
Murray	174,510,750	349,021,500	51,905,314	14.87%	<u>11,889.94</u>	<u>1,768.23</u>	<u>10,121.71</u>
Ridgeway	219,818,065	439,636,130	93,555,772	21.28%	<u>18,082.76</u>	<u>3,848.06</u>	<u>14,234.70</u>
Shelby	177,709,745	355,419,490	71,494,511	20.12%	<u>12,353.27</u>	<u>2,484.93</u>	<u>9,868.34</u>
Yates	<u>152,045,248</u>	304,090,496	<u>28,895,424</u>	9.50%	<u>9,945.90</u>	<u>945.08</u>	<u>9,000.82</u>
Total	1,616,298,868		386,902,549		158,422.87	16,030.15	142,392.72

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 367-1112**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF  
SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

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G4S Secure Solutions, f/k/a The Wackenhut Corporation, Williamsville, NY for the provision of armed security services for the County Office Building; to be effective January 1, 2013 through December 31, 2013 at a cost of \$25.96 per hour. County cost is \$8.56 per hour.

Gateway-Longview, Buffalo, NY for the provision of residential foster care services; to be effective January 1, 2013 through December 31, 2013 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

GLOW Workforce New York, Batavia, NY, a Memorandum of Understanding to establish a cooperative working relationship between the partners and to define the roles and responsibilities of the parties to this agreement with regard to implementing One-Stop Centers, affiliated sites, and one-stop system in GLOW effective from August 27, 2012 ongoing. County cost will be \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 368-1112**

**AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's budget for reimbursement from the Bullet Proof Vest Partnership, as follows:

<u>Revenue:</u>		
A4340	Bullet Proof Vest Grant	\$7,425
<u>Appropriation:</u>		
A3110.486	Special Grants	\$7,425

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.



**RESOLUTION NO. 369-1112**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND FREED, MAXICK AND BATTAGLIA, P.C.**

RESOLVED, that this Legislature approves a renewal agreement between the Health Department and Freed, Maxick & Battaglia, P.C., Liberty Bldg, Suite 800, 424 Main St., Buffalo, NY 14202, to provide Healthcare Audits and Consulting services for the Orleans County Health Department as needed for Medicare and Medicaid Cost reports required by New York State through December 31, 2012. Contract not to exceed \$15,000. Reimbursement at 36% through State aide.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Allport moved to approve an agreement with LaBella Associates for the Highway Department. Legislator Allport explained that we had nine bridges that we were to get money for. The State and Federal government is forcing down the costs to the county on bridge repairs, causing hard decisions on what infrastructure will be repaired. He stated that he believes this is part of the Agenda 21 plan and now New York State is in agreement with this and he believes that this is part of the plan by shutting down rural bridges and letting the roads deteriorate. He agrees with this resolution but opposes with what the State is doing to the local counties. Legislator Smith seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 370-1112**

**APPROVING AGREEMENT BETWEEN THE HIGHWAY  
DEPARTMENT AND LABELLA ASSOCIATES, P.C.**

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Ste 201, Rochester, NY 14614 to perform Architectural/Engineering Consulting Services for the Route 279 Waterport Bridge over Oak Orchard Creek in the Town of Carlton; and be it

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FURTHER RESOLVED, that this agreement is effective October 1, 2012 through December 31, 2015. NYS Contract #D033788, Pin 4755.29, Bin #1044370, at a cost of 137,530 with \$110,024 reimbursement and a final County cost of \$27,506.

Moved, Allport; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Johnson moved to continue the additional hours for the Emergency Management Director; seconded by Legislator Bower. Legislator Allport thanked Director Wagner for all of his work in getting the Radio system all straightened out, along with the Public Safety Committee. Legislator Johnson added that by the end of 2013 our emergency services should be well on its way with good radios and new towers. Chairman Callard stated that the new radio process will begin in December and will move forward. The following resolution was adopted:

**RESOLUTION NO. 371-1112**

**AUTHORIZING CONTINUATION OF CHANGE OF WORK HOURS  
FOR EMERGENCY MANAGEMENT DIRECTOR POSITION**

WHEREAS, Resolution No. 382-1211 authorized the continued 37.5 hours per work week for the position of Director of Emergency Management through December 31, 2012; be it

RESOLVED, that this Legislature authorizes the continuation of the Emergency Management Director's hours of 37.5 hours per week effective January 1, 2013 through December 31, 2013; and be it

FURTHER RESOLVED, that the annualized salary shall be figured on a prorated basis.

Moved Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 372-1112**

**REQUESTING THE ENACTMENT OF A SPECIAL LAW  
AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS**

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TO EXTEND THE EXPIRATION OF THE IMPOSITION OF AN  
ADDITIONAL 1% SALES AND COMPENSATION USE TAX

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax is in the best interests of the County of Orleans; be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of a senate bill and an assembly bill, entitled "An Act to amend the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax"; said bills to extend the sales tax increase through November 30, 2015.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 373-1112**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER AND  
HOSPICE OF ORLEANS COUNTY, INC

RESOLVED, that this Legislature approves an agreement between Hospice of Orleans County, Inc., 14080 Route 31 W., Albion, NY 14411 and the Villages of Orleans Health and Rehabilitation Center to provide lunch and dinner meals to Hospice for their inpatients on a daily basis for a revenue of \$11.88 per patient day effective November 8, 2012 through November 7, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Johnson moved in its entirety to oppose the Clean Water Act Draft Guidance proposed by the Environmental Protection Agency; as spoken of so eloquently by Mr. Schuth today and has been approved by NORA. Legislator Bower seconded the motion and requested that Congressman-Elect Collins should also receive a copy. Legislator Allport added his comments on this topic again referencing Agenda 21. In summary, he stated that again the Federal government is stealing private

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ownership and enforcing the destruction of American rights. By passing this legislation, they are taking away personal rights. Legislator Allport requested that this resolution be forwarded to the U.S. President also. The following resolution was adopted:

**RESOLUTION NO. 374-1112**

**OPPOSING THE CLEAN WATER ACT DRAFT GUIDANCE  
PROPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY**

WHEREAS, counties across New York State are committed to environmental stewardship and the protection of our natural resources, and recognize the need to harmonize municipal programs and services with the legislative intent and objectives of the Clean Water Act (CWA); and

WHEREAS, the CWA was not intended to protect ditches and other channels through which water flows intermittently nor was it intended to capture seeps, wet areas, isolated man-made ponds and other structures not currently subject to the CWA; and

WHEREAS, the Environmental Protection Agency (EPA) and the United States Corps of Engineers (Corps) have developed draft guidance on *Identifying Waters Protected by the Clean Water Act* (draft guidance) to clarify the EPA and Corps' understanding and definition of the CWA that will inform all of the EPA's regulatory programs and policy actions; and

WHEREAS, this draft guidance creates uncertainty, confusion and would capture a significant number of public works activities and transportation infrastructure projects that would, under the new guidance, be subject to the CWA and its costly and time-consuming permitting and regulatory protocols; and

WHEREAS, the draft guidance greatly expands the number of projects subject to jurisdictional determination or CWA permitting which do not currently require such oversight at great expense to taxpayers with little, if any, environmental benefit while diverting scarce resources from other programs that do provide environmental protection and conservation benefits; and

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WHEREAS, the financial impact of the draft guidance to New York's counties will be significant, with additional costs to roadside ditch projects and ongoing public works projects due to the need for jurisdictional determinations by the Corps or CWA permitting; and

WHEREAS, the financial impact of the draft guidance will also pose a serious threat to New York's farms, important pillars of New York's rural economies; and

WHEREAS, the Orleans County Legislature believes that it is improper to so significantly change the scope of the Clean Water Act without legislative authorization by the U.S. Congress or through the formal rulemaking process to allow public and stakeholder comments on this critically important and complex issue; now, be it

RESOLVED, that the Orleans County Legislature urges the EPA and the Corps to withdraw the draft CWA guidance immediately, work collaboratively with states and local governments to enforce the current scope of the CWA, and respect the Authority of state and local governments in ensuring the protection of our water resources; and be it

FURTHER RESOLVED, that the Orleans County Legislature supports federal legislation consistent with the above recommendations and urges its Congressional and State representatives to intercede with EPA, and requests that EPA report to them on their response, clarification, and adaptations regarding the aforementioned concerns; and be it

FURTHER RESOLVED, that a copy of this resolution will be sent to President Barack Obama, U.S. Senators Charles Schumer and Kirsten Gillibrand, New York Congresswomen Louise Slaughter and Kathy Hochul, Congressman-Elect Chris Collins, EPA Administrator Lisa Jackson, Governor Andrew Cuomo, New York Senator George Maziarz, New York Assemblyman Steve Hawley, EPA Region 2 Administrator Judith Enck, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

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**RESOLUTION NO. 375-1112**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO  
THE BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget to finish year end projects as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$12,000
<u>TO:</u>		
A1620.403	Other Contractual Expenses	\$12,000

Moved, Allport; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTON NO. 376-1112**

**APPROVING PAYMENT TO PHOENIX GRAPHICS INC FOR  
GENERAL ELECTION MATERIALS**

RESOLVED, that this Legislature approves the payment of \$12,220.50 to Phoenix Graphics, Inc., 1525 Emerson St, Rochester, NY 14606 for Optical Scan Poll Site Ballots, Absentee/Affidavit Ballots and Sample Ballots for the November 6, 2012 General Election as required by NYS Election Law and NYS 6210 Compliant.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:26 p.m.

**LEGISLATURE MEETING**

November 28, 2012

---

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present, with the exception of Legislator Johnson.

Chairman Callard asked for any discussion from the public and from the Board, with there being none, the following resolutions were then presented for adoption:

**RESOLUTION NO. 377-1112**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	2158-2265	\$328,004.82
Highway	No Claims	
Nursing Home	1136-1148; 25530-25558	\$289,406.29
Job Development	1103-1105	\$52,084.00
Self Insurance	51274-51276	\$26,514.00

Moved, Bower; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

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**RESOLUTION NO. 378-1112**

**APPROVING AN INTER-MUNICIPAL AGREEMENT WITH  
GENESEE COUNTY FOR YOUTH BUREAU OPERATION**

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County for the operation of the Youth Bureau for 2013; and

WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$850 per month from January 1, 2013 through December 31, 2013 for a total of \$10,200.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 379-1112**

**APPROVING APPOINTMENTS TO ORLEANS COUNTY YOUTH  
BOARD**

WHEREAS, the Orleans County Youth Board does recommend the appointments to said Orleans County Youth Board at this time; now, be it

RESOLVED, that this Legislature approves the following appointments to serve on the Orleans County Youth Board beginning December 1, 2012 through December 31, 2015:

Margo Bowerman	12690 NYS Rte. 31, Albion, NY 14411
Holli Nenni	245 Caroline St., Albion, NY 14411
Carrie O'Neill	17045 Roosevelt Highway, Kendall, NY 14476
Olivia Welch	15878 Bridge Rd., Kent, NY 14477
Caelan Welch	15878 Bridge Rd., Kent NY 14477
Marisa Hanlon	1424 Center Road, Kendall, NY 14476



Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 380-1112**

SETTING UNIT CHARGE FOR 2013 COUNTY SOLID  
WASTE/RECYCLING PROGRAM

RESOLVED, that this Legislature sets the unit charge for the 2013  
County Solid Waste/Recycling Program at the following rate:

- |                             |          |
|-----------------------------|----------|
| 1. One unit of Service      | \$183.00 |
| 2. One-half unit of Service | \$ 91.50 |

and be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall  
be added to each unit of service, and a \$1.00 fee to each half unit of  
service.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 381-1112**

APPROVING APPOINTMENT TO THE ALCOHOL AND  
SUBSTANCE ABUSE SUBCOMMITTEE

RESOLVED, that this Legislature approves the new appointment  
of Debbie Restivo to the Alcohol and Substance Abuse Subcommittee, to  
serve a four-year term to begin November 15, 2012 and ending November  
14, 2016.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

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**RESOLUTION NO. 382-1112**

APPROVING A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH GENESEE COUNTY FOR MAINTENANCE OF TAX MAPS

RESOLVED, that this Legislature approves a renewal Memorandum of Understanding agreement between Orleans County and Genesee County, Old County Courthouse, 7 Main St., Batavia, NY, for Maintenance of the Orleans County tax maps at a cost of \$6,500 for the term January 1, 2013 through December 31, 2013.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 383-1112**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE COUNTY CLERK'S OFFICE

RESOLVED, that this Legislature authorizes the abolishing of a full-time Index Clerk position, (1410.12) in the Office of the County Clerk; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Index Clerk position in the Office of the County Clerk at Grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of the newly created vacant position, effective January 2, 2013.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 384-1112**

APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT AND THERESA LEHMAN

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RESOLVED, that this Legislature approves an agreement between the Health Department and Theresa Lehman, 32 Mission Hill Rd, Brockport, NY 14420 to provide Related Services (Teacher of the Blind and Visually Impaired) through the 3-5 program to the eligible children of Orleans County; to be effective January 1, 2013 through December 31, 2016. Rates set by NYS Department of Health, Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

### **RESOLUTION NO. 385-1112**

#### **APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Center for Disability Rights, Rochester, NY for the provision of Consumer Directed Personal Assistance Program; to be effective January 1, 2013 through December 31, 2013 at rates set by the New York State Department of Health. County cost is \$0.

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2013 through December 31, 2013 at a cost of \$169/client. Reimbursement/County cost is dependent upon case type (TANF – 0% local cost, Safety Net – 100% local cost).

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

### **RESOLUTION NO. 386-1112**

#### **APPROVING AGREEMENT BETWEEN COMPUTER SERVICES AND TIME WARNER CABLE BUSINESS CLASS**

RESOLVED, that this Legislature approves an agreement between Time Warner Cable Business Class and Computer Services for a 10 megabit per second Internet connection at 13925 Route 31 (Public Safety

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Building) for county operations (classified as Internet DIA-direct internet access, replacing all three standard internet connections (Computer Services at 34 E. Park St., Public Health at 14012 Route 31, and Public Safety at 13925 Route 31) with one internet connection, and equalize cost for Internet services across all departments and computers as we will have only one internet connection at a cost of \$8,100, a reduction in cost of \$238 from our current internet costs. Term of the contract shall be effective December 1, 2012 through November 30, 2017.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 387-1112**

APPROVING RETAINER FOR REIMBURSEMENT CONSULTANT SERVICES FOR THE VILLAGES OF ORLEANS HEALTH & REHABILITATION CENTER

WHEREAS, the Nursing Home may require the services of a financial consultant for reimbursement issues to maximize and analyze revenues/costs; now, be it

RESOLVED, that this Legislature approves a renewal agreement for Reimbursement Consultant Services with Terry Cotton, 1235 Hunters Run, Victor, New York 14564, at a fee of \$110/hour, plus out of pocket expenses in an amount not to exceed \$17,500 per year, effective January 1, 2012 through December 31, 2013.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 388-1112**

AUTHORIZING FILLING OF VACANCY IN THE MOTOR VEHICLE DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full time Motor Vehicle Application Examiner position (1410.413) in the Motor Vehicle Department at a Grade 9 of the CSEA Salary Schedule, effective December 3, 2012.

Moved, Bower; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 389-1112**

**AUTHORIZING EXTENSION OF TEMPORARY POSITION IN  
PERSONNEL AND SELF INSURANCE DEPARTMENT**

RESOLVED, that this Legislature authorizes the extension of the temporary part-time Secretary I position (1430.07) in the Personnel and Self Insurance Department, to be effective through December 31, 2013.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Bower stated the Kevin Doherty is the one who put this agreement together between the Sheriff's Office and Verizon Select Services. He added that he did a marvelous job and asked that Kevin spend just a few minutes to bring the Board up to date. Mr. Doherty explained that Orleans County maintains the 911 center. In the original scheme, when the original center was in the jail all of the equipment was leased. The last round of upgrades, the county purchased the equipment for approximately \$200K with the expectation that that would cover the county for five years. There have since been some industry issues with the company that build the equipment, Northern Telecom. This company has since gone bankrupt and the equipment is not longer being manufactured. Verizon is not willing to provide factory back up on this relatively new equipment. Knowing that the County would be going to the next generation of equipment in the next three years, and knowing that the county needs to stay within the general parameters of what 911 service is, we had the opportunity to replace the equipment. This will prepare the County for future technological advances, such as texting 911. This equipment is currently being used by Broome County. Legislator Allport brought up an incident that took place where many texts sent to 911 during a school shooting, when unheard and unanswered due to the lack of technology. He asked if there was a regulation being put in place on the federal or state government that a message is to be sent back to the sender that the message isn't being heard. Mr. Doherty stated that people have gotten ahead of the technology. There needs to be national standards put into place. Chairman Callard asked if Orleans or Broome County could be used as pilots for the program since they would have the most advanced

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equipment. Mr. Doherty stated that it is a possibility, but that discussion has not taken place with Verizon yet. Legislator Bower then moved, seconded by Legislator Rush and the following resolution was adopted:

**RESOLUTION NO. 390-1112**  
**APPROVING AGREEMENT WITH THE SHERIFF'S OFFICE AND VERIZON SELECT SERVICES INC.**

RESOLVED that this Legislature approves a Systems Agreement in the amount of \$205,812.80 for new system equipment and a Scope of Work Agreement in the amount of \$92,872.72 for staging and installation of the equipment with Verizon Select Services Inc, 1 Verizon Way, Basking Ridge, NJ 07920 for the 911/Radio upgrades Capital Project, effective January 1, 2013 through December 31, 2018.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 391-1112**  
**AUTHORIZING CHAIRMAN TO SIGN EXTENSION OF NYS HOMELAND SECURITY GRANT IN EMERGENCY MANAGEMENT**

WHEREAS, Resolution No. 323-910 accepted the FY2009 grant agreement between Emergency Management and NYS Office of Homeland Security for the period September 1, 2009 to July 31, 2012; be it

RESOLVED, that this Legislature approves the extended contract period of August 1, 2009 to January 31, 2013 for SHSP FY2009; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute Appendix X of this grant agreement upon the review and approval of the County Attorney and the Chief Administrative Officer.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 392-1112**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, the Continuing Day Treatment Program will be closed effective January 1, 2013 due to past and projected decreases in state reimbursement; and

WHEREAS, there are viable alternatives outside of the department to serve the program clients; now, be it

RESOLVED, that this Legislature authorizes the abolishing of the following positions effective the close of business on December 31, 2012:

Mental Health Staff Counselor (4310.20) at Grade 22 of the CSEA Salary Schedule.

Mental Health Therapy Aide (4310.27) at Grade 9 of the CSEA Salary Schedule.

Mental Health Therapy Aide (4310.30) at Grade 9 of the CSEA Salary Schedule.

Mental Health Program Director (Friendship House) (4310.02) at Grade 7 of the Management Compensation Plan.

Community Mental Health Nurse (4310.45) at Grade 21 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Community Mental Health Nurse position at Grade 21 of the CSEA Salary Schedule, effective January 2, 2013, with such position to be utilized in the Orleans County Mental Health Clinic; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective January 2, 2013.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 393-1112**

**ESTABLISHING COUNTY INDIGENT BURIAL RATES**

WHEREAS, the Department of Social Services, pursuant to Section 141 of the Social Services Law is required to pay for the burial of certain indigent persons (including indigent veterans); and

WHEREAS, the County wishes to establish specified rates that will be paid to funeral homes and cemeteries for such services; now, therefore be it

RESOLVED, that this Legislature hereby establishes indigent burial rates paid by the Department of Social Services and the Veteran's Department, for the period January 1, 2013 through December 31, 2013 as follows:

<b>SERVICE</b>	<b>FEE SCHEDULE</b>
Cremation – no services	\$1200
Cremation with Memorial Service	Additional \$400
Crematory Fee	\$265
Burial – No Services:	
Infant	\$600
6 months – 5 years	\$1000
6 years – adult	\$1900
Burial with Memorial Service	Additional \$400
Concrete Vault	\$500
Oversized Casket if needed	\$128
Transportation (when a cemetery plot is owned out of county)	\$1.77/mile (up to cost of a cemetery plot in County)
Cemetery Plot	
Child	\$350



Adult	\$500
Cremation grave if available	\$281
Internment of Casket*	
Child	\$225
Adult	\$480
Internment of Remains	\$200
Lowering Device if not owned by cemetery	\$94

\*If client already owns a plot, additional internment costs may be paid, up to the cemetery's published internment rate, but additional costs cannot exceed the county cemetery plot allowance.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 394-1112**

**ESTABLISHING DAY CARE RATES IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services receives New York State Child Care Block Grant dollars for the sole purpose of providing day care subsidies to eligible low income parents; and

WHEREAS, the New York State Office of Children and Family Services establishes the maximum market rate payment ceiling for day care rates; now, be it

RESOLVED, that this Legislature hereby establishes contract day care rates paid by the Department of Social Services on behalf of eligible clients, effective January 1, 2013 as follows:

DAY CARE CENTER												
Age of Child	Under 1 ½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$6.75	\$5.75	\$0	\$6.75	\$5.75	\$0	\$6.25	\$5.25	\$0	\$6.25	\$5.25
Part-Day	\$24	\$28	\$25	\$23	\$27	\$24	\$22	\$25	\$23	\$21	\$23	\$22
Daily	\$34	\$42	\$36	\$33	\$40	\$35	\$31	\$38	\$33	\$30	\$35	\$32

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Weekly	\$0	\$190	\$180	\$0	\$180	\$175	\$0	\$170	\$165	\$0	\$160	\$160
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REGISTERED FAMILY DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.25	\$4.25
Part-Day	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19
Daily	\$28	\$30	\$29	\$27	\$30	\$28	\$26	\$30	\$27	\$26	\$30	\$27
Weekly	\$0	\$150	\$145	\$0	\$140	\$140	\$0	\$140	\$135	\$0	\$140	\$135

REGISTERED GROUP DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$5.00	\$5.00
Part-Day	\$22	\$22	\$22	\$21	\$21	\$21	\$20	\$21	\$20	\$19	\$21	\$20
Daily	\$30	\$33	\$31	\$29	\$32	\$30	\$28	\$32	\$29	\$27	\$31	\$28
Weekly	\$0	\$150	\$150	\$0	\$145	\$145	\$0	\$140	\$140	\$0	\$140	\$140

SCHOOL AGE CHILD CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$6.25	\$5.25
Part-Day	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$21	\$23	\$22
Daily	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$30	\$35	\$32
Weekly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$160	\$160

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 395-1112**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND UGI ENERGY SERVICES, INC**

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and UGI Energy Services, Inc., for the purchase of natural gas supplies at discounted rates effective November 1, 2012 through October 31, 2013; at a cost not to exceed \$54,340.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 396-1112**

**AUTHORIZING SETTING UP NEW REVENUE IN EMERGENCY  
MANAGEMENT BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

Revenue:

A1590	Radio- 911 Communications	\$47,152.28
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Appropriations:

A3640.418	Other Contractual	\$47,152.28
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Moved, Bower; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 397-1112**

**AUTHORIZING THE TREASURER TO PROVIDE SUPPLEMENT  
ALLOCATIONS TO OUTSIDE AGENCIES FROM THE  
CONTINGENCY FUND**

RESOLVED, that the Treasurer is authorized to provide supplement allocation to outside agencies from the contingency account in the 2012 budget as follows:

From:

A1990.435	Contingency Fund	\$14,500
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To:

A8745.439	Soil & Water- Authorized Agencies	\$2,500
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A8720.439	Sportsman Federation- Authorized Agencies	\$2,000
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A8750.439	Cooperative Extension- Authorized Agencies	\$10,000
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and be it

FURTHER RESOLVED, that Orleans County Soil & Water receive such funds to update field survey equipment used to assist County and Town ditch construction and maintenance; and be it

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FURTHER RESOLVED, that the Orleans County Sportsman Federation receive such funds for repairs and maintenance of the Log Cabin at the Orleans County Fairgrounds; and be it

FURTHER RESOLVED, that the Orleans County Cooperative Extension receive such funds to be applied to the outstanding principal of the Buzz Hill Education Building.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

**RESOLUTION NO. 398-1112**

**AMENDING RESOLUTION NO. 38-112 AND AUTHORIZING  
ADDENDUM TO REAL ESTATE PURCHASE AGREEMENT**

RESOLVED, that an Addendum to the Real Estate Purchase Agreement between the County and ZOR, Inc. is approved providing that the mortgage by ZOR, Inc. in favor of the County shall be in the principal sum of \$97,000 and shall be subordinate to the mortgage by ZOR, Inc. in favor of the Lake Shore Savings Bank; and be it

FURTHER RESOLVED, that the Legislature Chairman is authorized to sign all documents on behalf of the County in order to complete the transaction pursuant to the Real Estate Purchase Agreement as amended.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Johnson.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 4:54 p.m.

**SPECIAL LEGISLATURE MEETING**  
December 5, 2012

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Chairman Callard called the meeting to order at 9:00 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present.

Chairman Callard opened the floor for discussion, with there being none he called for the presentation of resolutions. Legislator Eick moved to add seven resolutions to the agenda; second by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 399-1212**

**ADOPTING THE 2013 ORLEANS COUNTY BUDGET**

WHEREAS, the 2013 tentative budget for Orleans County was presented to the general public at a public hearing held at 7:00 p.m. on December 3, 2012; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; now, be it

RESOLVED, that this Legislature does hereby adopt the 2013 tentative budget, as the Orleans County budget for 2013, with a tax levy of \$15,661,104.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved in its entirety a resolution requesting the Mandate Relief promised when the 2% Tax Cap was passed. Legislator Allport requested a unanimous second which the Board approved. Chairman Callard requested that this resolution be forwarded to the Pennysaver. He emphasized that if the State did what they promised then taxes would be lower. He expressed that without mandate relief, taxes cannot be lowered because unfunded mandates constitute 118% of our budget. We cannot cut enough, even eliminating services to the public that would carry us through that extra 18% and begin to lower the dollar amount of what the state has imposed upon us, stated Chairman Callard. The following resolution was adopted:

**RESOLUTION NO. 400-1212**

**REQUESTING THE MANDATE RELIEF PROMISED WHEN THE 2%  
TAX CAP WAS PASSED**

WHEREAS, the Orleans County Legislature urged the state not to impose a local property tax cap on county governments unless it is coupled with significant cuts and reforms to the state mandated programs that cause local property tax increases; and

WHEREAS, the New York State Association of Counties has identified just 9 state mandates that equal 90 percent of all county property taxes levied in 2010 (outside of New York City), consuming \$4 billion of \$4.4 billion in county property taxes levied. These mandates include: Medicaid, TANF/Public Assistance Safety Net, Child Welfare Protective and Preventive Care, Special Education Pre-School, Early Intervention, Probation, Indigent Defense, Youth Detention, and Pensions; and

WHEREAS, 100% of the county property taxes collected in Orleans County are consumed by unfunded or underfunded state mandates controlled at the state level; and

WHEREAS, New York is the only state to require a significant local share to fund Medicaid costs imposed at the state level representing 55% of the 2013 Orleans County property tax burden; and

WHEREAS, the State of New York mandates (requires) the delivery of State programs using local resources, causing some counties to dedicate more than 80 percent of their entire budget toward the funding of State mandated programs and fixed costs; and

WHEREAS, these State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of important local services; and

WHEREAS, these State imposed mandates continue to contribute to New York's highest in the nation local tax burden for residents and businesses, severely damaging New York's ability to attract, create and maintain good paying jobs, as well as contributing to population losses to other states; and

WHEREAS, one of the main reasons companies reject locating in New York State are the high property taxes caused by the mandates; and

WHEREAS, the State merely paying for the programs they impose would allow counties to lower property taxes, helping companies to lower operating expenses, thus helping them to be competitive in the global market; therefore be it

RESOLVED, that the Orleans County Legislature is requesting the Governor, NYS Senate and NYS Assembly to pass the mandate relief promised when the 2% Tax Cap was passed, to help counties lower property taxes; and be it

FURTHER RESOLVED, that Orleans County Legislature hereby calls on the Mandate Relief Council to take swift action in submitting a package of Mandate Relief proposals to Governor Cuomo and the State Legislature to be voted on by our State Representatives during the 2013 State Legislative Session; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, members of the New York State Legislature, NYSAC, WNY Intercounty Association and all those deemed necessary and proper.

Moved, Allport; second, Unanimous.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 401-1212**

#### **AUTHORIZING TOWN LEVIES**

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2013; be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway - Townwide;

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Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	121,067.00	178,179	
Barre		588,065	
Carlton		663,558	
Clarendon		386,550	
Gaines	74,320	187,312	29,750
Kendall		405,821	
Murray	184,295	195,024	32,217
Ridgeway	183,600	353,000	48,639
Shelby	261,626	200,977	18,781
Yates	222,800	106,500	14,825

and be it

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable, therefore, with the respective Fire Protection and Improvement Districts in the following towns, as indicated, the amounts for the purpose of such districts as follows:

TOWN	DISTRICT	AMOUNT
Albion	Fire Protection	102,774
	Water District 1	18,000
	Water District 3	74,000
	Water District 4	28,569
	Water District 5	60,692
	Water District 6	21,520
	Water District 7	7,360
	Water District 8	15,000
	Water District 9	9,960
	Sewer District 1	50,765
Barre	Fire District	112,200
	Water District 1	24,254
	Water District 2	12,550
	Water District 3	11,365
	Water District 4	16,214
	Water District 5	37,236
Carlton	Fire Protection	113,615
	Light District I	7,500
	Light District II	10,200
	Water	324,590



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Clarendon	Fire Protection	165,774
	Water District 2	47,353
	Water District 3	76,253
	Water District 4	59,911
	Water District 5	18,823
	Water District 6	29,146
	Water District 7	43,897
	Water District 8	9,753
	Water District 9	7,627
	Water District 10	63,452
Gaines	Fire Protection	32,209
	Water District 2	12,657
	Water District 3	11,283
	Water District 4	17,425
	Water District 5	5,315
	Water District 6	8,451
	Water District 7	11,908
	Water District 8	8,470
	Water District 9	6,945
	Water District 10	9,920
Kendall	Fire District 1 (Kendall)	160,500
	Fire District 2 (Morton)	73,708
	Light District 1	5,700
	Light District 2	3,385
	Light District 3	1,975
	Water District 1	3,983
	Water District 2	16,179
	Water District 3	21,172
	Water District 4	71,804
	Water District 5	18,482
Water District 6	13,641	
Murray	Fire Protection District 1	63,062
	Fire District 2 (FHM)	103,723
	Light District 1 (Fancher)	2,400
	Light District 2 (Hulberton)	3,320
	Light District 3 (Brockville)	1,200
	Water District 1	5,000
	Water District 2	31,000
	Water District 3	22,582
	Water District 4	6,000
	Water District 5	4,300
Water District 6	12,000	
Water District 7	19,500	
Water District 8	16,440	
Water District 9	6,500	

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	Water District 10	7,000
	Water District 11	103,054
	Water District 12	12,000
	Water District 13	19,201
	Water District 14 (Gaines)	3,900
Ridgeway	Fire Protection	180,470
	Light	3,000
	Water Improvement 31-E	10,400
	Water improvement 269	8,781.50
	Water District 2	18,890
	Water District 3	32,258
	Water District 4	71,913.50
	Water District 5	26,363.63
	Water District 6	13,887.88
	Water District 7	5,462.50
	Water District 8	9,760
	Water District 9	6,350
	Water District 10	11,162.63
	Knowlesville Sewer District	26,520
Shelby	Fire Protection District (Shelby & East Shelby)	229,118
	Light District 1 (Shelby)	2,550
	Light District 2 (Millville)	1,300
Yates	Fire Protection	78,800
	Water District 4	175,310

and be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	6,598.03			396,805
Barre	1,584.20			588,065
Carlton	11,931.90		3,710.00	197,463
Clarendon	5,283.57		577.50	369,065
Gaines	207.48		0	279,500
Kendall				266,839

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Murray	525.81	4,103.75	232,199
Ridgeway	19,664.24		317,028
Shelby	20,055.44		395,018
Yates	2,897.20		257,539

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 402-1212**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID RECYCLING-SOLID WASTE PROGRAM FEES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to add the following 2012 Unpaid Solid Waste/Recycling Fees to the 2013 tax rolls of the several towns in Orleans County:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	\$15,244.74
	Outside	5,768.28
Barre		6,592.32
Carlton		14,317.72
Clarendon		6,798.33
Gaines	Inside	1,236.06
	Outside	7,519.37
Kendall		6,798.33
Murray	Inside	5,356.26
	Outside	8,858.43
Ridgeway	Inside	14,626.71
	Outside	12,154.59
Shelby	Inside	8,034.39
	Outside	7,004.34
Yates	Inside	2,678.13

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	Outside	8,755.46
Total		\$131,743.46

Moved, Johnson; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 403-1212**

AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID  
 SCHOOL TAXES

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2013 tax rolls of the respective towns as of November 1, 2012:

<u>TOWN</u>		<u>AMOUNT</u>
Albion	Inside	141,204.10
	Outside	83,731.08
Barre		65,056.83
Carlton		334,785.26
Clarendon		200,628.39
Gaines	Inside	9,531.53
	Outside	96,927.89
Kendall		207,003.09
Murray	Inside	196,708.33
	Outside	285,209.19
Ridgeway	Inside	149,286.84
	Outside	186,115.45
Shelby	Inside	108,767.79
	Outside	179,011.66
Yates	Inside	33,608.50
	Outside	131,935.52
Total		2,409,511.45

Moved, Johnson; second, Bower.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 404-1212**

AUTHORIZING TREASURER TO RELEVY CERTAIN UNPAID  
 VILLAGE TAXES

RESOLVED, that the Orleans County Treasurer is authorized to relevy certain unpaid village taxes to the 2013 tax bills, adding a 5% penalty, as follows:

<u>VILLAGE</u>	<u>TOWNS:</u>	<u>AMOUNT</u>
Village of Albion	Town of Albion	147,536.93
	Town of Gaines	12,803.85
Village of Holley		85,985.30
Village of Lyndonville		18,985.95
Village of Medina	Town of Ridgeway	105,101.72
	Town of Shelby	101,396.59
<b>TOTAL</b>		<b>471,810.34</b>

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 405-1212**

**AUTHORIZING TREASURER TO CHARGE BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN AND SCHOOL DISTRICTS**

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 13, 2012, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns and schools within the County, as follows:

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	Court Order Total	TOTAL
<b>ALBION</b>									
Michael & Frank Mack	73.6-3-17	2012				3.78			3.78
Rural Housing Opportunities	73.6-7-15	2012	289.02	85.81					374.83
Albion Correctional Facility	72.-1-21	2012	597.45		248.59				846.04
Mark Petronio	82.-1-14.1	2012				206.01			206.01
<b>CARLTON</b>									
OOOTL, LLC	7.13-1-1.111	2012	1,538.06	802.06				2,340.12	
Slavena Ruseva	19.-1-75	2012		192.26	100.27				292.53
Donald Cooley	30.-1-70.22	2012		75.00					75.00
Donald Cooley	30.-1-70.22	2011		75.00					75.00

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CLARENDON									
Michael Lovria & B.Crider	87.-3-27.225	2012		504.49					504.49
Gerald & Kim Zarpentine	98.-1-38	2012	57.82	36.05					93.87
KENDALL									
Gary & Kelly Sulphen	11.-13-1-46	2012	60.52	123.50					184.02
Denis Kondakov	11.14-1-50.1	2012	87.41	170.38					257.79
MURRAY									
United States of America	88.5-1-32	2008	7.50				11.72		19.22
Richard Downey	65.-1-17.1	2012	72.46	30.83					103.29
TOTALS			\$2,710.24	\$2,095.38	\$348.86	\$209.79	\$11.72	\$2,340.12	\$3,035.87

Grand Total = \$5,375.99

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 406-1212**

**AUTHORIZING LEVYING CHARGE BACKS**

WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

<u>TOWN</u>	<u>OUTSIDE</u>	<u>INSIDE</u>
Albion		85.81
Barre		
Carlton	1,144.32	
Clarendon	540.54	
Gaines		
Kendall	293.88	
Murray	30.83	
Ridgeway		
Shelby		
Yates		

Total amount charged to Towns: \$2,095.38

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 407-1212**

**APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES**

RESOLVED, that this Legislature authorizes charge backs for Data Management Services, user fees, tax bills, and rate and map files to be levied on to the 2013 taxes, as follows:

**CHARGEBACKS TO TOWNS FOR 2012**

TOWN		NO. OF PARCELS	Real Property	Tax Collector User Fees	RATE & MAP Files	RPS User Fees	Total	Total Town
Albion	Inside	1603	2,003.75	0		0	2,003.75	
	Outside	949	1,186.25	0	150.00	890.00	2,226.25	4,230.00
Barre		1391	1,738.75	218.88	150.00	1,020.00	3,127.63	3,127.63
Carlton		2460	3,075.00	100.44	150.00	1,220.00	4,545.44	4,545.44
Clarendon		1777	2,221.25	213.24	150.00	1,020.00	3,604.49	3,604.49
Gaines	Inside	237	296.25	0		0	296.25	
	Outside	1033	1,291.25	0	150.00	450.00	1,891.25	2,187.50
Kendall		1698	2,122.50	0	150.00	1,020.00	3,292.50	3,292.50
Murray	Inside	694	867.50	23.52		0	891.02	
	Outside	1422	1,777.50	55.92	150.00	1,220.00	3,203.42	4,094.44
Ridgeway	Inside	1401	1,751.25	48.00		0	1,799.25	
	Outside	1741	2,176.25	68.64	150.00	1,320.00	3,714.89	5,514.14
Shelby	Inside	957	1,196.25	0		0	1,196.25	
	Outside	1347	1,683.75	0	150.00	878.00	2,711.75	3,908.00
Yates	Inside	384	480.00	46.08		0	526.08	
	Outside	1346	1,682.50	161.52	150.00	662.00	2,656.02	3,182.10
Totals		20,440	25,550.00	936.24	1,500.00	9,700.00	37,686.24	37,686.24

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson inquired from Treasurer Heard if our unpaid taxes are higher this year. Treasurer Heard stated that they actually are all lower. The Waste/Recycling is down by \$3,000; unpaid school taxes is down \$90,000 which could include a few big parcels being paid and the unpaid school taxes are down by \$11,000. Chairman Callard was amazed at the size of the unpaid school taxes being \$2.4 million and the Villages is \$472,000. He said it is still sizable and we make those entities whole, as required by law, so we are absorbing those taxes.

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Legislator Allport moved to adjourn; second by Legislator Rush. Meeting adjourned at 9:12 a.m.



## **LEGISLATURE MEETING**

December 12, 2012

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Chairman Callard called the meeting to order at 4:32 PM. After the pledge to the flag and invocation, led by retiring Jail Chaplin Rev. Moss, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Employee Assistance Program is pleased to announce Janet Cheverie was recognized as Employee of the Month for November 2012. Janet is Coordinator of the Child Support Collections Unit. Staff nominating Janet described her as “a role model for the unit”, “very much a team player”, and “is always courteous, respectful, and caring to everyone.”

Legislator Bower, Chairman of the Public Safety Committee requested Sheriff Hess and Rev. Moss to join him. He presented a Special Recognition Award to recognize Rev. Moss retiring with 25 years of service as the Orleans County Jail Chaplin. Sheriff Hess also presented Rev. Moss with a plaque from the Sheriff’s Office and the Jail Administration for his dedicated support of his Jail ministry. Rev. Moss with gratefulness accepted the awards. He said it is not easy to work with those that are incarcerated. He thanked them all and stated he was proud of what our leaders are doing for Orleans County.

Legislator Smith, Chairman of the Economic Assistance & Opportunity Committee, presented a Special Recognition Award to Debra Sherk for 32 years of service to Orleans County. She retired as an Employment and Training Counselor in the Job Development Agency. She was applauded for her service.

Chairman Callard, on behalf of the Employee Assistance Committee, announced the December 2012 Employee of the Month. This person is an exemplar of what it truly means to be an employee of the month, read Chairman Callard. Susan Heard, Treasurer, nominated this employee for organizing the Red Cross Hurricane Sandy Relief effort for Orleans County Employees to wear jeans and red shirts. She made ribbons for employees to wear who have uniforms. She made this happen. Together Orleans County Employees raised over \$1,500. Departments submitted pictures and were displayed during our Legislature meeting. The EAP committee selected Nadine Hanlon, Clerk of the Legislature, as employee

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of the month for recognition in taking the initiative in organizing this relief effort and donating her time in preparing ribbons. Clerk Hanlon was presented a certificate and congratulated by Chairman Callard and the entire room.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through November 2012. Treasurer Heard said that even though it looks good for November, keep in mind that \$3 million has left the General Fund to pay the retirement bill, and \$790,000 left the Nursing Home fund. Also note disbursements grew because \$858,000 was paid in Community College bills with a lot of that going to GCC.

Chairman Callard stated that before he opens the discussion, he wanted to make two announcements. He stated that in his presentation of the State of the County Address he discussed the idea of an Orleans County Historical Museum. Throughout the year he has participated in meetings regarding the same with interested community people. Today he is announcing that Legislator William Eick will be representing the County Legislature in the on-going conceptualization and development of the museum with community leaders and organizations with the intent of determining site location and operational mechanics by year-end 2013.

In order to better serve the museum project Legislator Eick is resigning his position on the Board of Directors of the Orleans County Economic Development Corporation effective December 31, 2012. Chairman Callard also has asked Legislator Bower to move up from the EDA Local Development Corporation into Legislator Eick's board position on the EDA; and Legislator Allport to move into Legislator Bower's board position on the EDA LDC.

Another one of his concerns has been restoring distressed properties to the tax rolls. Chairman Callard has met with the town supervisors and the village mayors throughout the year to discuss strategies of restoring properties to productive uses and to eliminate blight. This year the county has cooperated with the villages to remove a number of distressed properties where there is an opportunity for growth and development. Now the county will be formalizing an agreement with the Orleans County Land Restoration Corporation with the intent of facilitating the effort with a dedicated purpose, structure, and mechanism. The county will continue to have discussions with the local representatives on prospective

opportunities, but the execution of the projects will be handled by the corporation.

Chairman Callard stated that a resolution will be presented to that effect and wanted to thank Village of Holley trustee Ross Gaylord, Albion Village Mayor Theodorakos, and Medina Village Mayor Meier for attending today's meeting.

Chairman Callard opened the floor for discussion. Paul Lauricella, Yates, inquired of Resolution No. 448-1212 asking if this is \$100,000 or if it is \$50,000 going from one account to another. Chairman Callard stated it is \$50,000 going from the Contingency Fund to other contractual expenses which is not an annual thing, it is a new item. Mr. Lauricella suggested instead of spending \$50,000, that possibly someone in this legislative body or someone else in the county can research, for only a couple thousand dollars, through the internet as to what other states or counties are doing to be successful. Mr. Lauricella explained in length his thoughts on spurring economic development. He suggested that we look outside New York State, in states that make things work, referencing Houston, Texas.

Mr. Lauricella also expressed that he has had a hard time understanding why seven republicans voted to raise taxes. He further expressed that cuts need to be made in services that affect a lot of people and therefore more people will be available to complain to the State of New York.

Allen Lofthouse, Kendall, questioned why amounts are not entered in Resolution No. 408-1212. Treasurer Heard explained that amounts are not final until all checks are written. She expressed that she may want to hold a check from being paid. Amounts are entered into the final minutes when the abstract is issued with check numbers and final amount is signed off on, as explained by Clerk Hanlon. Mr. Lofthouse also asked about tax payer costs in Resolution No. 420-1212, and why would we need this program. Mr. Nesbitt explained in detail that we have this program for many reasons which includes using it for counseling services for our workforce, employees in distress, and an alternative to other forms of discipline, with additional reasons. He further explained that we spend money training our employees and this is a helpful tool to address employee relations.

Andrew Meier, Village Mayor of Medina, voiced his support for Resolution No. 444-1212. He thanked the Legislature for their support in

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community blight. He said many meetings have been held and have yielded cooperative efforts for demolition of properties using village and county highway crews to save costs. He stated he appreciates the use of the In Rem process to address other blight areas and getting new owners to repair these properties and bring properties back on the tax rolls. Again, he thanked the efforts in the re-investment back into our communities.

Dean Theodorakos, Village Mayor of Albion, echoed Mayor Meier's comments in regard to the support of the county and the ongoing conversations on restorations. He said these are hardcore, abandoned, unproductive properties, off the tax rolls for three years, typically it is a vicious cycle. It then goes to tax sale, pays \$5,000 to purchase and in turn costs \$75,000 to bring properties up to code. These are the properties we need help with therefore the Village of Albion also supports Resolution No. 444-1212.

Paul Lauricella questioned if taxpayers money is going into fixing these properties and then asked if the property will be resold at an auction at a higher price. Chairman Callard indicated that some homes that are so deteriorated that it has a negative impact on the surrounding properties thus lowering the assessed valuation of the neighborhood and are beyond repair therefore should be leveled. We have worked with the villages to eliminate some of those properties, few in number, but they might be potential for commercial investment only after possible remediation. These are unique opportunities but want to set up a mechanism that it easier to handle, this is where the Land Restoration Corporation can help. We are not set up through this legislature to do this on our own so a dedicated corporation can do that for us stated Chairman Callard. Mr. Lauricella questioned with all of the zoning and a state code, once a property is demolished, can it be rebuilt with the setback requirements. Chairman Callard stated that all things need to be considered and a lot of investigative work done to make sure it is a good investment and accept a project. Mr. Lauricella is in favor of putting properties back onto the tax roll.

Legislator Eick reported on the hazardous intersection of Rte. 31 and Salt Works Road. He reported that the Town of Shelby sent a resolution to the State, which this Legislature also supported, for this intersection and asked that it have a no passing zone, with a double strip installed, and a reduced speed zone. He stated with the help of Assemblyman Hawley, NYS DOT finished their study and concluded that they felt a double line and lowered

speed zone would be installed at this intersection by spring. Legislator Eick stated that things can be done if enough pressure is placed on the right people. Mr. Lauricella questioned who would be responsible for maintaining this stripe. Legislator Eick indicated the State Highway would maintain it.

Legislator Eick moved to add four resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption. The following resolutions were presented for adoption:

**RESOLUTION NO. 408-1212**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	2278-2435	\$359,028.00
Highway	101-109; 192-211	\$88,095.72
Nursing Home	1153-1160; 25559- 25602	\$237, 126.42
Job Development	1106-1110	\$3,703.40
Self Insurance	1013-1016, 51276- 51277; 51348-51349	\$23,930.06

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

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**RESOLUTION NO. 409-1212**

**APPROVING APPORTIONMENT OF THE 2013 GENERAL COUNTY BUDGET**

RESOLVED, that the apportionment of the General County Budget for 2013, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature.

Moved, Johnson; second, Bower  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 410-1212**

**APPROVING ABSTRACT OF 2013 SOLID WASTE/RECYCLING PROGRAM FEES**

RESOLVED, that the Abstract of 2013 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 411-1212**

**APPROVING ABSTRACTS OF TAX ROLLS**

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3) Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the County and be fixed as the tax rates for the extension of taxes in such districts.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 412-1212**

**APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS**

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; be it

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and be it

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 413-1212**

**AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 342-1012 canceled the December 26, 2012 Legislature Meeting; therefore be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of December 26, 2012:

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Fund/Department	Check Number (s):	Amount:
General	2447-2619	\$436,425.33
Highway	110-112; 212-220	\$73,483.40
Nursing Home	1161-1170; 25603-25642	\$1,015,194.29
Job Development	1113-1123	\$56,716.91
Self Insurance	No Claims	

Moved, Johnson; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 414-1212**

#### **APPOINTING COMMISSIONER OF ELECTIONS**

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2012; and

WHEREAS, a recommendation has been received from the Orleans County Democrat Committee recommending that Janice Grabowski be reappointed as Commissioner of Elections effective January 1, 2013; therefore, be it

RESOLVED, that this Legislature appoints Janice Grabowski as the Commissioner of Elections for the term of January 1, 2013 through December 31, 2014 at the rate of pay authorized in Resolution No. 336-1012, the adopted 2013-2014 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2013 – June 30, 2013	\$ 17,595
July 1, 2013 – December 31, 2013	17,770
January 1, 2014 – June 30, 2014	17,948
July 1, 2014 – December 31, 2014	18,128

Moved, Eick; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 415-1212**

#### **APPOINTING COMMISSIONER OF ELECTIONS**



WHEREAS, the current term for the Commissioner of Elections expires December 31, 2012; and

WHEREAS, a recommendation has been received from the Orleans County Republican Committee recommending that Dennis Piedimonte be reappointed as Commissioner of Elections effective January 1, 2013; therefore, be it

RESOLVED, that this Legislature appoints Dennis Piedimonte as the Commissioner of Elections for the term of January 1, 2013 through December 31, 2014 at the rate of pay authorized in Resolution No. 336-1012, the adopted 2013-2014 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2013 – June 30, 2013	\$ 17,595
July 1, 2013 – December 31, 2013	17,770
January 1, 2014 – June 30, 2014	17,948
July 1, 2014 – December 31, 2014	18,128

Moved, Eick; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the County Treasurer to make year end adjustments for the year ending December 31, 2012 upon the recommendation of our independent auditors; seconded by Legislator Bower. The following resolution was approved:

**RESOLUTION NO. 416-1212**

**AUTHORIZING COUNTY TREASURER TO MAKE YEAR END ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2012**

WHEREAS, the independent auditors have recommended that the County Treasurer request a “blanket resolution” to allow for any budget adjustments that may be required at year end; be it

RESOLVED, that this Legislature authorizes the Treasurer to make the necessary budget adjustment and inter-fund transfers, and furnish copy of said adjustment to the Clerk of the Legislature when completed.

Moved, Johnson; second, Bower.

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Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 417-1212**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ROYAL EMPLOYER SERVICES**

RESOLVED, that this Legislature approves a renewal agreement with Royal Employer Services, 430 East Main St., Batavia, NY 14020 for the provision of an Employee Assistance Program, at a cost \$7,416 for the 2013 year, agreement effective from January 1, 2013 through December 31, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 418-1212**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING OF POSITIONS IN THE ORLEANS COUNTY PROBATION DEPARTMENT**

WHEREAS, with the result of recent resignations and a retirement, the Orleans County Probation Department has a plan for re-organization of personnel; now, therefore be it

RESOLVED, that this Legislature rescinds Resolution No. 341-1012 authorizing filling a Probation Supervisor position; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishment of a vacant full-time Probation Supervisor position (3140.20) in the Probation Department at a Grade 21 of the CSEA Salary Schedule; effective December 13, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of two full time Probation Officer II positions in the Probation Department at a Grade 19 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant positions effective December 13, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishment of each of the two Probation Officer positions upon the filling of each newly created vacant Probation Officer II; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a vacant full time Probation Officer position in the Probation Department at a Grade 18 of the CSEA Salary Schedule effective December 13, 2012.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 419-1212**

**AUTHORIZING FILLING OF VACANCY IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant Clinic Therapist position (4310.13) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule, effective December 24, 2012.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 420-1212**

**APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2013**

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2013; be it

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RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2013 as follows:

EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM PLAN

REVENUES:

Commissions/Deposits 2013	\$ 6,200.00
Raffles	200.00
Total	<u>\$ 6,400.00</u>

PROGRAM EXPENDITURES:

GCASA Contract	\$1710.00
Employee of the Month Program	475.00
Summer Picnic	1,000.00
EAP Activity or Purchase	\$2,000.00
Holiday Luncheon	\$1,100.00
Miscellaneous	\$115.00
Total	<u>\$6,400.00</u>

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 421-1212**

APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Charles Kinsey	Computer Services - Management	1/1/13-12/31/14
Nola Goodrich-Kresse	Health (GCASA Liaison)	1/1/13-12/31/14
Debbie Varley	Social Services – CSEA Representative	1/1/13-12/31/14
Nicole Spohr	Sheriff’s Office – OCSEA Representative	1/1/13-12/31/14
Marc O’Brien	Mental Health - Management	1/1/13-12/31/13

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 422-1212**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE DEPARTMENT OF STATE**

RESOLVED, that this Legislature approves an agreement between the Orleans County Sheriff's Office and New York State Department of State for reimbursement to the County, in the amount of \$22,761, for costs associated with the Enhanced Wireless 911 services incurred from April 1, 2012 through March 31, 2015.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 423-1212**

**APPROVING AGREEMENTS BETWEEN THE HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Public Health Department and the following agencies:

3D Delivery/dba Genesee Delivery, 58 Kingsbury Avenue; Batavia, NY 14020 to provide delivery services for the Orleans County Health Department to the Erie County Public Health Lab for water and medical samples. Contract period, January 1, 2013 through December 31, 2013. Reimbursement from State aid.

Erie County Public Health Lab, 503 Kensington Ave. Buffalo, NY 14214 to provide Lab services for the Public Health Nursing division and the Environmental Health water program. Contract option to renew for an additional year for two years. Contract period January 1, 2013 through December 31, 2013. Reimbursement from NYS Water grant, fees and state aid. Count Cost \$0.

Orleans County Sheriff's Department/Animal Control Officer 13925 Rt. 31 West, Suite 200, Albion, NY 14470 to provide Animal Control services for the Orleans County Health Department and its Rabies program.

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Contract period January 1, 2013 through December 31, 2017.  
Reimbursement from NYS Rabies Grant.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 424-1212**

APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT AND LABELLA ASSOCIATES, P.C.

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St, Ste 201, Rochester, NY 14614 to provide Consultant Engineering Services for the Replacement of Hulberton Road Bridge over West Branch of Sandy Creek in the Town of Murray; and be it

FURTHER RESOLVED, that this agreement is effective December 1, 2012 through December 31, 2015. NYS Contract #D033855, Pin 4755.42, Bin #2257910, at a cost of \$159,800 with \$127,840 reimbursement and a final County cost of \$31,960.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 425-1212**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND ACM MEDICAL LABORATORY, INC.

RESOLVED, that this Legislature approves the agreement between The Villages of Orleans Health & Rehabilitation Center and ACM Medical Laboratory, Inc., 160 Elmgrove Park, Rochester, NY 14624, for phlebotomy and laboratory services utilizing the Medicare Fee Schedule effective November 27, 2012 through November 26, 2013; and be it

FURTHER RESOLVED, that this Legislature approves this contract to automatically renew for a total of four (4) successive twelve (12) month terms, expiring November 26, 2017, or until either party terminates this agreement per the contract.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 426-1212**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH  
DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2013 calendar year:

Friends of Mental Health in Orleans County, 20 S. Main St, Albion, NY 14411, providing Mental Health Association advocacy services and drop-in center at a cost of \$63,663. County cost is 0.

John G. Amos, Ph.D., 9 Woodrose Dr, Webster, NY 14580, providing services as Consulting Psychologist for 14 on-site hours per week at an hourly rate of \$115.21. County cost is \$5,420.

Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Ct, Hoboken, NJ 07030, for contract services to be performed by Anthony Racaniello, MD as Staff Psychiatrist for an average of 50 on-site hours per month at an hourly rate of \$132.48. County cost is \$5,564.

Tulio Ortega, MD, 2 Featherstone Ct, Pittsford, NY 14534, providing services as Medical Director for an average of 11 on-site hours per week at an hourly rate of \$136.45. County cost is \$5,043.

Orleans County Attorney, PO Box 606, Medina, NY 14103, providing attorney services as needed for matters requiring counsel at a cost of \$7,500. County cost is \$525.

Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, NY 14032-9001, providing services as Staff Psychiatrist for an average of 20 hours per month at an hourly rate of \$185.00, which includes on-site time and time away from the department while conducting department evaluations. County cost is \$41,292.

Ann P. Burbank, NPP, 32 Park View Dr, Pittsford, NY 14534, providing services as a Psychiatric Nurse Practitioner for up to 384 hours for the

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duration of this 12-month contract at an hourly rate of \$97.93. County cost is \$2,632.

Kashinath B. Patil, MD, 490 Ridge Rd, Rochester, NY 14621, providing services as a Staff Psychiatrist for up to 240 hours for the duration of this 12-month contract at an hourly rate of \$132.48. County cost is \$2,226.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 427-1212**

**APPROVING GRANT AWARD AND AGREEMENT BETWEEN PROBATION AND THE OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES THROUGH THE DIVISION OF CRIMINAL JUSTICE SERVICES**

WHEREAS, the Governor's Traffic Safety Council is providing the Division of Criminal Justice Services (Office of Probation) a third year funding opportunity to support supervision of Leandra's Law provisions; therefore be it

RESOLVED, that this Legislature accepts the Governor's Traffic Safety Committee Ignition Interlock Device Monitoring Project Award under contract number T523683; and be it

FURTHER RESOLVED, that this Legislature authorizes the Orleans County Probation Department to approve an agreement with the State of New York Division of Criminal Justice/Governor's Traffic Safety Council to continue to implement and supervise an Ignition Interlock Device Monitoring Program, which is a state mandated program, and will be reimbursed \$114.66 per case up to a maximum of \$11,131 (Increase of \$2,217) for Leandra's Law Ignition Interlock Device (IID) cases effective October 1, 2012 through September 30, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 428-1212**

**AUTHORIZING EXPENDING STATE HOMELAND SECURITY  
GRANT FUNDS IN EMERGENCY MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP Grant funds for the purchase of an 96kw generator and trailer at a cost of \$36,117.50 with an additional \$4,194.30 for hardware as required to utilize this equipment, said expenses to be paid from NY State Homeland Security Grant funds FY 2009, 2010, and 2011 per the approved work plans; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

Revenue

A4309.2009	State Homeland Security Grant Program FY2009	\$ 4,725.76
A4309.2010	State Homeland Security Grant Program FY2010	\$ 14,311.04
A4309.2011	State Homeland Security Grant Program FY2011	\$ 21,275.00

Appropriation

3640.486.2009	Grant SHSP FY2009	\$ 4,725.76
3640.486.2010	Grant SHSP FY2010	\$14,311.04
3640.486.2011	Grant SHSP FY2011	\$ 21,275.00

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 429-1212**

**AUTHORIZING PAYMENT TO TROTT COMMUNICATIONS  
GROUP FOR ENGINEERING SERVICES**

WHEREAS, Trott Communications Group invoices not covered by Resolution No. 34-112 for services are included in the settlement with Sprint and EFJ, said funds set up as new revenue in Resolution No. 396-1112 Emergency Management Budget, 3640.418 Other Contractual; be it

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RESOLVED, that this Legislature authorizes the payment of Trott Communications Group invoices totaling \$46,152.28; to be paid from A3640.418 - Other Contractual.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 430-1212**

AUTHORING FILLING VACANCY IN THE OFFICE FOR THE AGING

RESOLVED, as a result of a retirement, this Legislature authorizes filling a permanent full time Caseworker position (6772.29) at the Office for the Aging at grade 16 of the CSEA Salary Schedule effective December 26, 2012.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 431-1212**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE OFFICE FOR THE AGING DEPARTMENT

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Personal Care Aide position (6772.29) in the Office for the Aging Department at Grade 4 of the CSEA Salary Schedule, effective December 31, 2012; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a part-time Personal Care Aide position in the Office for the Aging Department, at Grade 4 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position, effective January 2, 2013.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 432-1212**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND MEDICAL ANSWERING SERVICES**

RESOLVED, that this Legislature does hereby approve a renewal agreement between the Orleans County Department of Social Services and Medical Answering Services, Syracuse, NY for the provision of scheduling of non-emergency Medicaid transportation; to be effective January 1, 2013 through December 31, 2013 at a cost not to exceed \$42,000. County cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 433-1212**

**AUTHORIZING AN AGREEMENT FOR A SHARED DIRECTOR OF PATIENT SERVICES FOR PUBLIC HEALTH BETWEEN ORLEANS AND GENESEE COUNTIES**

WHEREAS, Orleans and Genesee County are committed to providing essential Public Health Services to their County residents; and

WHEREAS, Resolution No. 319-912 adopted on September 26, 2012, did authorize an inter-municipal agreement between the Orleans County and Genesee County Legislature and supported by Orleans and Genesee Boards of Health to provide a Shared Public Health Director and Environmental Health Director/Deputy Public Health Director effective through December 31, 2014; and

WHEREAS, the sharing of a Director of Patient Services will further expand the sharing of public health services and cost savings to Orleans County; be it

RESOLVED, that the Orleans County Legislature hereby approves an agreement with the Genesee County Legislature, Orleans County Board of Health, and the Genesee County Board of Health for the provision of providing a Shared Director of Patient Services effective January 1, 2013 through December 31, 2013; and be it

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FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute this agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 434-1212**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS WITHIN THE PROBATION DEPARTMENT BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Probation Department budget to cover the cost of needed safety equipment as follows:

<u>From:</u>		
A3140.100	Personal Services	\$1,120.89
<u>To:</u>		
A3140.251	Safety Account	\$1,120.89

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 435-1212**

**APPROVING AGREEMENT BETWEEN THE OFFICES OF DISTRICT ATTORNEY AND ORLEANS COUNTY ATTORNEY**

WHEREAS, Resolution No. 409-1007 authorized the District Attorney to handle and prosecute juvenile delinquency proceedings and further authorized an agreement between the offices of the County Attorney and District Attorney; be it

RESOLVED, that this Legislature approves a renewal agreement between the offices of County Attorney and District Attorney for attorney and staff services in handling juvenile delinquency proceedings in the amount of \$10,600 per year for the 2012 and 2013 calendar years.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize salary scheduled for Management, certain Part-time and Unclassified Employees and would like the Voting Machine Technicians removed from this resolution; seconded by Legislator Bower. The following resolution was adopted:

**RESOLUTION NO. 436-1212**

**AUTHORIZING SALARY SCHEDULES FOR MANAGEMENT,  
CERTAIN PART-TIME AND UNCLASSIFIED EMPLOYEES**

WHEREAS, the Orleans County Legislature aproved the 2013/2014 Management Compensation Plan by passing Resolution No. 336-1012; now, be it

RESOLVED, that employees are also authorized to receive any increments they are entitled to under the plan; and be it

FURTHER RESOLVED, that the following salaries, effective January 1, 2013, are authorized for certain part-time and unclassified employees:

<u>Annual:</u>	<u>1/1/13-6/30/13</u>	<u>7/1/13-12/31/13</u>
County Historian	\$8,053	\$8,134
Deputy Budget Officer	4,354	4,397
Deputy Fire Coordinator	1,516	1,531
Fire Investigator	1,516	1,531
Parole Denial Attorney	20,242	20,445
Insurance Program Assistant	2,245	2,267
Corporate Compliance Officer	2,664	2,691
Administrative Assistant – MFCTF	2,601	2,627
Coroner (*)	1,765	1,783

\*Plus \$100 per case

Director of Computer Services	75,368	76,122
IT Operations Analyst I	54,465	55,009

<u>Daily:</u>		
Examination Monitor (Full Day)	112.64	113.76

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Examination Monitor (Half Day)	56.33	56.89
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Hourly

Animal Control Officer	13.25	13.38
Fuel Farm Manager	26.08	26.35
Medical Director (Jail & N.H.)	90.50	91.40

and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$16,424 for 2013; with the remaining members of the Legislature to be paid an annual salary of \$10,948 each.

Moved Johnson, second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard stated that this Board will move on the Voting Machine Technicians at the next meeting with a corrected amount.

**RESOLUTION NO. 437-1212**

RE-APPOINTING REPRESENTATIVE TO THE OPEN SPACE  
REGIONAL ADVISORY COMMITTEE

RESOLVED, that this Legislature re-appoints Wayne Hale, Director of Planning as the Orleans County representative on the Region 8 Open Space Advisory Committee effective through December 31, 2013.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 438-1212**

APPROVING RENEWAL AGREEMENT BETWEEN THE SHERIFF'S  
OFFICE AND NEW YORK STATE UNIFIED COURT SYSTEM

WHEREAS, Resolution 125-310 approved a five-year agreement between the Sheriff's Department and the New York State Unified Court System to reimburse the county for security personnel in the courthouse; now, therefore be it

RESOLVED, that this Legislature approves a one year renewal with the New York State Unified Court System, for contract no. C200438, with a maximum reimbursement of \$278,000 for the term of April 1, 2012 through March 31, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 439-1212**

**AUTHORIZATION TO PARTICIPATE AND ACCEPT GRANT FROM  
THE NEW YORK STATE OFFICE FOR THE AGING FOR A SYSTEM  
INTEGRATION GRANT**

RESOLVED, that this Legislature authorizes the Director of the Orleans County Office for the Aging to participate in a System Integration grant in the amount of \$36,800 from New York State Office for the Aging, to create a more coordinated system that will inter-connect existing programs and services. NY Connects programs will screen for cognitive impairment, provide Information and Assistance, make appropriate referrals and linkages, and/or offer Options Counseling on the full range of home and community based services; with the grant to run from April 4, 2012 through September 30, 2014. County Cost \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 440-1212**

**APPROVING RENEWAL AGREEMENT BETWEEN ORLEANS  
COUNTY AND MODERN DISPOSAL SERVICES FOR SOLID  
WASTE AND RECYCLING**

WHEREAS, Resolution No. 295-810 awarded the bid to Modern Disposal Services for solid waste and recycling services in Orleans County; be it

RESOLVED, that this Legislature renews the solid waste and recycling services agreement with Modern Disposal Services, Inc, 4746 Model City Rd., Model City, NY 14107-0209 effective January 1, 2013

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through December 31, 2014, with County option to renew for two additional two-year periods.

Moved, Rush; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 441-1212**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE JOB DEVELOPMENT AGENCY**

RESOLVED, that this Legislature hereby abolishes a full-time Employment Representative position (6210.10) in the Job Development Agency effective November 29, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Employment and Training Counselor in the Job Development Agency at Grade 15 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes filling this newly created position effective December 13, 2012.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 442-1212**

**APPROVING LEASE AGREEMENTS BETWEEN SHERIFF'S OFFICE  
AND ALLY FINANCIAL**

RESOLVED, that this Legislature authorizes a three-year lease agreement between the Sheriff's Office and Ally Financial, 2911 Lake Vista Dr, Lewisville, TX 75067, for two (2) leased 2013 Chevrolet Tahoe SSV equipped for Road Patrol, (App #:1012927521 & 1012927514), in annual payments of \$27,169.93 to be paid for in 2012, 2013 and 2014 from budget account A3110.270, Sheriff – Capital Equipment; and be it

FURTHER RESOLVED, that this Legislature authorizes a four-year lease agreement between the Sheriff's Office and Ally Financial, 2911 Lake Vista Dr, Lewisville, TX 75067, for two (2) leased 2013 Chevrolet Tahoe SSV equipped for Investigation, (App #:1012917053 &



1012927525), in annual payment of \$18,059.18 to be paid for in 2012, 2013, 2014 and 2015 from budget account A3110.270, Sheriff – Capital Equipment.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 443-1212**

**AUTHORIZING EXPENDING GRANT FUNDS IN SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes the Orleans County Sheriff's Office to purchase a 2013 Chevrolet Tahoe, from Joe Basil Chevrolet, Inc, 5111 Transit Rd, Depew, NY 14043 to aid in securing the Lake Ontario Boarder, at a cost of \$37,226, subject to available Stonegarden grant funding through the New York State Office of Homeland Security, paid through account A3110.486 – Special Grants at no County cost.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 444-1212**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ORLEANS COUNTY LAND RESTORATION CORPORATION AND AUTHORIZING TREASURER TO TRANSFER FUNDS INTO THE PLANNING DEPARTMENT BUDGET**

WHEREAS, the County of Orleans Industrial Development Agency has created the Orleans Land Restoration Corporation for the purpose of restoring distressed property to the tax rolls; and

WHEREAS, the Orleans County Legislature has had numerous ongoing discussions with Village and Town officials regarding the decay of environmentally and financially distressed property relating to strategies of restoring these properties to productive uses and the elimination of blight; and

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WHEREAS, many of the properties in question will fall further into blight as they require environmental evaluation and remediation that will not otherwise happen without local government taking the initiative; therefore be it

RESOLVED, that the Orleans County Legislature authorizes the Chairman to sign an agreement with the Orleans Land Restoration Corporation for an amount of \$20,000 to invest in Phase I and Phase II environmental evaluations and remediation and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Planning Department budget as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$20,000

<u>TO:</u>		
A8020.418	Other Contractual Expenses	\$20,000

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 445-1212**

#### **APPOINTING MEMBER TO THE GLOW WORKFORCE INVESTMENT BOARD**

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new term membership of Christine Luly, District Office Manager, representing Vocational Rehabilitation Representative from NYS Adult Career and Continuing Education Services – Vocational Rehabilitation (ACCESS-VR), for the At Large seat appointment on the GLOW Workforce Investment Board, replacing Bob Haladay, to be effective immediately.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 446-1212**

**APPROVING APPORTIONMENT OF 2013 SALES TAX TO TOWNS AND VILLAGES**

RESOLVED, that the apportionment of the 2013 Sales Tax to Towns and Villages as presented below by the Clerk of the Legislature in the foregoing warrants be, and hereby is approved by this Legislature.

2013 Sales Tax Apportioned to Towns and Villages

Town	Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$269,873.14	58.59%	\$158,118.67	\$111,754.47
Barre	\$64,536.27			
Carlton	\$95,418.07			
Clarendon	\$116,260.89			
Gaines	\$107,656.06	20.75%	\$22,338.63	\$85,317.43
Kendall	\$86,813.23			
Murray	\$158,966.37	29.94%	\$47,594.53	\$111,371.84
Ridgeway	\$216,076.99	42.85%	\$92,588.99	\$123,488.00
Shelby	\$169,515.26	40.35%	\$68,399.41	\$101,115.85
Yates	\$81,554.72	19.16%	\$15,625.88	\$65,928.84
Totals	\$1,366,671		\$404,666.11	\$598,976.43

The percentage due to the village is determined by dividing the village taxable value by the town taxable value

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve the renewal agreement between the Villages of Orleans Health and Rehabilitation Center and Gillick Advisors, LLC. Legislator Eick added that Bill Gillick is our administrator at the Villages and is doing an outstanding job and we want

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to keep him on for additional year. Legislator Bower seconded the motion adding that Mr. Gillick is doing a marvelous job and has been a pleasure to work with him over the last few years. The following resolution was adopted:

**RESOLUTION NO. 447-1212**

APPROVING RENEWAL AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND GILLICK ADVISORS, LLC.

WHEREAS, this Legislature wishes to provide consistent leadership for the Villages of Orleans to allow for program development and more thorough planning; and

WHEREAS, the Orleans County Legislature desires to continue the successful relationship the county has experienced with Mr. Gillick managing the Villages of Orleans; and

WHEREAS, this Legislature wishes to express confidence in Mr. Gillick's leadership, as well as his programmatic and financial expertise as a nursing home administrator; therefore be it

RESOLVED, that this Legislature approves authorizes renewing a contract with Mr. Gillick's company Gillick Advisors for one year at the existing compensation, subject to the County Attorney's approval, effective October 1, 2012.

Moved, Eick; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to set up funds in the Planning Department for Engineering and Planning Studies for the purposes of Economic Development which has been discussed previously; seconded by Legislator Rush. Legislator Johnson moved to amend this resolution to release \$20,000 of the \$50,000 right now to the EDA for shovel ready industrial site engineering where it is desperately needed and reserve the \$30,000 that stated for when they can mutually agree upon a study. Legislator Rush seconded the motion to amend. Chairman Callard stated that the difficulty he has with this is that what dollar amount would be established for this purpose. Legislator Allport asked what study the

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\$20,000 would be for. Legislator Johnson indicated for Keppler and it would be the least amount but it would get them ready. Chairman Callard stated that he would table this because he felt they were not prepared to make the decision at this time and it will be reviewed at the next meeting. Members of the Board questioned if this is tabled and Chairman Callard indicated because of it being a financial matter it will be tabled to the next meeting. No further voting action was taken.

The following resolution was presented for adoption:

**RESOLUTION NO. 448-1212**

**APPROVING APPOINTMENTS TO THE INDUSTRIAL  
DEVELOPMENT AGENCY AND LOCAL DEVELOPMENT  
CORPORATION BOARD**

WHEREAS, Legislator William Eick is resigning his position on the IDA Board to assume a role as the Orleans County representative working with local leaders and community organization on a project to establish a Museum dedicated to the history of Orleans County; and

WHEREAS, Legislator George Bower is resigning his position on the Board of the Local Development Corporation to accept an appointment to the IDA Board; now, therefore be it

RESOLVED, that this Legislature approves the appointment of George Bower to the Industrial Development Agency Board effective January 1, 2013 through December 31, 2013; and be it

FURTHER RESOLVED, that this Legislature approves the appointment of Donald Allport to the Local Development Corporation Board effective January 1, 2013 through December 31, 2013.

Moved, Rush; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:24 p.m.

Apportionment of 2013 Orleans County Tax Levy  
2012 Final Equalization Rates

Town	Adjusted Taxable Value*	Taxable Value	Equal. Rate	Value for Apportionment	Portion of Total Levy	Omitted Tax	NYS Mandates Amt. of 2013 Tax Levy	Nursing Home Amt. of 2013 Tax Levy	General County Services Amt. of 2013 Tax Levy	Total Amt. of 2013 Tax Levy
Albion	284,389,173	209,332,998	100%	204,389,173	0.21482		1,718,486.69	102,450.15	103,253.80	1,844,200.74
Barre	86,314,017	84,884,878	100%	86,314,017	0.02568		735,945.58	43,388.42	43,710.51	823,025.45
Carleton	192,744,212	188,982,887	100%	193,744,332	0.11776	\$ 931.71	1,843,118.20	97,123.33	97,887.81	1,943,129.34
Clarendon	154,571,620	151,067,887	100%	154,571,620	0.09322		1,314,885.48	77,488.47	78,895.89	1,470,467.82
Galnes	412,394,374	110,754,834	100%	112,394,374	0.06656		961,198.29	58,143.68	57,885.16	1,076,227.13
Kandell	154,704,017	151,076,826	100%	154,784,017	0.06494		1,316,019.43	77,552.30	78,183.24	1,471,755.37
Murray	178,733,176	174,384,079	100%	178,783,176	0.10817		1,623,986.78	89,869.03	90,313.76	1,700,186.46
Ricogwey	225,122,448	218,833,956	100%	225,122,448	0.12792	\$ 4,672.87	1,915,034.79	112,882.40	113,740.96	2,141,658.15
Shelby	180,791,231	177,082,467	100%	180,791,231	0.10855		1,527,922.27	90,030.28	91,243.16	1,719,200.81
Yates	154,169,588	152,073,228	100%	154,169,588	0.09873		1,311,885.04	77,289.22	77,888.01	1,466,952.79
<b>Totals</b>	<b>1,645,734,217</b>	<b>1,612,895,434</b>		<b>1,645,734,217</b>	<b>1.00000</b>	<b>\$ 9,004.98</b>	<b>13,959,611.00</b>	<b>\$ 826,000.00</b>	<b>\$ 831,483.42</b>	<b>\$ 15,661,104.00</b>

1.000000 \$ 13,959,611.00 \$ 826,000.00 \$ 836,483.00  
 NYS Mandates Nursing Home General County  
**Tax Rate 8.684054 0.511753 0.515778**

**Total Levy \$15,661,104.00**  
**Total Rate 9.71**

## SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2013

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
<b>ALBION</b>				
General	\$ 676,064.00	\$ 219,800.00	\$ 59,459.00	\$ 396,805.00
General Outside Village	\$ 113,956.00	\$ 113,956.00	\$ -	\$ -
Highway Townwide	\$ 340,079.00	\$ 161,900.00	\$ -	\$ 178,179.00
Highway Outside Village	\$ 248,195.00	\$ 127,128.00	\$ -	\$ 121,067.00
Fire District	\$ 103,774.00		\$ 1,000.00	\$ 102,774.00
Water District #1	\$ 69,708.00	\$ 51,708.00	\$ -	\$ 18,000.00
Water District #2	\$ 31,372.00	\$ 28,195.00	\$ 3,177.00	\$ -
Water District #3	\$ 131,750.00	\$ 57,750.00	\$ -	\$ 74,000.00
Water District #4	\$ 65,271.00	\$ 30,650.00	\$ 6,052.00	\$ 28,569.00
Water District #5	\$ 110,248.00	\$ 39,850.00	\$ 9,706.00	\$ 60,692.00
Water District #6	\$ 30,413.00	\$ 6,500.00	\$ 2,393.00	\$ 21,520.00
Water District #7	\$ 11,794.00	\$ 1,875.00	\$ 2,559.00	\$ 7,360.00
Water District #8	\$ 22,609.00	\$ 4,300.00	\$ 3,309.00	\$ 15,000.00
Water District #9	\$ 19,960.00	\$ 10,000.00	\$ -	\$ 9,960.00
Sewer District #1	\$ 69,003.00	\$ 17,728.00	\$ 510.00	\$ 50,765.00
<b>TOTALS</b>	<b>\$2,044,196.00</b>	<b>\$ 871,340.00</b>	<b>\$ 88,165.00</b>	<b>\$ 1,084,691.00</b>
<b>BARRE</b>				
General	\$ 412,677.00	\$ 141,424.00	\$ 57,824.00	\$ 213,429.00
Highway Townwide	\$ 892,922.00	\$ 253,090.00	\$ 51,767.00	\$ 588,065.00
Barre Fire District	\$ 112,200.00			\$ 112,200.00
Water District #1	\$ 203,922.00	\$ 195,420.00	\$ 8,502.00	\$ -
Water District #2	\$ 15,122.00	\$ 13,080.00	\$ 2,042.00	\$ -
Water District #3	\$ 16,322.00	\$ 15,570.00	\$ 752.00	\$ -
Water District #4	\$ 18,066.00	\$ 18,020.00	\$ 46.00	\$ -
Water District #5	\$ 29,652.00	\$ 29,652.00	\$ -	\$ -
WD#1 Debt Service	\$ 24,254.00	\$ -	\$ -	\$ 24,254.00
WD#2 Debt Service	\$ 12,550.00	\$ -	\$ -	\$ 12,550.00
WD#3 Debt Service	\$ 11,365.00	\$ -	\$ -	\$ 11,365.00

WD#4 Debt Service	\$ 16,214.00		\$ -	\$ 16,214.00
WD#5 Debt Service	\$ 37,236.00	\$ -	\$ -	\$ 37,236.00
TOTALS	\$1,802,502.00	\$ 666,256.00	\$ 20,933.00	\$ 1,015,313.00

**CARLTON**

General	\$ 446,643.00	\$ 199,180.00	\$ 50,000.00	\$ 197,463.00
Highway Townwide	\$1,077,858.00	\$ 374,300.00	\$ 40,000.00	\$ 663,558.00
Light District 1	\$ 7,500.00			\$ 7,500.00
Light District 2	\$ 10,200.00			\$ 10,200.00
Carlton Water District	\$ 595,090.00	\$ 270,500.00		\$ 324,590.00
Carlton Fire District	\$ 113,615.00			\$ 113,615.00
TOTALS	\$2,250,906.00	\$ 843,980.00	\$ 90,000.00	\$ 1,316,926.00

**CLARENDON**

General	\$ 655,365.00	\$ 216,300.00	\$ 70,000.00	\$ 369,065.00
Highway Fund Townwide	\$ 691,800.00	\$ 255,250.00	\$ 50,000.00	\$ 386,550.00
Water District No. 1	\$ 61,615.00	\$ 61,615.00		\$ -
Water District No.2	\$ 70,333.00	\$ 22,980.00		\$ 47,353.00
Water District No. 3	\$ 108,853.00	\$ 30,600.00	\$ 2,000.00	\$ 76,253.00
Water District No. 4	\$ 84,573.00	\$ 24,662.00	\$ -	\$ 59,911.00
Water District No. 5	\$ 27,973.00	\$ 9,150.00		\$ 18,823.00
Water District No. 6	\$ 41,256.00	\$ 12,110.00		\$ 29,146.00
Water District No. 7	\$ 59,147.00	\$ 15,250.00	\$ -	\$ 43,897.00
Water District No. 8	\$ 13,388.00	\$ 3,635.00		\$ 9,753.00
Water District No. 9	\$ 10,332.00	\$ 2,705.00		\$ 7,627.00
Water District No. 10	\$ 74,564.00	\$ 11,112.00		\$ 63,452.00
Fire District	\$ 165,774.00			\$ 165,774.00
TOTALS	\$2,064,973.00	\$ 665,369.00	\$122,000.00	\$ 1,277,604.00

**GAINES**

General	\$ 436,320.00	\$ 100,250.00	\$ 56,570.00	\$ 279,500.00
General Outside Village	\$ 39,221.00	\$ 3,450.00	\$ 6,021.00	\$ 29,750.00
Highway Townwide	\$ 296,370.00	\$ 109,058.00	\$ -	\$ 187,312.00
Highway Outside Village	\$ 203,390.00	\$ 123,000.00	\$ 6,070.00	\$ 74,320.00



Water District No.1	\$ 88,427.00	\$ 88,427.00	\$ -	\$ -
Water District No.2	\$ 28,728.00	\$ 16,071.00	\$ -	\$ 12,657.00
Water District No. 3	\$ 25,869.00	\$ 14,586.00		\$ 11,283.00
Water District No. 4	\$ 65,390.00	\$ 40,200.00	\$ 7,765.00	\$ 17,425.00
Water District No. 5	\$ 55,983.00	\$ 50,668.00		\$ 5,315.00
Water District No. 6	\$ 12,002.00	\$ 2,015.00	\$ 1,536.00	\$ 8,451.00
Water District No. 7	\$ 16,697.00	\$ 4,789.00	\$ -	\$ 11,908.00
Water District No. 8	\$ 16,459.00	\$ 7,989.00	\$ -	\$ 8,470.00
Water District No. 9	\$ 13,162.00	\$ 5,165.00	\$ 1,052.00	\$ 6,945.00
Water District No. 10	\$ 11,420.00	\$ 1,500.00	\$ -	\$ 9,920.00
Fire District	\$ 32,209.00			\$ 32,209.00
TOTALS	\$1,341,647.00	\$ 567,168.00	\$ 79,014.00	\$ 695,465.00

**KENDALL**

General	\$ 501,629.00	\$ 174,035.00	\$ 60,755.00	\$ 266,839.00
Highway	\$ 649,825.00	\$ 244,004.00		\$ 405,821.00
Library	\$ 2,000.00	\$ 1,730.00	\$ 270.00	\$ -
Water District No.1	\$ 4,503.00	\$ 20.00	\$ 500.00	\$ 3,983.00
Water District No.2	\$ 16,691.00	\$ 12.00	\$ 500.00	\$ 16,179.00
Water District No.3	\$ 21,702.00	\$ 30.00	\$ 500.00	\$ 21,172.00
Water District No. 4	\$ 71,804.00	\$ -	\$ -	\$ 71,804.00
Water District No. 5	\$ 34,840.00	\$ 15,858.00	\$ 500.00	\$ 18,482.00
Water District No. 6	\$ 19,841.00	\$ 6,200.00		\$ 13,641.00
Light District No. 1	\$ 5,700.00	\$ -		\$ 5,700.00
Light District No. 2	\$ 3,385.00	\$ -		\$ 3,385.00
Light District No. 3	\$ 1,975.00	\$ -		\$ 1,975.00
Fire District No. 1	\$ 162,000.00	\$ 500.00	\$ 1,000.00	\$ 160,500.00
Fire District No. 2				\$ 73,708.00
TOTALS	\$1,495,895.00	\$ 442,389.00	\$ 64,025.00	\$ 1,063,189.00

**MURRAY**

General	\$ 491,421.00	\$ 154,800.00	\$104,422.00	\$ 232,199.00
General Outside Village	\$ 58,858.00	\$ 19,550.00	\$ 7,091.00	\$ 32,217.00
Highway Townwide	\$ 381,044.00	\$ 161,580.00	\$ 24,440.00	\$ 195,024.00

Highway Outside Village	\$ 352,243.00	\$ 146,540.00	\$ 21,408.00	\$ 184,295.00
Light District No. 1 (Fancher)	\$ 2,800.00		\$ 400.00	\$ 2,400.00
Light Dist. #2 (Hulberton)	\$ 3,820.00		\$ 500.00	\$ 3,320.00
Light Dist. #3 (Brockville)	\$ 1,500.00		\$ 300.00	\$ 1,200.00
Murray Fire District	\$ 63,562.00		\$ 500.00	\$ 63,062.00
FHM Fire District	\$ 103,723.00		\$ -	\$ 103,723.00
Water District No. 1	\$ 18,723.00	\$ 9,050.00	\$ 4,673.00	\$ 5,000.00
Water District No. 2	\$ 120,534.00	\$ 69,290.00	\$ 20,244.00	\$ 31,000.00
Water District No. 3	\$ 52,109.00	\$ 21,175.00	\$ 8,352.00	\$ 22,582.00
Water District No. 4	\$ 13,177.00	\$ 4,855.00	\$ 2,322.00	\$ 6,000.00
Water District No. 5	\$ 7,147.00	\$ 1,900.00	\$ 947.00	\$ 4,300.00
Water District No. 6	\$ 76,851.00	\$ 46,250.00	\$ 18,601.00	\$ 12,000.00
Water District No. 7	\$ 40,340.00	\$ 15,030.00	\$ 5,810.00	\$ 19,500.00
Water District No. 8	\$ 27,038.00	\$ 9,760.00	\$ 838.00	\$ 16,440.00
Water District No. 9	\$ 15,184.00	\$ 8,000.00	\$ 684.00	\$ 6,500.00
Water District No. 10	\$ 12,014.00	\$ 5,014.00	\$ -	\$ 7,000.00
Water District No. 11	\$ 153,005.00	\$ 37,280.00	\$ 12,671.00	\$ 103,054.00
Water District No. 12	\$ 16,191.00	\$ 3,300.00	\$ 891.00	\$ 12,000.00
Water District No. 13	\$ 26,103.00	\$ 4,000.00	\$ 2,902.00	\$ 19,201.00
Water District No. 14	\$ 5,393.00	\$ 1,400.00	\$ 93.00	\$ 3,900.00
Water District No. 20	\$ 5,125.00	\$ 4,900.00	\$ 225.00	\$ -
TOTALS	\$2,047,905.00	\$ 723,674.00	\$238,314.00	\$ 1,085,917.00

**RIDGEWAY**

General	\$ 649,413.00	\$ 247,052.00	\$ 85,333.00	\$ 317,028.00
General Outside Village	\$ 86,292.00	\$ 33,120.00	\$ 4,533.00	\$ 48,639.00
Highway Townwide	\$ 560,038.00	\$ 155,500.00	\$ 51,538.00	\$ 353,000.00
Highway Outside Village	\$ 381,239.00	\$ 199,150.00	\$ (1,511.00)	\$ 183,600.00
Fire Protection District	\$ 180,470.00	\$ 1.00	\$ (1.00)	\$ 180,470.00
Knowlesville Light District	\$ 3,000.00	\$ 10.00	\$ (10.00)	\$ 3,000.00
Knowlesville Sewer District	\$ 35,151.00	\$ 20.00	\$ 8,611.00	\$ 26,520.00
Water Debt Service 31E				\$ 10,400.00
Water Debt Service 269				\$ 8,781.50
Water #2 Debt Service				\$ 18,890.00

Water #3 Debt Service				\$ 32,258.00
Water #4 Debt Service				\$ 71,913.50
Water #5 Debt Service				\$ 26,363.63
Water #6 Debt Service				\$ 13,887.88
Water #7 Debt Service				\$ 5,462.50
Water #8 Debt Service				\$ 9,760.00
Water #9 Debt Service				\$ 6,350.00
Water #10 Debt Service				\$ 11,162.63
Total Water Improvement Areas	\$ 468,403.64	\$ 160,600.00	\$ 92,574.00	\$ 215,229.64
TOTALS	\$2,364,006.64	\$ 795,453.00	\$241,067.00	\$ 1,327,486.64

**SHELBY**

General	\$ 928,096.00	\$ 271,625.00	\$261,453.00	\$ 395,018.00
General Outside Village	\$ 82,498.00	\$ 63,717.00	\$ -	\$ 18,781.00
Highway Townwide	\$ 498,897.00	\$ 168,700.00	\$129,220.00	\$ 200,977.00
Highway Outside Village	\$ 455,852.00	\$ 181,049.00	\$ 13,177.00	\$ 261,626.00
Shelby Center Light	\$ 3,000.00	\$ -	\$ 450.00	\$ 2,550.00
Millville Light	\$ 1,500.00	\$ -	\$ 200.00	\$ 1,300.00
Shelby Fire Co.	\$ 229,118.00			\$ 229,118.00
Cemetery	\$ 10,000.00	\$ 9,200.00	\$ 800.00	\$ -
Water District No. 1	\$ 48,761.00	\$ 48,761.00		\$ -
Water District No. 2	\$ 18,573.00	\$ 18,573.00		\$ -
Water District No. 3	\$ 40,717.00	\$ 40,717.00		\$ -
Water District No. 4-A	\$ 31,954.00	\$ 31,954.00		\$ -
Water District No. 4-B	\$ 31,803.00	\$ 31,803.00		\$ -
Water District No. 5	\$ 2,638.00	\$ 2,638.00		\$ -
Water District No. 6	\$ 39,417.00	\$ 39,417.00		\$ -
Water District No. 7	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 8	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 9	\$ 39,417.00	\$ 39,417.00		\$ -
TOTALS	\$2,551,019.00	\$1,036,349.00	\$405,300.00	\$ 1,109,370.00

**YATES**

General	\$ 421,189.00	\$ 82,600.00	\$ 81,050.00	\$ 257,539.00
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General Outside Village	\$ 27,375.00	\$ 3,800.00	\$ 8,750.00	\$ 14,825.00
Highway Townwide	\$ 377,600.00	\$ 235,500.00	\$ 35,600.00	\$ 106,500.00
Highway Outside Village	\$ 398,600.00	\$ 133,000.00	\$ 42,800.00	\$ 222,800.00
Fire Protection District	\$ 78,800.00		\$ -	\$ 78,800.00
Water District No. 2	\$ 50,800.00	\$ 50,800.00		\$ -
Water District No. 4	\$ 324,880.00	\$ 108,600.00	\$ 40,970.00	\$ 175,310.00
TOTALS	\$1,679,244.00	\$ 614,300.00	\$209,170.00	\$ 855,774.00

**SALARIES OF TOWN OFFICERS - 2013**

TOWN	SUPERVISOR	HIGHWAY SUPER.	TOWN CLERK	JUSTICES	COUNCILMEN
Albion	\$ 5,582.00	\$ 52,172.00	\$ 33,900.00	\$ 16,000.00	\$ 3,596.00
Barre	\$ 7,320.00	\$ 60,000.00	\$ 27,030.00	\$ 7,500.00	\$ 2,200.00
Carlton	\$ 9,743.00	\$ 43,910.00	\$ 33,709.00	\$ 9,167.00	\$ 3,059.50
Clarendon	\$ 10,000.00	\$ 55,390.00	\$ 34,043.00	\$ 13,000.00	\$ 3,658.00
Gaines	\$ 5,500.00	\$ 48,023.00	\$ 23,667.00	\$ 14,000.00	\$ 2,800.00
Kendall	\$ 8,400.00	\$ 48,650.00	\$ 26,000.00	\$8100/\$7350	\$ 3,120.00
Murray	\$ 8,000.00	\$ 58,500.00	\$ 27,592.00	\$ 11,703.00	\$ 3,200.00
Ridgeway	\$ 9,882.00	\$ 50,428.00	\$ 33,000.00	\$ 25,000.00	\$ 3,560.00
Shelby	\$ 9,624.00	\$ 60,833.00	\$ 28,683.00	\$ 20,400.00	\$ 4,259.00
Yates	\$ 8,000.00	\$ 58,400.00	\$ 41,000.00	\$ 8,500.00	\$ 3,259.75

**2013 ORLEANS COUNTY BUDGET**

ADOPTED DECEMBER 5, 2012



**ORLEANS COUNTY LEGISLATURE**

<b>George R. Bower</b>	<b>Member at Large (East)</b>
<b>David B. Callard</b>	<b>Member at Large (West)</b>
<b>Donald J. Allport</b>	<b>Member at Large (Central)</b>
<b>William H. Eick</b>	<b>District No. 1</b>
<b>Lynne M. Johnson</b>	<b>District No. 2</b>
<b>Henry Smith, Jr.</b>	<b>District No. 3</b>
<b>Kenneth E. Rush</b>	<b>District No. 4</b>

**FINANCE COMMITTEE**

<b>Lynne M. Johnson</b>	<b>Chairperson</b>
<b>George R. Bower</b>	<b>Vice Chairman</b>
<b>David B. Callard</b>	<b>Legislature Chairman</b>
<b>Charles H. Nesbitt, Jr.</b>	<b>Budget Officer</b>
<b>Susan M. Heard</b>	<b>Deputy Budget Officer</b>



COUNTY OF ORLEANS  
Chief Administrative Officer

Charles H. Nesbitt, Jr.  
Chief Administrative Officer

2 South Main Street, Albion, New York, 14411  
Phone: (585) 589-7053 Fax: (585) 589-1618  
cnesbitt@orleansny.com

November 14, 2012

**Honorable Members of the Orleans County Legislature:**

Please accept the filing of the following document as the 2013 Orleans County Tentative Budget.

The 2013 Orleans County Tentative Budget is geared to sustain core services to the public while minimizing the property tax levy impact. The 2013 Tentative Budget proposes \$76,133,318 or a \$647,578 increase in appropriations and \$57,455,138 or a \$427,472 increase in revenues. Both figures represent less than a 1% increase.

The County Legislature, department heads and county staff have worked diligently together to adapt to new economic realities. Staff has been reduced where possible as the 2013 spending plan shows a reduction of eight full time jobs from the 2012 budget. Programs have been downsized or cut where necessary and work flows have been streamlined. Implementing this plan, the county will have reduced full time head count by approximately 43 positions or 9.3% since 2010 through streamlined operations and program closures.

As you will see in the tentative budget submission that follows, the recommendation achieves one of the major goals of bringing the property tax levy in compliance with the New York State Property Tax Cap. The tax levy limit for Orleans County in 2013 is \$15,737,393. This is an increase of \$337,790 and the increase as proposed in the tentative budget is \$261,501 or under the cap by \$76,289. The \$76,289 will be available as carryover against the 2014 cap. The levy increase achieves a 1.70% growth from 2012 to 2013.

Despite coming in under the cap, it is the recommendation of the budget office to override the property tax cap until such time as the full and final interpretations of the tax cap law by the Executive Branch and the New York State Comptroller's Office have completely evolved. Twenty two counties were caught off guard in 2012 by a little known and unexpected, late fall interpretation by the New York State Comptroller related to sales tax sharing resulting in a negative impact to the finances of the those involved. A cautious approach to the new law continues to be in the best interest of the county taxpayers.



## 2013 Budget

increases by the colleges themselves. This number has increased \$915,000 or 110% since 2005 an average of 15.7% per year.

### Medicaid

The Governor and the State Legislature passed a law that eventually places a hard cap on the growth of Medicaid. However, the 2013 Tentative Budget calls for an additional \$316,058 to cover the 2013 increase in the local share of Medicaid. This represents 55% of the county property tax bill. No other state in the country uses local property taxes to fund Medicaid in the same way as New York. This number has increased \$1,145,482 or 15.3% since 2005, an average of 1.9% per year on an \$8.6 million dollar expense. This program is a key driving factor of New York State property taxes and

### New York State Retirement

The 2013 Tentative Budget calls for an increase in the New York State Retirement employer contribution of \$432,707. This number has increased \$3,321,549 or 297% since 2005, an average of approximately 37% per year. The contribution rates are set by the New York State Comptroller and cannot be influenced by the county government.

**THESE THREE INCREASES ALONE ACCOUNT FOR MORE THAN THE ENTIRE INCREASE IN OVERALL COUNTY SPENDING.**

### Positive Factors

#### Health Insurance

Health insurance is actually less expensive for 2013, reduced \$149,757 lower than the 2012 budget. This is the extraordinary result of several factors. First, the county received the lowest year over year growth in premium expense in recent memory. Second, the county has implemented strategies to increase employee cost sharing. Third, the county has continually worked to obtain less expensive insurance products through negotiated benefit reductions.

#### Wages

The 2013 Tentative Budget calls for total employee wages to be at the lowest level since 2009. Budgeted employee wages will be reduced \$287,393 from 2012. This is the result of less generous labor contracts as well as ongoing reductions in labor force. This is the third year in a row that spending on wages will show a decrease from the 2010 budget.

#### Sales Tax

On the revenue side, sales tax has recovered from recession levels showing growth in both 2011 and 2012. The 2013 Tentative Budget calls for an increase in the use of sales tax revenue in the amount of \$600,000 to offset cost increases.



**Future Outlook**

The Orleans County Legislature and county staff have worked very hard to leverage the Sprint Nextel frequency re-banding to the advantage of the county taxpayers and first responders, to reduce the cost of implementing a new public safety radio system. The county has applied for a 911 grant from the New York State Office of Homeland Security. The county also continues to explore partnerships with other counties and private companies to further reduce taxpayer investments. The county hopes to leverage outside funding sources and partnerships to provide Orleans County with a top notch public safety radio system with a tremendous bang for the taxpayer's buck.

The county is beginning to experience a buildup of capital needs in the area of road and bridge infrastructure as well as investment in many of the county buildings and old and deteriorating equipment. This may result in a growing need for a more determined effort to address the investment needed to maintain all aspects of county infrastructure. It may be advisable in the near future for the county to explore a capital borrowing at the favorable rates to address growing infrastructure needs.

**Continuing Pressure on Local Programs**

There will continue to be tremendous pressure on optional local services as we go forward. The county's growing capital needs, the increasing cost of state programs funded by county property tax, reduced state and federal revenues and a sluggish economy jeopardize our ability to continue to fund local priorities like public safety, highway and the Villages of Orleans. The prospect of meaningful mandate relief appears to be a heavy lift for the state government and local governments have been instructed by the Governor to "make the tough calls" when it comes to local priorities while state programs continue to grow virtually unchecked. Further, the worry remains that we may not yet have seen the bottom of the economic downturn.

I want to thank the county's department heads and staff who have worked hard to construct a 2013 budget that addresses priorities and maintains core services while meeting tight fiscal goals. These folks have contributed a great deal to the stability of the county government's financial outlook. I am also appreciative of the guidance and leadership of the County Legislature in shaping this budget and the last several budgets through very challenging times. Finally, I would like to thank Susan Heard, Treasurer, for her many contributions to this budget and the many hours we spend discussing and debating the financial issues facing the county.

Respectfully Submitted,

Charles H. Nesbitt, Jr.



2013 RECOMMENDED BUDGET SUMMARY

11/7/2012 9:05

GENERAL GOVERNMENT SUPPORT

	2012			2013			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
A1010 Legislative Board	147,512		147,512	151,028	-	151,028	3,516
A1020 Chief Adm. Officer	141,833	22,000	119,833	149,935	22,000	127,935	8,102
A1040 Clerk of Legislative	130,197	17,050	121,147	143,375	17,050	126,325	5,178
A1341 Assigned Counsel	145,000	39,110	105,890	160,000	26,073	133,927	29,037
A1365 District Attorney	574,525	111,189	463,336	596,658	136,689	461,969	(1,367)
A1370 Public Defender	449,312	39,110	410,202	451,455	26,073	425,382	(18,158)
A1380 Judges & Courtclerks	2,500	-	2,500	2,500	-	2,500	-
A1390 Coroners	64,243	-	64,243	65,612	-	65,612	1,369
A1395 County Treasurer	434,509	970,000	(535,492)	435,217	1,022,000	(586,783)	(51,291)
A1340 Budget Officer	11,853	-	11,853	12,601	-	12,601	748
A1355 Real Prop. Tax Dept.	194,917	150,252	64,665	225,732	348,029	77,703	13,038
A1362 Tax Adv. & Expense	2,500	2,500	-	2,500	2,500	-	-
A1410 County Clerk	792,655	1,118,350	(325,695)	901,047	1,172,550	(271,503)	(36,000)
A1420 County Attorney	305,794	169,314	136,480	310,034	169,014	141,020	4,540
A1450 Personnel	181,450	1,000	180,450	189,715	1,400	188,315	7,888
A1455 Risk Management	9,142	-	9,142	9,599	-	9,599	457
A1458 Board of Elections	510,829	25,000	285,829	329,451	21,800	307,651	21,822
A1460 Records Management	9,229	-	9,229	9,120	-	9,120	(109)
A1615 Central Off. Eq. Repair	50	50	-	50	50	-	-
A1620 Buildings & Grounds	1,353,047	704,257	648,790	1,419,736	663,413	777,324	129,014
A1680 Computer Services	508,403	14,561	344,790	538,815	147,515	391,300	26,439
A1910 Unallocated Exp.	371,093	25,000	349,093	340,925	25,000	315,925	146,852
A1990 Contingency Fund	250,000	-	250,000	300,000	-	300,000	50,000
<b>TOTAL GENERAL GOVERNMENT SUPPORT</b>							
Total Appropriations	6,591,862			6,850,918			459,056
Total Revenues		3,518,275			3,561,053		62,778
Total County Cost			2,873,577			2,269,965	394,288
<b>EDUCATION</b>							
A2490 Comm. Colleges	1,400,000		1,400,000	1,740,000		1,740,000	540,000
A2960 Education Hand. Ch.	2,550,891	1,487,500	1,063,391	2,553,821	1,487,500	1,066,321	2,950
A2980 Medical Scholarship	2,250	3,000	(750)	4,500	1,800	2,700	3,450
A2989 Other Ed. DARE	200	200	-	200	200	-	-
<b>TOTAL EDUCATION</b>							
Total Appropriations	5,953,341			4,298,521			545,180
Total Revenues		1,490,700			1,489,500		(1,200)
Total County Cost			2,462,841			2,809,021	346,380
<b>PUBLIC SAFETY</b>							
A3020 Public Safety Comm. Sys.	902,469	98,133	804,336	895,590	75,428	819,962	15,626
A3110 Sheriff	3,492,697	530,943	2,962,354	3,446,232	492,947	3,013,385	51,031
A3140 Probation	1,054,417	198,715	855,732	1,013,415	198,046	815,369	(40,363)
A3150 Jail	2,529,924	126,900	2,402,024	3,598,310	150,900	3,447,410	35,394
A3151 Crime Victims	102,790	102,790	-	101,688	101,688	-	-
A3189 Confidential Investigations	189,516	-	189,516	185,565	-	189,563	47
A3185 Stop DWI Program	71,871	71,871	-	72,766	72,766	-	-
A3510 Control of Animals	91,083	37,876	53,207	106,701	38,876	67,825	14,618
A3640 Emergency Mgmt.	362,204	23,679	338,965	344,306	27,779	316,527	(22,370)
<b>TOTAL PUBLIC SAFETY</b>							
Total Appropriations	9,796,581			9,768,879			(27,702)
Total Revenues		1,190,307			1,098,330		(91,977)
Total County Cost			8,606,074			8,660,049	53,975

2013 Budget

2013 RECOMMENDED BUDGET SUMMARY

	2012			2013			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>HEALTH</b>							
A4010 Public Health	1,944,451	1,079,266	845,185	1,865,366	1,112,527	752,839	(92,346)
A4046 Phys Handic Children	-	-	-	-	-	-	-
A4059 Early Intervention	688,236	456,817	251,389	696,547	425,945	270,598	19,209
A4310 Mental Health	3,076,939	2,734,232	342,606	2,522,036	2,310,061	203,975	(139,631)
A4320 Friends of Mental Illth	62,950	62,950	-	63,662	63,662	-	-
A4321 AAC Private Senior	331,889	192,058	39,831	383,445	243,614	39,831	-
A4322 Drug & Alcohol Abuse	818,179	383,012	35,167	821,327	286,160	35,167	-
A4323 Fallitions - NYSDDCS	66,720	66,720	-	61,700	61,700	-	-
A4390 Mental Hlth-Law Exp.	40,000	-	40,000	40,000	-	40,000	-
A4540 Mer cy Flight	5,000	-	5,000	5,000	-	5,000	-
A5630 Public Transportation	80,181	12,400	17,781	80,181	12,400	17,781	-
<b>TOTAL HEALTH</b>							
Total Appropriations:	6,464,552			5,889,261			(575,291)
Total Revenues:		4,897,593			4,524,070		(363,523)
Total County Cost			1,576,959			1,360,191	(216,768)
<b>ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
<b>A. SOCIAL SERVICES</b>							
A6020 Social Serv. Adm.	6,852,905	5,366,843	1,486,462	6,920,394	5,453,020	1,367,374	(119,009)
A6055 Day Care	1,126,000	1,074,500	51,500	1,126,000	1,074,500	51,500	-
A6070 Serv. For Recipients	33,000	11,820	21,180	33,000	11,820	21,180	-
A6101 Medical Assistance	410,000	410,000	-	465,000	465,000	-	-
A6102 MMIS (Medicaid)	9,117,206	-	9,117,206	9,433,264	-	9,433,264	316,058
A6109 Family Assistance	2425,000	2,345,000	80,000	2,200,000	2,070,000	130,000	50,000
A6119 Child Care	775,400	539,628	235,772	778,000	551,127	230,873	(16,949)
A6123 Juvenile Delinquent	155,000	13,100	141,900	85,000	10,100	44,900	(97,000)
A6129 State Training School	125,000	-	125,000	125,000	-	125,000	-
A6340 Safety Net	2,000,000	748,913	1,251,087	2,050,000	733,833	1,316,167	62,080
A6341 Fuel Aid Program	25,000	25,000	-	25,000	25,000	-	-
A6342 Emerg. Aid to Adults	30,000	15,000	15,000	30,000	15,000	15,000	-
<b>TOTAL SOCIAL SERVICES</b>							
Total Appropriations:	23,074,561			23,132,658			58,097
Total Revenues:		10,546,404			10,409,400		(137,004)
Total County Cost			12,520,157			12,723,250	193,101
<b>B. MISC. ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
A6410 Tourism	117,807	58,940	58,867	139,324	87,910	51,414	(7,453)
A6510 Veterans Service	171,317	09,054	82,263	169,525	09,510	81,007	(1,256)
A6610 Weights & Measures	60,511	6,050	54,461	64,139	6,050	78,089	23,620
A6772 Programs for Aging	1,170,434	1,065,535	104,899	1,130,454	1,029,934	100,520	(4,370)
<b>TOTAL ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
Total Appropriations:	31,594,630			26,656,100			6,147
Total Revenues:		11,765,903			11,621,012		(144,171)
Total County Cost			12,820,647			13,034,200	205,641
<b>CULTURE &amp; RECREATION</b>							
A7200 Marine Park	55,300	35,000	20,300	52,092	45,000	7,092	(13,290)
A7310 Youth Programs	25,000	25,000	-	22,000	23,000	-	-
A7315 Youth Reviews	10,471	6,344	4,127	10,470	6,344	4,126	(41)
A7415 Libraries	10,000	-	10,000	10,000	-	10,000	-
A7510 Historians	9,404	-	9,404	9,367	-	9,367	(37)
<b>TOTAL CULTURE &amp; RECREATION</b>							
Total Appropriations:	110,255			104,879			(5,376)
Total Revenues:		65,235			73,285		8,000
Total County Cost			45,020			31,644	(13,376)

2013 RECOMMENDED BUDGET SUMMARY

	2012			2013			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>HOME &amp; COMMUNITY SERVICES</b>							
A8020 Planning & Development	191,874	5,000	186,874	188,504	4,000	184,304	(2,570)
A8021 Economic Dev Agency	150,000	-	150,000	150,000	-	150,000	-
A8025 Joint Planning Board	6,647	-	6,647	6,647	-	6,647	-
A8720 Sportsman's Federation	500	-	500	500	-	500	-
A8740 Oak Crch. Watershed	30,047	30,047	-	34,702	34,702	-	-
A8745 Oak & Water	57,750	-	57,750	57,750	-	57,750	-
A8750 Cooperative Extension	219,150	-	219,150	219,150	-	219,150	-
A8751 Council of the Arts	1,000	-	1,000	1,000	-	1,000	-
A8989 Housing Assistance	203,645	203,645	-	206,132	206,132	-	-
<b>TOTAL HOME &amp; COMMUNITY SERVICES</b>							
<b>Total Appropriations</b>	861,413			866,186			2,773
<b>Total Revenues</b>		259,492			344,835		5,543
<b>Total County Cost</b>			611,921			619,351	(2,870)
<b>GRAND TOTAL GENERAL FUND</b>						29,789,409	
<b>SPECIAL GRANT FUND</b>							
CF6293 Job Development	650,247	650,247	-	678,794	678,794	-	-
<b>TOTAL SPECIAL GRANT FUND</b>							
<b>Total Appropriations</b>	650,247			678,794			28,547
<b>Total Revenues</b>		650,247			678,794		28,547
<b>Total County Cost</b>			-			-	-
<b>SOLID WASTE</b>							
CL0100 Solid Waste Fund	2,562,748	2,562,748	-	2,502,290	2,502,290	-	-
<b>TOTAL SOLID WASTE</b>							
<b>Total Appropriations</b>	2,562,748			2,502,290			-
<b>Total Revenues</b>		2,562,748			2,502,290		-
<b>Total County Cost</b>			\$ -		\$ -		-
<b>HIGHWAY FUND</b>							
D3010 Road-Traffic Safety	35,878	-	35,878	45,855	-	45,855	19,977
D3010 Road Administration	266,158	-	266,158	283,957	-	283,957	17,800
D3110 Road Maintenance	1,241,507	1,450	1,240,137	1,106,622	1,450	1,105,102	(56,965)
D3112 Road Construction	1,070,000	1,070,000	-	1,070,000	1,070,000	-	-
D3120 Road Fund Bridges	567,282	562,667	34,615	454,835	288,456	166,402	141,787
D3140 Road Snow Removal	1,177,084	-	1,177,084	1,183,328	-	1,183,328	6,244
D9010 Road-Empl. Benefits	-	-	-	-	-	-	-
DM5030 Machine-Maintenance	439,229	370,950	68,309	511,143	203,450	227,693	159,304
DM5040 Fuel Farm	1,041,039	1,041,039	-	1,110,016	1,110,016	-	-
DM9010 Mach. Empl. Benefits	-	-	-	-	-	-	-
<b>TOTAL HIGHWAY FUND</b>							
<b>Total Appropriations</b>	5,628,659			5,852,972			224,313
<b>Total Revenues</b>		2,026,106			276,352		(62,754)
<b>Total County Cost</b>			2,002,552			3,099,620	207,067
<b>SELF INSURANCE FUND</b>							
S1710 Self Insurance Fund	598,025	598,025	-	635,617	635,617	-	-
S1720 Reopent's Benefits	1,259,961	1,259,961	-	1,259,961	1,259,961	-	-
<b>TOTAL SELF INSURANCE FUND</b>							
<b>Total Appropriations</b>	1,859,776			1,895,568			35,792
<b>Total Revenues</b>		1,859,776			1,895,568		35,792
<b>Total County Cost</b>			-			-	-

2013 Budget

2013 RECOMMENDED BUDGET SUMMARY

	2012			2013			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>LONG TERM DEBT</b>							
71380 Fiscal Agent Fees	2,500		2,500	2,500		2,500	-
79710 Long Term Debt	535,681	116,527	405,154	506,044	119,970	386,074	(23,080)
<b>TOTAL LONG TERM DEBT</b>							
<b>Total Appropriations</b>	520,101			500,544			(19,637)
<b>Total Revenues</b>		116,527			119,970		3,443
<b>Total County Cost</b>			411,654			388,574	(23,080)
<b>NURSING HOME</b>							
EH6030 Nursing Home	11,120,213	11,049,679	70,534	11,273,050	11,392,730	(79,680)	(150,224)
EH9710 Debt Service	933,037		933,037	919,856		919,856	(13,181)
<b>TOTAL NURSING HOME</b>							
<b>Total Appropriations</b>	12,053,250			12,192,906			139,656
<b>Total Revenues</b>		11,049,679			11,392,730		303,051
<b>Total County Cost</b>			1,003,571			940,176	(163,395)
<b>UNASSIGNED REVENUE</b>							
Unassigned Revenue		14,805,998	(14,805,998)		15,429,599	(15,429,599)	623,601
<b>TOTAL UNASSIGNED REVENUE</b>							
<b>Total Appropriations</b>	-			-			-
<b>Total Revenues</b>		14,805,998			15,429,599		623,601
<b>Total County Cost</b>			(14,805,998)			(15,429,599)	(623,601)
<b>Totals</b>	75,455,205	57,020,666	104,26,039	76,133,310	57,455,130	10,670,100	251,561



**2013 - SCHEDULE A - SUMMARY OF BUDGET BY FUNDS**

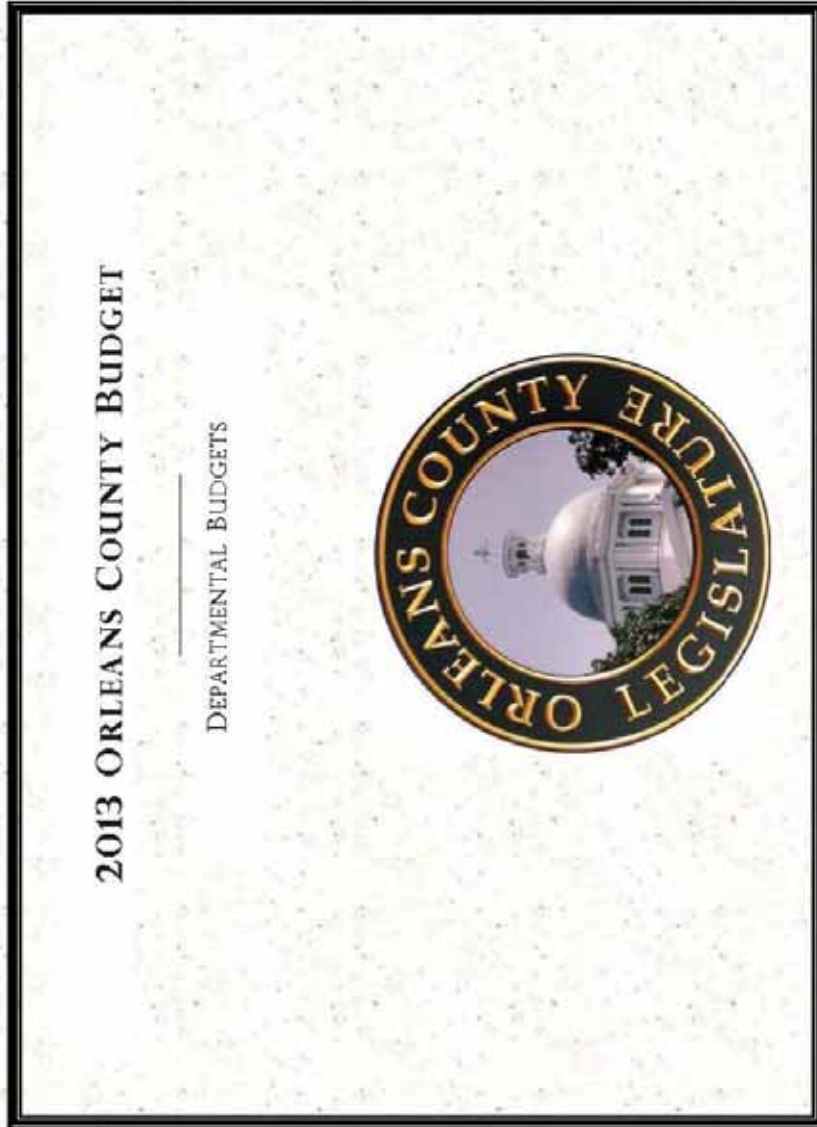
	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
<b>APPROPRIATIONS</b>									
EXCLUDING INTERFUND	73,551,028	52,422,244	678,794		4,223,813	1,629,159	1,895,568	508,544	12,192,906
SOLID WASTE FUND	2,533,240			2,533,240					
INTERFUND TRANSFERS	49,050	49,050							
<b>TOTAL APPROPRIATIONS</b>	<b>76,133,318</b>	<b>52,422,244</b>	<b>678,794</b>	<b>2,582,290</b>	<b>4,223,813</b>	<b>1,629,159</b>	<b>1,895,568</b>	<b>508,544</b>	<b>12,192,906</b>
<b>REVENUES</b>									
EXCLUDING INTERFUND	57,406,088	38,013,304	678,794	2,582,290	1,361,886	1,401,466	1,895,568	119,970	11,352,730
INTERFUND TRANSFERS	49,050	49,050							
<b>TOTAL REVENUES</b>	<b>57,455,138</b>	<b>38,062,434</b>	<b>678,794</b>	<b>2,582,290</b>	<b>1,361,886</b>	<b>1,401,466</b>	<b>1,895,568</b>	<b>119,970</b>	<b>11,352,730</b>
AMOUNT FUNDED BY TAX LEVY	18,678,180	14,359,810	-	-	2,861,927	227,693	-	388,574	840,176
LESS NON LEVY CASH CONTRIB	80,000			80,000					
LESS CASH EXPENSES	1,577,176	1,577,000			80,000	100,000		50,000	840,176
LESS RETIREMENT RESERVE	450,000	450,000							
<b>LEVY FOR BUDGETARY PURPOSE</b>	<b>14,571,004</b>	<b>12,302,810</b>	<b>-</b>	<b>(80,000)</b>	<b>2,861,927</b>	<b>127,693</b>	<b>-</b>	<b>338,574</b>	<b>-</b>
PLUS ALLOWANCE FOR UNCOLLECTIBLE TAXES	90,100								
<b>TOTAL LEVY</b>	<b>13,661,104</b>								

**2013 - SCHEDULE B - SUMMARY OF APPROPRIATIONS - BY FUNDS**

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
GENERAL GOV'T SUPPORT	7,813,550	6,850,118			378,015		635,417		
EDUCATION	4,796,521	4,396,521							
PUBLIC SAFETY	9,758,379	9,758,379							
HEALTH	5,859,080	5,859,080							
TRANSPORTATION	5,584,118	39,181			1,898,778	1,629,159			
BOON ASSISTANCE & OPPORT	36,607,944	34,456,100	678,794						11,273,050
CULTURE & RECREATION	104,879	104,879							
HOME & COMM SERVICES	864,186	864,186							
DEBT SERVICE	1,428,400							508,544	919,856
OTHER TRANSFERS									
OTHER	1,259,951						1,259,951		
SOLID WASTE	2,533,240			2,533,240					
APPROPRIATIONS	76,084,768	52,422,244	678,794	2,533,240	4,223,813	1,629,159	1,895,568	508,544	12,192,906
Plus Interfund Transfers	49,050	49,050							
<b>TOTAL ALL APPROPRIATIONS</b>	<b>76,133,318</b>	<b>52,422,244</b>	<b>678,794</b>	<b>2,582,290</b>	<b>4,223,813</b>	<b>1,629,159</b>	<b>1,895,568</b>	<b>508,544</b>	<b>12,192,906</b>

**2013 - SCHEDULE C - SUMMARY OF REVENUES - BY FUNDS**

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
REAL PROPERTY TAX ITEMS	1,478,953	1,478,953							
NON-PROPERTY TAXES	13,912,300	13,877,500						85,000	
DEPARTMENTAL INCOME	8,350,919	5,400,839		2,582,290		783,000			480,000
INTERGOVERNMENTAL CHARGES	7,028,257	331,447	678,794			1,118,016			
USE OF MONEY & PROPERTY	533,015	306,308			485	850		18,207	86,000
PERMITS, FINES & PENALTIES	105,246	105,246							
SALE OF PROP. & OTHER COMP.	728,394	728,394							
OTHER	11,661,801	421,705			3,000		1,895,568		11,344,330
ESTATE AID	8,899,113	7,514,914			1,358,416			15,783	
FEDERAL AID	7,928,068	7,928,068							
REVENUES	57,406,088	38,013,304	678,794	2,582,290	1,361,886	1,401,466	1,895,568	119,970	11,352,730
Plus Interfund Transfers	49,050	49,050							
<b>TOTAL ALL REVENUES</b>	<b>57,455,138</b>	<b>38,062,434</b>	<b>678,794</b>	<b>2,582,290</b>	<b>1,361,886</b>	<b>1,401,466</b>	<b>1,895,568</b>	<b>119,970</b>	<b>11,352,730</b>





Date Prepared: 11/05/2012 09:42 AM  
 Report Date: 11/05/2012  
 Account Table: IDA130  
 Alt. Sort Table:  
 Fiscal Year: 2013 Period From: 11 to 12  
 COUNTY OF ORLEANS  
 Budget Preparation Publication  
 Prepared By: NESBITTC  
 BUD-060 1.0

Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001010								
Type E								
Group 1								
PERSONAL SERVICES	84,854.00	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	0.00	134.00	134.00	134.00	134.00	134.00	134.00	134.00
Group 4								
CONTRACTUAL EXPENSE	10,943.00	9,692.00	9,740.00	9,750.00	9,750.00	10,680.00	8,760.00	8,760.00
Group 8								
EMPLOYEE BENEFITS	46,003.00	48,820.00	46,254.00	56,527.00	55,327.00	54,104.00	60,002.00	60,002.00
<b>Total Type E Expense</b>	<b>141,800.00</b>	<b>140,991.00</b>	<b>158,246.00</b>	<b>147,512.00</b>	<b>147,512.00</b>	<b>157,330.00</b>	<b>161,028.00</b>	<b>161,028.00</b>
<b>Total Dept 001010 LEGISLATIVE BOARD</b>	<b>141,800.00</b>	<b>140,991.00</b>	<b>158,246.00</b>	<b>147,512.00</b>	<b>147,512.00</b>	<b>157,330.00</b>	<b>161,028.00</b>	<b>161,028.00</b>

2013 Budget

BUD-0650 1.0  
Prepared By: NESBITT/C

COUNTY OF ORLEANS  
Budget Preparation Publication

Date Prepared: 11/05/2012 09:42 AM  
Report Date: 11/05/2012  
Account Table: IDA130  
Alt. Sort Table:

Fiscal Year: 2013 Period From: 11 to 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001020								
Type R								
Group								
GENERAL FUND								
CHIEF ADMINISTRATIVE OFFICER								
Revenue								
	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
<b>Total Type R Revenue</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>
Type E								
Group 1								
PERSONAL SERVICES								
	90,150.00	95,014.00	90,191.00	91,751.00	91,151.00	98,345.00	96,245.00	
Group 4								
CONTRACTUAL EXPENSE								
	4,259.00	4,058.00	3,186.00	3,950.00	3,100.00	4,160.00	4,000.00	
Group 8								
EMPLOYEE BENEFITS								
	28,115.00	30,268.00	40,240.00	46,262.00	46,363.00	52,556.00	49,660.00	
<b>Total Type E Expense</b>	<b>122,527.00</b>	<b>131,340.00</b>	<b>134,457.00</b>	<b>141,833.00</b>	<b>141,833.00</b>	<b>152,811.00</b>	<b>149,935.00</b>	
<b>Total Dept 001020 CHIEF ADMINISTRATIVE OFFICER</b>	<b>100,527.00</b>	<b>109,340.00</b>	<b>112,457.00</b>	<b>119,833.00</b>	<b>119,833.00</b>	<b>130,831.00</b>	<b>127,935.00</b>	

Date Prepared: 11/05/2012 09:42 AM  
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 Alt. Sort Table:  
 BUD-0650 1.0  
 Prepared By: NESBITT/C

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**  
 Fiscal Year: 2013 Period From: 1 To 12

Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001040								
Type R								
Group:								
GENERAL FUND								
CLERK OF LEGISLATIVE BOARD								
Revenue	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)
<b>Total Type R Revenue</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>
Type E								
Group 1								
PERSONAL SERVICES	89,349.00	74,729.00	78,433.00	78,433.00	78,433.00	80,644.00	80,644.00	80,644.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,316.00	1,043.00	792.00	628.00	628.00	692.00	692.00	692.00
Group 4								
CONTRACTUAL EXPENSE	11,889.00	11,895.00	12,100.00	12,874.00	14,693.31	13,456.00	12,735.00	12,735.00
Group 8								
EMPLOYEE BENEFITS	38,078.00	41,722.00	48,431.00	48,202.00	46,262.00	52,637.00	49,324.00	49,324.00
<b>Total Type E Expense</b>	<b>120,612.00</b>	<b>129,431.00</b>	<b>139,696.00</b>	<b>139,197.00</b>	<b>139,702.31</b>	<b>147,629.00</b>	<b>143,375.00</b>	<b>143,375.00</b>
<b>Total Dept 001040 CLERK OF LEGISLATIVE BOARD</b>	<b>103,562.00</b>	<b>112,381.00</b>	<b>122,649.00</b>	<b>121,147.00</b>	<b>122,732.31</b>	<b>130,379.00</b>	<b>126,325.00</b>	<b>126,325.00</b>

2013 Budget

BUD-0650 1.0  
Prepared By: NESBITTC

COUNTY OF ORLEANS  
Budget Preparation Publication

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 001141								
Type R								
Group:								
GENERAL FUND								
ASSIGNED COUNSEL								
Revenue	(38,442.00)	(58,006.00)	(46,932.00)	(39,110.00)	(59,110.00)	(26,073.00)	(26,073.00)	(26,073.00)
Expense	(38,442.00)	(58,006.00)	(46,932.00)	(39,110.00)	(59,110.00)	(26,073.00)	(26,073.00)	(26,073.00)
Total Type R Revenue								
Total Type E Expense								
Group 4 CONTRACTUAL EXPENSE	145,000.00	152,500.00	150,000.00	145,000.00	145,000.00	160,000.00	160,000.00	160,000.00
Total Type E Expense	145,000.00	152,500.00	150,000.00	145,000.00	145,000.00	160,000.00	160,000.00	160,000.00
Total Dept 001141 ASSIGNED COUNSEL	106,558.00	94,494.00	103,068.00	105,890.00	105,890.00	133,927.00	133,927.00	133,927.00

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 Prepared By: NESBITT/C

Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001165								
Type R								
Group:								
DISTRICT ATTORNEY								
Revenue	(96,807.00)	(83,404.00)	(110,667.00)	(111,189.00)	(111,189.00)	(129,189.00)	(136,689.00)	(136,689.00)
<b>Total Type R Revenue</b>	<b>(96,807.00)</b>	<b>(83,404.00)</b>	<b>(110,667.00)</b>	<b>(111,189.00)</b>	<b>(111,189.00)</b>	<b>(129,189.00)</b>	<b>(136,689.00)</b>	<b>(136,689.00)</b>
Type E								
Group 1								
PERSONAL SERVICES	312,701.00	322,548.00	335,911.00	357,053.00	357,053.00	365,631.00	365,631.00	365,631.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,923.00	1,929.00	1,690.00	1,126.00	1,970.56	1,015.00	1,015.00	1,015.00
Group 4								
CONTRACTUAL EXPENSE	67,672.00	66,292.00	63,355.00	64,525.00	64,837.41	68,435.00	68,435.00	68,435.00
Group 8								
EMPLOYEE BENEFITS	79,239.00	90,684.00	113,753.00	151,821.00	151,821.00	169,182.00	162,577.00	162,577.00
<b>Total Type E Expense</b>	<b>461,600.00</b>	<b>481,681.00</b>	<b>514,715.00</b>	<b>574,525.00</b>	<b>562,692.36</b>	<b>605,161.00</b>	<b>598,553.00</b>	<b>598,553.00</b>
<b>Total Dept 001165 DISTRICT ATTORNEY</b>	<b>354,793.00</b>	<b>346,287.00</b>	<b>404,048.00</b>	<b>463,396.00</b>	<b>461,493.96</b>	<b>478,672.00</b>	<b>461,969.00</b>	<b>461,969.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001170</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group:								
	(41,646.00)	(66,329.00)	(51,932.00)	(39,110.00)	(39,110.00)	(26,073.00)	(26,073.00)	(26,073.00)
<b>Total Type R Revenue</b>	<b>(41,646.00)</b>	<b>(66,329.00)</b>	<b>(51,932.00)</b>	<b>(39,110.00)</b>	<b>(39,110.00)</b>	<b>(26,073.00)</b>	<b>(26,073.00)</b>	<b>(26,073.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	182,811.00	184,546.00	197,597.00	199,332.00	199,332.00	199,332.00	199,332.00	199,332.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	621.00	621.00	436.00	0.00	0.00			
Group 4								
CONTRACTUAL EXPENSE	180,507.00	177,943.00	176,031.00	174,906.00	174,906.00	175,182.00	175,182.00	175,182.00
Group 8								
EMPLOYEE BENEFITS	44,425.00	52,704.00	61,600.00	75,074.00	75,074.00	82,531.00	79,909.00	79,909.00
<b>Total Type E Expense</b>	<b>408,364.00</b>	<b>423,817.00</b>	<b>435,664.00</b>	<b>449,312.00</b>	<b>449,312.00</b>	<b>457,655.00</b>	<b>454,433.00</b>	<b>454,433.00</b>
<b>Total Dept 001170</b>	<b>366,718.00</b>	<b>366,488.00</b>	<b>383,568.00</b>	<b>410,202.00</b>	<b>410,202.00</b>	<b>430,882.00</b>	<b>428,360.00</b>	<b>428,360.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001180								
Type E								
Group 4								
CONTRACTUAL EXPENSE	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Type E Expense</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>Total Dept 001180 JUSTICES &amp; CONSTABLES</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>

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BUD4060 1.0  
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001185</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	17,960.00	17,968.00	23,291.00	20,244.00	20,244.00	20,244.00	20,244.00	20,244.00
Group 4								
CONTRACTUAL EXPENSE	9,400.00	6,400.00	6,440.00	38,455.00	37,453.78	37,265.00	37,265.00	37,265.00
Group 8								
EMPLOYEE BENEFITS	4,332.00	4,225.00	5,843.00	7,544.00	7,544.00	8,103.00	8,103.00	8,103.00
<b>Total Type E Expense</b>	<b>31,772.00</b>	<b>31,613.00</b>	<b>38,517.00</b>	<b>64,243.00</b>	<b>66,240.78</b>	<b>66,612.00</b>	<b>66,612.00</b>	<b>66,612.00</b>
<b>Total Dept 001185 MEDICAL EXAMINERS &amp; CORONERS</b>	<b>31,772.00</b>	<b>31,613.00</b>	<b>38,517.00</b>	<b>64,243.00</b>	<b>66,240.78</b>	<b>66,612.00</b>	<b>66,612.00</b>	<b>66,612.00</b>



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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>GENERAL FUND</b>								
Fund 001								
Dept 001325								
Type R								
Group:								
Revenue	(917,500.00)	(947,500.00)	(947,500.00)	(970,000.00)	(970,000.00)	(1,022,000.00)	(1,022,000.00)	(1,022,000.00)
<b>Total Type R Revenue</b>	<b>(917,500.00)</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(970,000.00)</b>	<b>(970,000.00)</b>	<b>(1,022,000.00)</b>	<b>(1,022,000.00)</b>	<b>(1,022,000.00)</b>
Expense								
Group 1								
PERSONAL SERVICES	215,882.00	229,860.00	234,420.00	225,457.00	225,457.00	207,535.00	227,539.00	227,539.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	500.00	1,487.00	1,691.00	1,325.00	1,252.00	1,383.00	1,383.00	1,383.00
Group 4								
CONTRACTUAL EXPENSE	47,785.00	43,594.00	53,595.00	50,830.00	50,820.00	40,582.00	40,582.00	40,582.00
Group 8								
EMPLOYEE BENEFITS	106,558.00	116,580.00	136,037.00	157,106.00	157,109.00	119,979.00	155,703.00	155,703.00
<b>Total Type E Expense</b>	<b>370,705.00</b>	<b>391,491.00</b>	<b>427,703.00</b>	<b>434,500.00</b>	<b>434,500.00</b>	<b>446,493.00</b>	<b>436,217.00</b>	<b>436,217.00</b>
<b>Total Dept 001325 COUNTY TREASURER</b>	<b>(546,794.00)</b>	<b>(556,009.00)</b>	<b>(519,797.00)</b>	<b>(535,492.00)</b>	<b>(535,492.00)</b>	<b>(573,507.00)</b>	<b>(588,763.00)</b>	<b>(588,763.00)</b>

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<b>Fund 001</b>								
<b>Dept 001340</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	6,060.00	9,370.00	8,538.00	8,622.00	8,622.00	8,670.00	8,870.00	8,870.00
Group 4								
CONTRACTUAL EXPENSE	862.00	927.00	900.00	860.00	860.00	1,063.00	1,063.00	1,063.00
Group 8								
EMPLOYEE BENEFITS	920.00	1,601.00	1,691.00	2,325.00	2,325.00	2,648.00	2,648.00	2,648.00
<b>Total Type E Expense</b>	<b>7,982.00</b>	<b>10,898.00</b>	<b>11,329.00</b>	<b>11,803.00</b>	<b>11,803.00</b>	<b>12,801.00</b>	<b>12,601.00</b>	<b>12,601.00</b>
<b>Total Dept 001340 BUDGET OFFICER</b>	<b>7,982.00</b>	<b>10,898.00</b>	<b>11,329.00</b>	<b>11,803.00</b>	<b>11,803.00</b>	<b>12,801.00</b>	<b>12,601.00</b>	<b>12,601.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001 GENERAL FUND</b>								
<b>Dept 001365 REAL PROPERTY TAX SERVICE</b>								
<b>Type R Revenue</b>								
Group:								
<b>Total Type R Revenue</b>	(159,400.00)	(127,964.00)	(128,343.00)	(130,252.00)	(130,252.00)	(148,029.00)	(148,029.00)	(148,029.00)
<b>Type E Expense</b>								
Group 1 PERSONAL SERVICES	112,751.00	126,840.00	124,723.00	119,806.00	119,806.00	120,633.00	120,633.00	120,933.00
Group 2 EQUIPMENT & CAPITAL OUTLAY	621.00	621.00	627.00	632.00	632.00	620.00	620.00	520.00
Group 4 CONTRACTUAL EXPENSE	52,237.00	111,528.00	118,417.00	118,526.00	119,505.00	45,418.00	45,418.00	45,418.00
Group 8 EMPLOYEE BENEFITS	47,100.00	40,005.00	46,411.00	54,903.00	54,903.00	61,319.00	61,319.00	58,851.00
<b>Total Type E Expense</b>	212,769.00	301,000.00	308,288.00	313,867.00	314,846.00	231,990.00	231,990.00	225,732.00
<b>Total Dept 001365 REAL PROPERTY TAX SERVICE</b>	63,359.00	63,536.00	61,865.00	64,665.00	64,665.00	80,161.00	80,161.00	77,703.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Type R								
TAX ADVERTISING & EXPENSES								
Group:								
Revenue	(4,000.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
Expense								
Total Type R Revenue	(4,000.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
Group 4								
CONTRACTUAL EXPENSE	4,000.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Total Type E Expense	4,000.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Total Dept 001362 TAX ADVERTISING & EXPENSES	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
County Clerk								
Type R								
Group:								
Revenue	(1,010,500.00)	(1,071,500.00)	(1,071,500.00)	(1,119,350.00)	(1,118,305.00)	(1,172,550.00)	(1,172,550.00)	(1,172,550.00)
<b>Total Type R Revenue</b>	<b>(1,010,500.00)</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>	<b>(1,119,350.00)</b>	<b>(1,118,305.00)</b>	<b>(1,172,550.00)</b>	<b>(1,172,550.00)</b>	<b>(1,172,550.00)</b>
Expense								
Group 1								
PERSONAL SERVICES	385,687.00	400,469.00	412,023.00	427,447.00	427,447.00	420,025.00	430,483.00	430,483.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	2,325.00	1,821.00	1,438.00	1,268.00	1,268.00	668.00	668.00	668.00
Group 4								
CONTRACTUAL EXPENSE	74,275.00	73,500.00	72,670.00	71,865.00	71,865.00	73,740.00	73,618.00	73,618.00
Group 8								
EMPLOYEE BENEFITS	218,384.00	226,577.00	242,305.00	262,275.00	262,275.00	301,228.00	296,080.00	296,080.00
<b>Total Type E Expense</b>	<b>650,693.00</b>	<b>710,447.00</b>	<b>736,436.00</b>	<b>762,855.00</b>	<b>762,855.00</b>	<b>695,439.00</b>	<b>801,047.00</b>	<b>801,047.00</b>
<b>Total Dept 001410 COUNTY CLERK</b>	<b>(329,802.00)</b>	<b>(361,033.00)</b>	<b>(333,064.00)</b>	<b>(336,486.00)</b>	<b>(335,446.00)</b>	<b>(287,111.00)</b>	<b>(371,503.00)</b>	<b>(371,503.00)</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001420</b>								
<b>Type R</b>								
Group								
GENERAL FUND								
COUNTY ATTORNEY								
Revenue	(162,679.00)	(164,918.00)	(167,515.00)	(169,314.00)	(169,314.00)	(169,814.00)	(169,814.00)	(169,814.00)
<b>Total Type R Revenue</b>	<b>(162,679.00)</b>	<b>(164,918.00)</b>	<b>(167,515.00)</b>	<b>(169,314.00)</b>	<b>(169,314.00)</b>	<b>(169,814.00)</b>	<b>(169,814.00)</b>	<b>(169,814.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	175,408.00	183,637.00	187,574.00	189,352.00	189,352.00	189,352.00	189,352.00	189,352.00
Group 4								
CONTRACTUAL EXPENSE	62,635.00	59,069.00	56,089.00	67,197.00	67,197.00	59,105.00	56,705.00	56,705.00
Group 8								
EMPLOYEE BENEFITS	28,485.00	36,036.00	48,469.00	58,753.00	59,753.00	85,110.00	84,777.00	84,777.00
<b>Total Type E Expense</b>	<b>266,528.00</b>	<b>278,742.00</b>	<b>292,132.00</b>	<b>315,299.00</b>	<b>316,299.00</b>	<b>311,567.00</b>	<b>310,834.00</b>	<b>310,834.00</b>
<b>Total Dept 001420</b>								
<b>COUNTY ATTORNEY</b>	<b>103,853.00</b>	<b>111,944.00</b>	<b>125,157.00</b>	<b>136,480.00</b>	<b>146,960.00</b>	<b>141,563.00</b>	<b>141,020.00</b>	<b>141,020.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001 GENERAL FUND								
Dept 001430 PERSONNEL								
Type R Revenue								
Group:								
Total Type R Revenue	(2,200.00)	(2,100.00)	(900.00)	(1,000.00)	(1,000.00)	(1,200.00)	(1,400.00)	(1,400.00)
Type E Expense								
Group 1 PERSONAL SERVICES								
Group 2 EQUIPMENT & CAPITAL OUTLAY								
Group 4 CONTRACTUAL EXPENSE								
Group 8 EMPLOYEE BENEFITS								
Total Type E Expense	96,663.00	106,703.00	109,463.00	110,379.00	130,379.00	112,118.00	112,118.00	112,118.00
Total Dept 001430 PERSONNEL	964.00	984.00	1,100.00	728.00	728.00	672.00	672.00	672.00
	13,167.00	13,716.00	11,975.00	13,455.00	13,455.00	14,323.00	14,323.00	14,323.00
	38,732.00	44,273.00	51,581.00	58,898.00	59,899.00	64,386.00	62,400.00	62,400.00
	149,876.00	163,692.00	174,199.00	163,430.00	163,430.00	163,609.00	168,713.00	168,713.00
	147,676.00	161,592.00	173,309.00	162,430.00	162,430.00	162,409.00	168,313.00	168,313.00

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Prepared By: NESBITTC

**COUNTY OF ORLEANS**  
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001433</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	4,114.00	4,312.00	4,441.00	4,397.00	4,297.00	4,697.00	4,697.00	
Group 4								
CONTRACTUAL EXPENSE	4,500.00	4,875.00	4,375.00	3,500.00	5,000.00	3,500.00	3,500.00	
Group 8								
EMPLOYEE BENEFITS	623.00	826.00	663.00	1,345.00	1,345.00	1,402.00	1,402.00	
<b>Total Type E Expense</b>	<b>9,237.00</b>	<b>9,913.00</b>	<b>9,799.00</b>	<b>9,142.00</b>	<b>10,702.00</b>	<b>9,699.00</b>	<b>9,699.00</b>	<b>9,699.00</b>
<b>Total Dept 001433 RISK MANAGEMENT</b>	<b>9,237.00</b>	<b>9,913.00</b>	<b>9,799.00</b>	<b>9,142.00</b>	<b>10,702.00</b>	<b>9,699.00</b>	<b>9,699.00</b>	<b>9,699.00</b>



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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001450</b>								
<b>Type R</b>								
Group:								
<b>Revenue</b>	(30,000.00)	(30,000.00)	(15,000.00)	(25,000.00)	(25,000.00)	(21,900.00)	(21,800.00)	(21,800.00)
<b>Total Type R Revenue</b>	<b>(30,000.00)</b>	<b>(30,000.00)</b>	<b>(15,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(21,900.00)</b>	<b>(21,800.00)</b>	<b>(21,800.00)</b>
<b>Expense</b>								
Group 1								
PERSONAL SERVICES	128,042.00	126,215.00	132,272.00	131,422.00	131,422.00	137,534.00	137,834.00	137,834.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,825.00	5,992.00	1,156.00	1,045.00	1,045.00	1,057.00	1,057.00	1,057.00
Group 4								
CONTRACTUAL EXPENSE	115,880.00	117,910.00	94,010.00	95,226.00	99,827.00	74,168.00	74,168.00	74,168.00
Group 8								
EMPLOYEE BENEFITS	75,432.00	71,431.00	96,773.00	110,136.00	110,136.00	126,506.00	116,362.00	116,362.00
<b>Total Type E Expense</b>	<b>321,180.00</b>	<b>316,248.00</b>	<b>324,213.00</b>	<b>310,829.00</b>	<b>312,430.00</b>	<b>339,265.00</b>	<b>329,451.00</b>	<b>329,451.00</b>
<b>Total Dept 001450</b>	<b>291,180.00</b>	<b>286,248.00</b>	<b>309,213.00</b>	<b>286,829.00</b>	<b>287,430.00</b>	<b>318,265.00</b>	<b>307,651.00</b>	<b>307,651.00</b>

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<b>Fund 001</b>								
<b>Dept 001460</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	6,522.00	6,825.00	5,401.00	5,565.00	5,565.00	5,465.00	5,465.00	5,465.00
Group 4								
CONTRACTUAL EXPENSE	345.00	191.00	734.00	746.00	746.00	746.00	746.00	746.00
Group 8								
EMPLOYEE BENEFITS	3,825.00	4,502.00	2,416.00	3,016.00	3,016.00	3,067.00	2,909.00	2,909.00
<b>Total Type E Expense</b>	<b>10,697.00</b>	<b>12,178.00</b>	<b>8,651.00</b>	<b>9,329.00</b>	<b>9,329.00</b>	<b>9,278.00</b>	<b>9,120.00</b>	<b>9,120.00</b>
<b>Total Dept 001460 RECORDS MANAGEMENT</b>	<b>10,697.00</b>	<b>12,178.00</b>	<b>8,651.00</b>	<b>9,329.00</b>	<b>9,329.00</b>	<b>9,278.00</b>	<b>9,120.00</b>	<b>9,120.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001615								
CENTRAL OFFICE EQUIPMENT REPAIRS								
Type R								
Revenue	(50.00)	(50.00)	(50.00)	(50.00)	(35,280.00)	(50.00)	(50.00)	(50.00)
Total Type R Revenue	(50.00)	(50.00)	(50.00)	(50.00)	(35,280.00)	(50.00)	(50.00)	(50.00)
Type E								
Expense	50.00	50.00	50.00	50.00	47,805.24	50.00	50.00	50.00
Group 4 CONTRACTUAL EXPENSE								
Total Type E Expense	50.00	50.00	50.00	50.00	47,805.24	50.00	50.00	50.00
Total Dept 001615 CENTRAL OFFICE EQUIPMENT REPAIRS	0.00	0.00	0.00	0.00	12,525.24			

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001620</b>								
<b>Buildings &amp; Grounds</b>								
<b>Revenue</b>								
Group:								
<b>Total Type R Revenue</b>	(719,250.00)	(698,869.00)	(683,063.00)	(704,737.00)	(704,737.00)	(628,137.00)	(642,412.00)	(642,412.00)
<b>Type E Expense</b>								
Group 1 PERSONAL SERVICES	557,832.00	604,439.00	503,894.00	537,523.00	537,523.00	541,048.00	531,109.00	531,109.00
Group 2 EQUIPMENT & CAPITAL OUTLAY	15,045.00	4,879.00	8,879.00	14,879.00	29,574.46	33,879.00	8,504.00	8,504.00
Group 4 CONTRACTUAL EXPENSE	594,444.00	548,725.00	414,000.00	469,376.00	482,391.10	1,024,534.00	544,351.00	544,351.00
Group 8 EMPLOYEE BENEFITS	289,612.00	272,614.00	259,638.00	331,269.00	331,269.00	331,359.00	335,762.00	335,762.00
<b>Total Type E Expense</b>	1,357,033.00	1,429,657.00	1,286,367.00	1,363,047.00	1,374,767.56	1,890,330.00	1,419,736.00	1,419,736.00
<b>Total Dept 001620 Buildings &amp; Grounds</b>	637,783.00	731,588.00	674,304.00	648,310.00	670,000.56	1,301,633.00	777,324.00	777,324.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001680								
Type R								
Group:								
Revenue	(117,596.00)	(134,771.00)	(135,036.00)	(143,613.00)	(143,613.00)	(143,613.00)	(147,613.00)	(147,613.00)
<b>Total Type R Revenue</b>	<b>(117,596.00)</b>	<b>(134,771.00)</b>	<b>(135,036.00)</b>	<b>(143,613.00)</b>	<b>(143,613.00)</b>	<b>(143,613.00)</b>	<b>(147,613.00)</b>	<b>(147,613.00)</b>
Type E								
Group 1								
PERSONAL SERVICES	264,065.00	276,319.00	291,215.00	303,426.00	305,406.00	310,688.00	310,688.00	310,688.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	10,655.00	66,525.00	27,196.00	19,655.00	21,922.78	34,121.00	26,721.00	26,721.00
Group 4								
CONTRACTUAL EXPENSE	30,124.00	27,331.00	23,232.00	21,826.00	21,626.00	26,693.00	26,499.00	26,499.00
Group 8								
EMPLOYEE BENEFITS	103,162.00	119,809.00	134,962.00	163,496.00	165,499.00	165,684.00	174,914.00	174,914.00
<b>Total Type E Expense</b>	<b>407,936.00</b>	<b>480,984.00</b>	<b>478,624.00</b>	<b>500,403.00</b>	<b>510,330.78</b>	<b>557,212.00</b>	<b>538,832.00</b>	<b>538,832.00</b>
<b>Total Dept 001680 COMPUTER SERVICES</b>	<b>290,350.00</b>	<b>364,213.00</b>	<b>340,968.00</b>	<b>364,790.00</b>	<b>366,717.78</b>	<b>413,699.00</b>	<b>391,219.00</b>	<b>391,219.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
UNASSIGNED								
Type R Revenue								
Group:								
Total Type R Revenue	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
Type E Expense								
Group 4 CONTRACTUAL EXPENSE								
Group 8 EMPLOYEE BENEFITS								
Total Type E Expense	126,800.00	126,800.00	132,214.00	117,340.00	117,340.00	107,349.00	107,349.00	107,349.00
Total Dept 001910 UNASSIGNED	311,274.00	306,854.00	198,020.00	256,744.00	256,744.00	433,566.00	433,566.00	433,566.00
Total Dept 001910 UNASSIGNED	438,074.00	332,656.00	321,254.00	374,083.00	374,083.00	540,915.00	540,915.00	540,915.00
Total Dept 001910 UNASSIGNED	413,074.00	307,856.00	296,234.00	349,093.00	349,093.00	615,546.00	615,546.00	615,945.00

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 001990								
Type E								
Group 4								
CONTRACTUAL EXPENSE	750,000.00	340,000.00	250,000.00	248,000.00	189,539.98	450,000.00	300,000.00	300,000.00
<b>Total Type E Expense</b>	<b>750,000.00</b>	<b>340,000.00</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>189,539.98</b>	<b>450,000.00</b>	<b>300,000.00</b>	<b>300,000.00</b>
<b>Total Dept 001990 CONTINGENT FUND</b>	<b>750,000.00</b>	<b>340,000.00</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>189,539.98</b>	<b>450,000.00</b>	<b>300,000.00</b>	<b>300,000.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 002490								
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,200,000.00	1,350,000.00	1,250,000.00	1,400,000.00	1,400,000.00	1,800,000.00	1,740,000.00	1,740,000.00
<b>Total Type E Expense</b>	<b>1,200,000.00</b>	<b>1,350,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,400,000.00</b>	<b>1,800,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>
<b>Total Dept 002490</b>	<b>1,200,000.00</b>	<b>1,350,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,400,000.00</b>	<b>1,800,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>
<b>COMMUNITY COLLEGES</b>								



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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>FUND 001 GENERAL FUND</b>								
<b>Dept 002960 EDUCATION HANDICAPPED CHILDREN</b>								
<b>Type R Revenue</b>								
Group								
<b>Total Type R Revenue</b>	(1,249,500.00)	(1,249,500.00)	(1,249,500.00)	(1,487,500.00)	(1,487,500.00)	(1,487,500.00)	(1,487,500.00)	(1,487,500.00)
<b>Type E Expense</b>								
Group 1 PERSONAL SERVICES	0.00	0.00	0.00	35,492.00	35,492.00	30,103.00	36,108.00	
Group 2 EQUIPMENT & CAPITAL OUTLAY	0.00	0.00	0.00	-0.00	0.00	0.00	200.00	
Group 4 CONTRACTUAL EXPENSE	2,100,000.00	2,100,000.00	2,100,000.00	2,501,488.00	2,501,488.00	2,501,945.00	2,501,945.00	
Group 8 EMPLOYEE BENEFITS	0.00	0.00	0.00	13,031.00	13,031.00	15,368.00	15,588.00	
<b>Total Type E Expense</b>	2,100,000.00	2,100,000.00	2,100,000.00	2,550,011.00	2,550,011.00	2,563,821.00	2,563,821.00	
<b>Total Dept 002960 EDUCATION HANDICAPPED CHILDREN</b>	850,500.00	850,500.00	850,500.00	1,063,391.00	1,063,391.00	1,096,321.00	1,096,321.00	

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 002980								
Type R								
Group:								
GENERAL FUND								
MEDICAL SCHOLARSHIPS								
Revenue								
	(3,000.00)	(3,000.00)	(2,500.00)	(3,000.00)	(3,000.00)	(1,900.00)	(1,800.00)	(1,800.00)
<b>Total Type R Revenue</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>	<b>(2,500.00)</b>	<b>(3,000.00)</b>	<b>(3,000.00)</b>	<b>(1,900.00)</b>	<b>(1,800.00)</b>	<b>(1,800.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE								
	4,500.00	2,250.00	2,250.00	2,250.00	2,250.00	9,000.00	4,500.00	
<b>Total Type E Expense</b>	<b>4,500.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>9,000.00</b>	<b>4,500.00</b>	<b>4,500.00</b>
<b>Total Dept 002980 MEDICAL SCHOLARSHIPS</b>	<b>1,500.00</b>	<b>(750.00)</b>	<b>(250.00)</b>	<b>(750.00)</b>	<b>(750.00)</b>	<b>7,100.00</b>	<b>2,700.00</b>	<b>2,700.00</b>

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Fund 001								
Dept 002989								
Type R								
Group:								
GENERAL FUND								
OTHER EDUCATION - D.A.R.E								
Revenue								
	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
<b>Total Type R Revenue</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE								
	200.00	200.00	200.00	200.00	200.00		200.00	
<b>Total Type E Expense</b>	<b>200.00</b>	<b>200.00</b>	<b>200.00</b>	<b>200.00</b>	<b>200.00</b>		<b>200.00</b>	
<b>Total Dept 002989 OTHER EDUCATION - D.A.R.E</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>(200.00)</b>	<b>(200.00)</b>	<b>(200.00)</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>Public Safety Communication</b>								
Fund 001								
Dept 003020								
Type R								
Group:								
Total Type R Revenue	(134,184.00)	(110,869.00)	(107,221.00)	(98,133.00)	(98,133.00)	(75,428.00)	(75,428.00)	(75,428.00)
Type E Expense	(134,184.00)	(110,869.00)	(107,221.00)	(98,133.00)	(98,133.00)	(75,428.00)	(75,428.00)	(75,428.00)
Group 1 PERSONAL SERVICES	489,237.00	475,747.00	501,696.00	499,372.00	499,372.00	490,629.00	489,929.00	489,929.00
Group 2 EQUIPMENT & CAPITAL OUTLAY	1,904.00	1,904.00	704.00	1,935.00	1,005.00	1,761.00	1,761.00	1,761.00
Group 4 CONTRACTUAL EXPENSE	99,016.00	27,757.00	123,182.00	116,955.00	123,400.75	114,857.00	113,880.00	113,880.00
Group 8 EMPLOYEE BENEFITS	179,794.00	214,914.00	247,641.00	264,207.00	264,207.00	309,012.00	289,810.00	289,810.00
Total Type E Expense	749,953.00	720,522.00	873,223.00	902,469.00	909,914.75	915,659.00	895,390.00	895,390.00
Total Dept 003020 PUBLIC SAFETY COMMUNICATION	615,769.00	609,123.00	766,002.00	804,396.00	810,761.75	840,181.00	819,952.00	819,952.00

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>GENERAL FUND</b>								
Fund 001								
Dept 003110								
Type R								
Group:								
	(280,534.00)	(400,063.00)	(504,144.00)	(530,343.00)	(572,979.79)	(427,847.00)	(432,847.00)	(432,847.00)
<b>Total Type R Revenue</b>	<b>(280,534.00)</b>	<b>(400,063.00)</b>	<b>(504,144.00)</b>	<b>(530,343.00)</b>	<b>(572,979.79)</b>	<b>(427,847.00)</b>	<b>(432,847.00)</b>	<b>(432,847.00)</b>
Type E								
Group 1								
PERSONAL SERVICES	1,738,919.00	1,694,268.00	2,050,195.00	2,007,391.00	2,007,391.00	1,977,919.00	1,977,919.00	1,977,919.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	91,216.00	91,484.00	87,445.00	89,734.00	89,734.00	84,162.00	84,162.00	84,162.00
Group 4								
CONTRACTUAL EXPENSE	317,120.00	307,543.00	331,130.00	350,250.00	356,171.06	328,900.00	328,900.00	328,900.00
Group 8								
EMPLOYEE BENEFITS	630,826.00	731,954.00	822,780.00	7,045,332.00	1,045,332.00	1,045,116.00	1,045,116.00	1,045,351.00
<b>Total Type E Expense</b>	<b>2,778,093.00</b>	<b>2,965,269.00</b>	<b>3,271,613.00</b>	<b>3,402,697.00</b>	<b>3,539,618.06</b>	<b>3,456,097.00</b>	<b>3,446,232.00</b>	<b>3,446,232.00</b>
<b>Total Dept 003110 SHERIFF</b>	<b>2,497,549.00</b>	<b>2,506,226.00</b>	<b>2,497,359.00</b>	<b>2,962,364.00</b>	<b>2,965,638.30</b>	<b>3,071,740.00</b>	<b>3,013,385.00</b>	<b>3,013,385.00</b>

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Fund 001								
GENERAL FUND								
Dept 003140								
Type R								
Revenue								
Group:								
Total Type R Revenue	(216,690.00)	(190,640.00)	(212,735.00)	(189,715.00)	(198,715.00)	(198,046.00)	(198,046.00)	(198,046.00)
Type E								
Expense								
Group 1								
PERSONAL SERVICES	552,889.00	586,594.00	598,422.00	629,489.00	625,237.14	611,360.00	580,715.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	5,827.00	5,963.00	5,066.00	4,819.00	6,070.86	4,171.00	4,171.00	
Group 4								
CONTRACTUAL EXPENSE	76,175.00	59,812.00	57,441.00	39,310.00	39,440.00	41,673.00	41,673.00	
Group 8								
EMPLOYEE BENEFITS	246,359.00	264,257.00	315,148.00	381,029.00	381,029.00	447,211.00	398,855.00	
Total Type E Expense	881,263.00	816,296.00	976,697.00	1,054,447.00	1,054,877.00	1,104,665.00	1,013,415.00	
Total Dept 003140 PROBATION	664,573.00	726,666.00	763,961.00	855,732.00	855,862.00	908,619.00	816,369.00	

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 003160								
SHERIFF - JAIL								
Revenue								
Group:								
Total Type R Revenue	(200,540.00)	(125,700.00)	(131,908.00)	(126,900.00)	(126,900.00)	(143,900.00)	(150,900.00)	(150,900.00)
Type E Expense	(200,540.00)	(126,700.00)	(131,908.00)	(126,900.00)	(126,900.00)	(143,900.00)	(150,900.00)	(150,900.00)
Group 1 PERSONAL SERVICES	1,717,274.00	1,759,481.00	1,816,109.00	1,865,506.00	1,865,506.00	1,945,073.00	1,879,073.00	
Group 2 EQUIPMENT & CAPITAL OUTLAY	6,425.00	6,091.00	4,241.00	6,325.00	6,325.00	2,683.00	2,583.00	
Group 4 CONTRACTUAL EXPENSE	593,453.00	593,767.00	536,217.00	544,423.00	562,360.79	588,013.00	566,013.00	
Group 8 EMPLOYEE BENEFITS	679,224.00	823,987.00	907,879.00	1,112,670.00	1,112,670.00	1,208,669.00	1,140,639.00	
Total Type E Expense	3,002,379.00	3,177,296.00	3,264,446.00	3,526,924.00	3,546,861.79	3,722,548.00	3,588,318.00	
Total Dept 003160 SHERIFF - JAIL	2,801,839.00	3,048,596.00	3,132,538.00	3,402,024.00	3,419,961.79	3,678,648.00	3,437,418.00	

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Fund 001								
Dept 003161								
Type R								
Group								
GENERAL FUND								
CRIME VICTIM ASSISTANCE								
Revenue	(98,401.00)	(92,368.00)	(100,810.00)	(102,790.00)	(102,790.00)	(101,688.00)	(101,688.00)	(101,688.00)
<b>Total Type R Revenue</b>	<b>(98,401.00)</b>	<b>(92,368.00)</b>	<b>(100,810.00)</b>	<b>(102,790.00)</b>	<b>(102,790.00)</b>	<b>(101,688.00)</b>	<b>(101,688.00)</b>	<b>(101,688.00)</b>
Expense								
Group 1								
PERSONAL SERVICES	83,482.00	66,104.00	66,279.00	72,165.00	72,165.00	69,421.00	69,421.00	69,421.00
Group 4								
CONTRACTUAL EXPENSE	21,750.00	16,543.00	13,775.00	10,890.00	10,890.00	9,175.00	9,175.00	9,175.00
Group 8								
EMPLOYEE BENEFITS	13,139.00	19,711.00	17,756.00	18,745.00	19,715.00	22,191.00	22,191.00	22,451.00
<b>Total Type E Expense</b>	<b>98,401.00</b>	<b>96,468.00</b>	<b>100,810.00</b>	<b>102,790.00</b>	<b>102,790.00</b>	<b>101,688.00</b>	<b>101,688.00</b>	<b>101,688.00</b>
<b>Total Dept 003161 CRIME VICTIM ASSISTANCE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>300.00</b>	<b>300.00</b>	<b>300.00</b>



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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 003189								
Type E								
Group 1								
PERSONAL SERVICES	47,517.00	50,903.00	56,223.00	59,331.00	56,331.00	59,331.00	59,331.00	59,331.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	2,031.00	265.00	295.00	294.00	294.00	430.00	430.00	430.00
Group 4								
CONTRACTUAL EXPENSE	148,479.00	123,423.00	112,641.00	138,184.00	138,492.34	138,669.00	107,669.00	107,669.00
Group 8								
EMPLOYEE BENEFITS	17,505.00	17,980.00	20,357.00	22,952.00	22,952.00	25,291.00	23,133.00	23,133.00
<b>Total Type E Expense</b>	<b>216,533.00</b>	<b>192,631.00</b>	<b>189,516.00</b>	<b>219,971.00</b>	<b>220,079.34</b>	<b>223,021.00</b>	<b>189,563.00</b>	<b>189,563.00</b>
<b>Total Dept 003189 CONFIDENTIAL INVESTIGATIONS - D.A.</b>	<b>216,533.00</b>	<b>192,631.00</b>	<b>189,516.00</b>	<b>219,971.00</b>	<b>220,079.34</b>	<b>223,021.00</b>	<b>189,563.00</b>	<b>189,563.00</b>

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Fund 001								
Dep't 003315								
Type R								
Group:								
GENERAL FUND								
STOP D.W.I. PROGRAM								
Revenue	(74,271.00)	(75,472.00)	(76,188.00)	(71,871.00)	(71,871.00)	(72,766.00)	(72,766.00)	(72,766.00)
<b>Total Type R Revenue</b>	<b>(74,271.00)</b>	<b>(75,472.00)</b>	<b>(76,188.00)</b>	<b>(71,871.00)</b>	<b>(71,871.00)</b>	<b>(72,766.00)</b>	<b>(72,766.00)</b>	<b>(72,766.00)</b>
Type E								
Group 1								
PERSONAL SERVICES	28,808.00	27,870.00	23,455.00	23,970.00	23,970.00	24,005.00	24,005.00	24,005.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	14,000.00	14,500.00	15,000.00	15,500.00	21,283.44	15,500.00	15,500.00	15,805.00
Group 4								
CONTRACTUAL EXPENSE	26,251.00	26,367.00	26,497.00	20,897.00	20,896.28	20,805.00	20,805.00	20,805.00
Group 8								
EMPLOYEE BENEFITS	5,102.00	5,695.00	11,236.00	11,704.00	11,704.00	12,151.00	12,151.00	12,151.00
<b>Total Type E Expense</b>	<b>74,271.00</b>	<b>76,472.00</b>	<b>76,188.00</b>	<b>71,871.00</b>	<b>77,793.72</b>	<b>72,461.00</b>	<b>72,766.00</b>	<b>72,766.00</b>
<b>Total Dept 003315 STOP D.W.I. PROGRAM</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>5,922.72</b>	<b>(395.00)</b>		

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 003510</b>								
<b>Type R</b>								
<b>Group:</b>								
	(43,000.00)	(43,620.00)	(38,456.00)	(37,876.00)	(37,876.00)	(38,876.00)	(38,876.00)	(38,876.00)
<b>Total Type R Revenue</b>	<b>(43,000.00)</b>	<b>(43,620.00)</b>	<b>(38,456.00)</b>	<b>(37,876.00)</b>	<b>(37,876.00)</b>	<b>(38,876.00)</b>	<b>(38,876.00)</b>	<b>(38,876.00)</b>
<b>Type E</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	52,313.00	52,804.00	53,890.00	56,995.00	56,894.00	61,549.00	61,949.00	61,949.00
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	1,269.00	700.00	-305.00	500.00	500.00	165.00	165.00	165.00
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	17,825.00	16,902.00	15,811.00	15,832.00	15,967.00	23,413.00	23,413.00	23,413.00
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	9,207.00	9,821.00	11,508.00	16,087.00	16,087.00	21,174.00	21,174.00	21,174.00
<b>Total Type E Expense</b>	<b>80,615.00</b>	<b>79,717.00</b>	<b>81,544.00</b>	<b>91,063.00</b>	<b>91,408.00</b>	<b>106,101.00</b>	<b>106,701.00</b>	<b>106,701.00</b>
<b>Total Dept 003510 CONTROL OF ANIMALS</b>	<b>37,615.00</b>	<b>36,097.00</b>	<b>43,040.00</b>	<b>53,207.00</b>	<b>53,532.00</b>	<b>67,625.00</b>	<b>67,625.00</b>	<b>67,625.00</b>

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<b>GENERAL FUND</b>								
<b>EMERGENCY MANAGEMENT</b>								
<b>Revenue</b>								
Fund 001								
Dept 003640								
Type R								
Group:								
	(118,300.00)	(143,733.00)	(25,160.00)	(23,679.00)	(23,679.00)	(27,719.00)	(27,719.00)	(27,719.00)
<b>Total Type R Revenue</b>	<b>(118,300.00)</b>	<b>(143,733.00)</b>	<b>(25,160.00)</b>	<b>(23,679.00)</b>	<b>(23,679.00)</b>	<b>(27,719.00)</b>	<b>(27,719.00)</b>	<b>(27,719.00)</b>
<b>Expense</b>								
Type E								
Group 1								
PERSONAL SERVICES	143,485.00	157,483.00	167,705.00	165,899.00	175,439.00	113,683.00	113,683.00	113,683.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	28,859.00	13,231.00	14,468.00	15,748.00	17,591.00	22,534.00	14,984.00	14,984.00
Group 4								
CONTRACTUAL EXPENSE	200,233.00	229,837.00	92,729.00	96,439.00	212,510.97	162,686.00	157,626.00	157,626.00
Group 8								
EMPLOYEE BENEFITS	54,552.00	59,381.00	71,244.00	76,708.00	55,301.00	60,535.00	57,983.00	57,983.00
<b>Total Type E Expense</b>	<b>427,139.00</b>	<b>453,932.00</b>	<b>340,146.00</b>	<b>352,904.00</b>	<b>400,840.97</b>	<b>359,849.00</b>	<b>344,306.00</b>	<b>344,306.00</b>
<b>Total Dept 003640 EMERGENCY MANAGEMENT</b>	<b>308,839.00</b>	<b>310,199.00</b>	<b>316,966.00</b>	<b>338,905.00</b>	<b>377,161.97</b>	<b>332,170.00</b>	<b>316,527.00</b>	<b>316,527.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 004010</b>								
<b>Type R</b>								
Group:								
GENERAL FUND								
PUBLIC HEALTH								
Revenue								
	(2,112,695.00)	(2,091,265.00)	(1,285,254.00)	(1,069,285.00)	(1,104,265.00)	(1,112,527.00)	(1,112,527.00)	(1,112,527.00)
<b>Total Type R Revenue</b>	<b>(2,112,695.00)</b>	<b>(2,091,265.00)</b>	<b>(1,285,254.00)</b>	<b>(1,069,285.00)</b>	<b>(1,104,265.00)</b>	<b>(1,112,527.00)</b>	<b>(1,112,527.00)</b>	<b>(1,112,527.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	1,454,151.00	1,587,148.00	1,073,805.00	919,823.00	979,823.00	852,442.00	844,442.00	844,442.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	25,725.00	39,439.00	20,735.00	17,030.00	20,765.41	10,020.00	10,020.00	10,020.00
Group 4								
CONTRACTUAL EXPENSE	817,553.00	783,048.00	502,259.00	500,304.00	522,035.17	559,162.00	559,162.00	559,162.00
Group 8								
EMPLOYEE BENEFITS	556,151.00	673,682.00	491,500.00	498,259.00	498,254.00	440,822.00	440,822.00	440,822.00
<b>Total Type E Expense</b>	<b>2,933,580.00</b>	<b>3,004,317.00</b>	<b>2,188,349.00</b>	<b>1,944,451.00</b>	<b>1,960,322.58</b>	<b>1,873,366.00</b>	<b>1,865,366.00</b>	<b>1,865,366.00</b>
<b>Total Dept 004010 PUBLIC HEALTH</b>	<b>820,893.00</b>	<b>983,062.00</b>	<b>682,066.00</b>	<b>645,105.00</b>	<b>656,067.58</b>	<b>760,639.00</b>	<b>752,839.00</b>	<b>752,839.00</b>

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<b>FUND 001 GENERAL FUND</b>								
<b>Dept 0040659 EARLY INTERVENTION PROGRAM</b>								
Type R Revenue								
Group								
Total Type R Revenue	(375,000.00)	(375,000.00)	(375,000.00)	(436,647.00)	(436,647.00)	(425,945.00)	(425,945.00)	(425,945.00)
Type E Expense								
Group 1 PERSONAL SERVICES								
Group 4 CONTRACTUAL EXPENSE								
Group 8 EMPLOYEE BENEFITS								
Total Type E Expense	500,000.00	500,000.00	500,000.00	1,155,944.00	1,155,944.00	1,180,533.00	1,168,533.00	1,168,533.00
Total Dept 0040659 EARLY INTERVENTION PROGRAM	125,000.00	125,000.00	125,000.00	251,359.00	251,359.00	270,588.00	270,588.00	270,588.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 004310								
Type R								
Group:								
GENERAL FUND								
MENTAL HEALTH ADMINISTRATION								
Revenue								
	(2,514,245.00)	(2,592,807.00)	(2,703,633.00)	(2,734,332.00)	(2,734,332.00)	(2,493,085.00)	(2,318,061.00)	
<b>Total Type R Revenue</b>	<b>(2,514,245.00)</b>	<b>(2,592,807.00)</b>	<b>(2,703,633.00)</b>	<b>(2,734,332.00)</b>	<b>(2,734,332.00)</b>	<b>(2,493,085.00)</b>	<b>(2,318,061.00)</b>	
Type E								
Group 1								
PERSONAL SERVICES	1,377,860.00	1,455,760.00	1,485,122.00	1,493,891.00	1,493,891.00	1,290,432.00	1,103,832.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	9,614.00	9,915.00	8,194.00	6,377.00	7,860.00	5,797.00	4,937.00	
Group 4								
CONTRACTUAL EXPENSE	994,393.00	934,203.00	961,466.00	870,409.00	869,254.50	770,137.00	759,052.00	
Group 8								
EMPLOYEE BENEFITS	571,817.00	646,687.00	708,726.00	796,711.00	796,711.00	811,478.00	654,235.00	
<b>Total Type E Expense</b>	<b>2,954,203.00</b>	<b>3,046,625.00</b>	<b>3,163,447.00</b>	<b>3,076,390.00</b>	<b>3,077,196.50</b>	<b>2,879,414.00</b>	<b>2,522,036.00</b>	
<b>Total Dept 004310 MENTAL HEALTH ADMINISTRATION</b>	<b>439,954.00</b>	<b>452,718.00</b>	<b>459,914.00</b>	<b>342,606.00</b>	<b>342,664.50</b>	<b>395,323.00</b>	<b>203,975.00</b>	

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**COUNTY OF ORLEANS**  
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Account Table: IDA130  
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 004320								
Type R								
Group:								
Revenue	(64,577.00)	(64,577.00)	(65,311.00)	(62,958.00)	(62,958.00)	(63,663.00)	(63,663.00)	(63,663.00)
<b>Total Type R Revenue</b>	<b>(64,577.00)</b>	<b>(64,577.00)</b>	<b>(65,311.00)</b>	<b>(62,958.00)</b>	<b>(62,958.00)</b>	<b>(63,663.00)</b>	<b>(63,663.00)</b>	<b>(63,663.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE	64,577.00	64,577.00	65,311.00	62,958.00	62,958.00	63,663.00	63,663.00	63,663.00
<b>Total Type E Expense</b>	<b>64,577.00</b>	<b>64,577.00</b>	<b>65,311.00</b>	<b>62,958.00</b>	<b>62,958.00</b>	<b>63,663.00</b>	<b>63,663.00</b>	<b>63,663.00</b>
<b>Total Dept 004320 FRIENDS OF MENTAL HEALTH</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>



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**COUNTY OF ORLEANS**  
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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 004321								
Type R								
Group:								
Revenue								
Expense								
<b>Total Type R Revenue</b>	(316,534.00)	(276,666.00)	(192,271.00)	(192,056.00)	(192,056.00)	(243,614.00)	(243,614.00)	(243,614.00)
<b>Total Type E Expense</b>	(316,534.00)	(276,666.00)	(192,271.00)	(192,056.00)	(192,056.00)	(243,614.00)	(243,614.00)	(243,614.00)
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	356,355.00	316,497.00	232,102.00	231,889.00	231,889.00	283,445.00	283,445.00	283,445.00
<b>Total Dept 004321 ARC PROGRAM</b>	39,831.00	39,831.00	39,831.00	39,831.00	39,831.00	39,831.00	39,831.00	39,831.00

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
DRUG & ALCOHOL ABUSE PROGRAMS								
Type R								
Group:								
Revenue	(298,143.00)	(346,160.00)	(346,160.00)	(283,012.00)	(283,012.00)	(286,160.00)	(286,160.00)	(286,160.00)
Total Type R Revenue	(298,143.00)	(346,160.00)	(346,160.00)	(283,012.00)	(283,012.00)	(286,160.00)	(286,160.00)	(286,160.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE	336,834.00	384,851.00	384,851.00	318,179.00	318,179.00	321,327.00	321,327.00	321,327.00
Total Type E Expense	336,834.00	384,851.00	384,851.00	318,179.00	318,179.00	321,327.00	321,327.00	321,327.00
Total Dept 00-0322 DRUG & ALCOHOL ABUSE PROGRAMS	38,691.00	38,691.00	38,691.00	35,167.00	35,167.00	35,167.00	35,167.00	35,167.00

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001 GENERAL FUND								
Dept 004323								
Type R Revenue	0.00	0.00	(50,850.00)	(56,720.00)	(56,720.00)	(51,700.00)	(51,700.00)	(51,700.00)
Type E Expense	0.00	0.00	(50,850.00)	(56,720.00)	(56,720.00)	(51,700.00)	(51,700.00)	(51,700.00)
Total Type R Revenue	0.00	0.00	(50,850.00)	(56,720.00)	(56,720.00)	(51,700.00)	(51,700.00)	(51,700.00)
Total Type E Expense	0.00	0.00	(50,850.00)	(56,720.00)	(56,720.00)	(51,700.00)	(51,700.00)	(51,700.00)
Total Dept 004323	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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BUD4060 1.0  
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**COUNTY OF ORLEANS**  
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 004390								
Type E								
Group 4								
CONTRACTUAL EXPENSE	75,000.00	75,000.00	50,000.00	40,000.00	40,000.00	40,000.00	40,000.00	40,000.00
Total Type E Expense	75,000.00	75,000.00	50,000.00	40,000.00	40,000.00	40,000.00	40,000.00	40,000.00
Total Dept 004390	75,000.00	75,000.00	50,000.00	40,000.00	40,000.00	40,000.00	40,000.00	40,000.00
MENTAL HEALTH LAW EXPENSE								

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 BUD4650 1.0  
 Prepared By: NESBITT C

**COUNTY OF ORLEANS**  
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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 004640								
MERCY FLIGHT								
Type E								
Group 4								
CONTRACTUAL EXPENSE	6,000.00	6,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Total Type E Expense</b>	<b>6,000.00</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>
<b>Total Dept 004640 MERCY FLIGHT</b>	<b>6,000.00</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>

2013 Budget

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Fund 001								
GENERAL FUND								
Dept 005630								
Type R								
Group:								
Revenue	(11,000.00)	(11,000.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)
<b>Total Type R Revenue</b>	<b>(11,000.00)</b>	<b>(11,000.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE	30,000.00	30,000.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00
<b>Total Type E Expense</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>
<b>Total Dept 005630 PUBLIC TRANSPORTATION</b>	<b>19,000.00</b>	<b>19,000.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006010</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group:								
	(5,349,706.00)	(5,607,020.00)	(5,276,712.00)	(5,306,443.00)	(5,366,443.00)	(5,626,119.00)	(5,453,020.00)	
<b>Total Type R Revenue</b>	<b>(5,349,706.00)</b>	<b>(5,607,020.00)</b>	<b>(5,276,712.00)</b>	<b>(5,306,443.00)</b>	<b>(5,366,443.00)</b>	<b>(5,626,119.00)</b>	<b>(5,453,020.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	3,051,665.00	3,230,843.00	3,175,026.00	3,257,016.00	3,257,016.00	3,224,300.00	3,224,300.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	37,665.00	21,434.00	15,076.00	35,366.00	35,366.00	9,245.00	9,245.00	
Group 4								
CONTRACTUAL EXPENSE	1,759,714.00	1,896,590.00	1,624,075.00	1,421,548.00	1,423,956.79	1,359,110.00	1,346,679.00	
Group 8								
EMPLOYEE BENEFITS	1,439,361.00	1,612,311.00	1,707,668.00	2,135,941.00	2,136,941.00	2,409,228.00	2,241,170.00	
<b>Total Type E Expense</b>	<b>6,288,645.00</b>	<b>6,761,148.00</b>	<b>6,615,676.00</b>	<b>6,952,905.00</b>	<b>6,956,353.79</b>	<b>7,002,633.00</b>	<b>6,820,394.00</b>	
<b>Total Dept 006010 SOCIAL SERVICES ADMINISTRATION</b>	<b>938,939.00</b>	<b>1,154,136.00</b>	<b>1,337,163.00</b>	<b>1,486,462.00</b>	<b>1,488,910.79</b>	<b>1,476,564.00</b>	<b>1,367,374.00</b>	

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006065								
Type R								
Group:								
Revenue								
Expense								
<b>Total Type R Revenue</b>	(1,154,457.00)	(1,089,429.00)	(1,077,520.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)
<b>Total Type E Expense</b>	(1,154,467.00)	(1,089,429.00)	(1,077,520.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)	(1,074,500.00)
Group 4								
CONTRACTUAL EXPENSE								
Total Type E Expense	1,157,869.00	1,140,269.00	1,115,650.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00
<b>Total Dept 006055 DAYCARE - DSS</b>	1,197,993.00	1,140,269.00	1,115,650.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00	1,126,000.00
<b>Total Dept 006055 DAYCARE - DSS</b>	43,512.00	50,840.00	36,130.00	51,500.00	51,500.00	51,500.00	51,500.00	51,500.00



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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006070								
Service								
Type R								
Revenue	(5,000.00)	(5,000.00)	(6,860.00)	(11,820.00)	(11,820.00)	(11,820.00)	(11,820.00)	(11,820.00)
Total Type R Revenue	(5,000.00)	(5,000.00)	(6,860.00)	(11,820.00)	(11,820.00)	(11,820.00)	(11,820.00)	(11,820.00)
Type E								
Expense								
Group 4								
CONTRACTUAL EXPENSE	40,000.00	35,000.00	28,000.00	33,000.00	33,000.00	33,000.00	33,000.00	33,000.00
Total Type E Expense	40,000.00	35,000.00	28,000.00	33,000.00	33,000.00	33,000.00	33,000.00	33,000.00
Total Dept 006070	35,000.00	30,000.00	21,140.00	21,180.00	21,180.00	21,180.00	21,180.00	21,180.00
SERVICE FOR RECIPIENTS - DSS								

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006101								
Type R								
Group:								
GENERAL FUND								
MEDICAL ASSISTANCE - DSS								
Revenue	(349,750.00)	(375,000.00)	(375,000.00)	(410,000.00)	(410,000.00)	(465,000.00)	(465,000.00)	(465,000.00)
Total Type R Revenue	(349,750.00)	(375,000.00)	(375,000.00)	(410,000.00)	(410,000.00)	(465,000.00)	(465,000.00)	(465,000.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE	375,000.00	375,000.00	375,000.00	410,000.00	410,000.00	465,000.00	465,000.00	465,000.00
Total Type E Expense	375,000.00	375,000.00	375,000.00	410,000.00	410,000.00	465,000.00	465,000.00	465,000.00
Total Dept 006101 MEDICAL ASSISTANCE - DSS	25,250.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006102								
MEDICAL MIS - DSS								
Type E								
Group 4								
CONTRACTUAL EXPENSE	8,354,342.00	8,409,502.00	8,637,877.00	9,117,206.00	9,117,206.00	9,433,264.00	9,433,264.00	9,433,264.00
<b>Total Type E Expense</b>	<b>8,354,342.00</b>	<b>8,463,662.00</b>	<b>8,637,877.00</b>	<b>9,117,206.00</b>	<b>9,117,206.00</b>	<b>9,433,264.00</b>	<b>9,433,264.00</b>	<b>9,433,264.00</b>
<b>Total Dept 006102 MEDICAL MIS - DSS</b>	<b>8,354,342.00</b>	<b>8,463,662.00</b>	<b>8,637,877.00</b>	<b>9,117,206.00</b>	<b>9,117,206.00</b>	<b>9,433,264.00</b>	<b>9,433,264.00</b>	<b>9,433,264.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006109								
Type R								
Group:								
Revenue	(1,236,883.00)	(1,356,601.00)	(1,690,453.00)	(2,345,000.00)	(2,345,000.00)	(2,070,000.00)	(2,070,000.00)	(2,070,000.00)
<b>Total Type R Revenue</b>	<b>(1,236,883.00)</b>	<b>(1,356,601.00)</b>	<b>(1,690,453.00)</b>	<b>(2,345,000.00)</b>	<b>(2,345,000.00)</b>	<b>(2,070,000.00)</b>	<b>(2,070,000.00)</b>	<b>(2,070,000.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,875,000.00	2,000,000.00	2,222,452.00	2,425,000.00	2,425,000.00	2,300,000.00	2,200,000.00	2,200,000.00
<b>Total Type E Expense</b>	<b>1,875,000.00</b>	<b>2,000,000.00</b>	<b>2,222,452.00</b>	<b>2,425,000.00</b>	<b>2,425,000.00</b>	<b>2,300,000.00</b>	<b>2,200,000.00</b>	<b>2,200,000.00</b>
<b>Total Dept 006109 FAMILY ASSISTANCE - DSS</b>	<b>638,037.00</b>	<b>643,399.00</b>	<b>532,000.00</b>	<b>80,000.00</b>	<b>80,000.00</b>	<b>230,000.00</b>	<b>130,000.00</b>	<b>130,000.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006119								
Type R								
Group:								
GENERAL FUND								
CHILD CARE - DSS								
Revenue								
Total Type R Revenue	(803,330.00)	(770,547.00)	(501,959.00)	(539,626.00)	(539,626.00)	(543,816.00)	(551,127.00)	(551,127.00)
Expense								
Total Type E Expense	(803,330.00)	(770,547.00)	(501,959.00)	(539,626.00)	(539,626.00)	(543,816.00)	(551,127.00)	(551,127.00)
Group 4 CONTRACTUAL EXPENSE								
Total Type E Expense	927,145.00	927,145.00	680,430.00	775,450.00	775,450.00	770,000.00	770,000.00	770,000.00
Total Dept 006119 CHILD CARE - DSS	123,815.00	156,598.00	178,471.00	235,822.00	235,822.00	226,184.00	218,873.00	218,873.00

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Prepared By: NESBITT/C

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

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Account Table: IDA130  
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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006123								
Type R								
Group:								
GENERAL FUND								
JUVENILE DELIQUENTS - DSS								
Revenue	(5,650.00)	(26,475.00)	(25,550.00)	(13,100.00)	(13,100.00)	(10,100.00)	(10,100.00)	
Total Type R Revenue	(5,650.00)	(26,475.00)	(25,550.00)	(13,100.00)	(13,100.00)	(10,100.00)	(10,100.00)	
Expense	80,000.00	90,000.00	220,000.00	155,000.00	155,000.00	130,000.00	55,000.00	
Group 4 CONTRACTUAL EXPENSE								
Total Type E Expense	80,000.00	90,000.00	220,000.00	155,000.00	155,000.00	130,000.00	55,000.00	
Total Dept 006123 JUVENILE DELIQUENTS - DSS	74,350.00	63,525.00	194,450.00	141,900.00	141,900.00	119,900.00	44,900.00	

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
Dept 006129								
Type E								
Group 4								
CONTRACTUAL EXPENSE	300,000.00	300,000.00	175,000.00	125,000.00	125,000.00	325,000.00	125,000.00	125,000.00
Total Type E Expense	300,000.00	300,000.00	175,000.00	125,000.00	125,000.00	325,000.00	125,000.00	125,000.00
Total Dept 006129	300,000.00	300,000.00	175,000.00	125,000.00	125,000.00	325,000.00	125,000.00	125,000.00
STATE TRAINING SCHOOL - DSS								

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Fund 001								
GENERAL FUND								
Dept 006140								
SAFETY NET - DSS								
Type R								
Revenue								
Group:								
	(729,045.00)	(896,487.00)	(1,068,349.00)	(745,913.00)	(745,913.00)	(733,833.00)	(733,833.00)	(733,833.00)
<b>Total Type R Revenue</b>	<b>(729,045.00)</b>	<b>(896,487.00)</b>	<b>(1,068,349.00)</b>	<b>(745,913.00)</b>	<b>(745,913.00)</b>	<b>(733,833.00)</b>	<b>(733,833.00)</b>	<b>(733,833.00)</b>
Type E								
Expense								
Group 4								
CONTRACTUAL EXPENSE								
	1,400,000.00	1,627,112.00	1,910,974.00	2,000,000.00	2,000,000.00	2,050,000.00	2,050,000.00	2,050,000.00
<b>Total Type E Expense</b>	<b>1,400,000.00</b>	<b>1,627,112.00</b>	<b>1,910,974.00</b>	<b>2,000,000.00</b>	<b>2,000,000.00</b>	<b>2,050,000.00</b>	<b>2,050,000.00</b>	<b>2,050,000.00</b>
<b>Total Dept 006140 SAFETY NET - DSS</b>	<b>670,955.00</b>	<b>740,695.00</b>	<b>855,625.00</b>	<b>1,254,087.00</b>	<b>1,254,087.00</b>	<b>1,316,167.00</b>	<b>1,316,167.00</b>	<b>1,316,167.00</b>



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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006141								
Type R								
Group:								
FUEL AID / HEAP - DSS	(40,000.00)	(25,000.00)	(30,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)
Revenue								
<b>Total Type R Revenue</b>	<b>(40,000.00)</b>	<b>(25,000.00)</b>	<b>(30,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE	40,000.00	25,000.00	30,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
<b>Total Type E Expense</b>	<b>40,000.00</b>	<b>25,000.00</b>	<b>30,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>
<b>Total Dept 006141 FUEL AID / HEAP - DSS</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

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Fund 001								
GENERAL FUND								
Dept 006142								
Type R								
Group:								
EMERGENCY AID ADULTS - DSS								
Revenue	(25,000.00)	(20,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)
<b>Total Type R Revenue</b>	<b>(25,000.00)</b>	<b>(20,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE	50,000.00	40,000.00	30,000.00	30,000.00	30,000.00	50,000.00	30,000.00	30,000.00
<b>Total Type E Expense</b>	<b>50,000.00</b>	<b>40,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>50,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>
<b>Total Dept 006142 EMERGENCY AID ADULTS - DSS</b>	<b>25,000.00</b>	<b>20,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001 GENERAL FUND								
Dept 006410 TOURISM								
Type R Revenue								
Group:								
Total Type R Revenue	(90,899.00)	(86,157.00)	(27,500.00)	(58,940.00)	(58,940.00)	(87,910.00)	(87,910.00)	(87,910.00)
Type E Expense								
Group 2 EQUIPMENT & CAPITAL OUTLAY								
Group 4 CONTRACTUAL EXPENSE	0.00	1,950.00	1,374.00	997.00	997.00	541.00	641.00	641.00
Total Type E Expense	144,825.00	141,085.00	79,626.00	117,170.00	118,365.00	138,683.00	138,683.00	138,683.00
Total Dept 006410 TOURISM	53,956.00	54,866.00	53,440.00	59,877.00	61,162.00	61,414.00	61,414.00	61,414.00

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<b>Fund 001</b>								
<b>Dept 006510</b>								
<b>Type R</b>								
Group:								
GENERAL FUND								
VETERANS SERVICES								
Revenue	(51,033.00)	(14,369.00)	(91,756.00)	(89,054.00)	(89,054.00)	(89,518.00)	(89,518.00)	(89,518.00)
<b>Total Type R Revenue</b>	<b>(51,033.00)</b>	<b>(14,369.00)</b>	<b>(91,756.00)</b>	<b>(89,054.00)</b>	<b>(89,054.00)</b>	<b>(89,518.00)</b>	<b>(89,518.00)</b>	<b>(89,518.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	70,817.00	75,432.00	76,162.00	79,943.00	79,943.00	80,683.00	80,683.00	80,683.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	650.00	416.00	2,225.00	312.00	312.00	379.00	379.00	379.00
Group 4								
CONTRACTUAL EXPENSE	25,451.00	25,103.00	24,463.00	28,727.00	29,877.00	25,686.00	25,686.00	25,248.00
Group 8								
EMPLOYEE BENEFITS	43,462.00	44,964.00	32,058.00	61,335.00	61,335.00	68,582.00	68,582.00	63,205.00
<b>Total Type E Expense</b>	<b>140,400.00</b>	<b>145,835.00</b>	<b>156,908.00</b>	<b>171,317.00</b>	<b>171,467.00</b>	<b>176,350.00</b>	<b>176,350.00</b>	<b>169,525.00</b>
<b>Total Dept 006510 VETERANS SERVICES</b>	<b>89,307.00</b>	<b>71,546.00</b>	<b>75,162.00</b>	<b>82,263.00</b>	<b>82,413.00</b>	<b>86,832.00</b>	<b>86,832.00</b>	<b>81,007.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>WEIGHTS &amp; MEASURES</b>								
<b>Type R</b>								
Group:								
<b>Revenue</b>	(8,100.00)	(7,600.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)
<b>Total Type R Revenue</b>	<b>(8,100.00)</b>	<b>(7,600.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>
<b>Expense</b>								
Group 1								
PERSONAL SERVICES	31,410.00	32,901.00	33,920.00	34,251.00	36,251.00	34,251.00	34,251.00	34,251.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	175.00	175.00	175.00	175.00	175.00	500.00	175.00	175.00
Group 4								
CONTRACTUAL EXPENSE	5,245.00	5,078.00	5,810.00	6,553.00	6,653.00	28,919.00	28,919.00	28,919.00
Group 8								
EMPLOYEE BENEFITS	21,524.00	22,900.00	28,759.00	19,532.00	19,532.00	21,727.00	20,754.00	20,754.00
<b>Total Type E Expense</b>	<b>58,335.00</b>	<b>61,067.00</b>	<b>66,670.00</b>	<b>60,511.00</b>	<b>60,511.00</b>	<b>66,397.00</b>	<b>84,139.00</b>	<b>84,139.00</b>
<b>Total Dept 006610 WEIGHTS &amp; MEASURES</b>	<b>50,235.00</b>	<b>53,467.00</b>	<b>60,620.00</b>	<b>54,461.00</b>	<b>54,461.00</b>	<b>79,347.00</b>	<b>78,089.00</b>	<b>78,089.00</b>

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006772</b>								
<b>Type R</b>								
Group:								
<b>Revenue</b>								
	(1,063,619.00)	(1,164,139.00)	(1,244,802.00)	(1,065,535.00)	(1,065,535.00)	(1,029,934.00)	(1,029,934.00)	(1,029,934.00)
<b>Total Type R Revenue</b>	<b>(1,063,619.00)</b>	<b>(1,164,139.00)</b>	<b>(1,244,802.00)</b>	<b>(1,065,535.00)</b>	<b>(1,065,535.00)</b>	<b>(1,029,934.00)</b>	<b>(1,029,934.00)</b>	<b>(1,029,934.00)</b>
<b>Expense</b>								
Group 1								
PERSONAL SERVICES	420,162.00	469,157.00	472,989.00	376,365.00	376,365.00	342,331.00	342,331.00	342,331.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,457.00	3,791.00	2,420.00	1,006.00	1,006.00	1,073.00	1,073.00	1,073.00
Group 4								
CONTRACTUAL EXPENSE	528,677.00	599,797.00	633,475.00	585,896.00	586,268.48	644,019.00	617,095.00	617,095.00
Group 8								
EMPLOYEE BENEFITS	131,257.00	166,012.00	212,837.00	306,467.00	306,467.00	178,680.00	189,115.00	189,115.00
<b>Total Type E Expense</b>	<b>1,082,593.00</b>	<b>1,231,757.00</b>	<b>1,321,701.00</b>	<b>1,170,434.00</b>	<b>1,171,006.48</b>	<b>1,166,403.00</b>	<b>1,130,454.00</b>	<b>1,130,454.00</b>
<b>Total Dept 006772 OFFICE FOR THE AGING</b>	<b>18,974.00</b>	<b>67,616.00</b>	<b>76,899.00</b>	<b>104,899.00</b>	<b>105,471.48</b>	<b>136,659.00</b>	<b>100,520.00</b>	<b>100,520.00</b>

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Fund 001								
Dept 007180								
Type R								
Group:								
GENERAL FUND								
MARINE PARK								
Revenue								
	(46,000.00)	(30,000.00)	(23,000.00)	(35,000.00)	(133,615.00)	(42,000.00)	(45,000.00)	(45,000.00)
<b>Total Type R Revenue</b>	<b>(46,000.00)</b>	<b>(30,000.00)</b>	<b>(23,000.00)</b>	<b>(35,000.00)</b>	<b>(133,615.00)</b>	<b>(42,000.00)</b>	<b>(45,000.00)</b>	<b>(45,000.00)</b>
Type E								
Group 1								
PERSONAL SERVICES								
	6,753.00	7,977.00	7,278.00	7,289.00	7,289.00	7,289.00	7,289.00	7,289.00
Group 4								
CONTRACTUAL EXPENSE								
	83,845.00	106,649.00	51,309.00	46,559.00	226,614.00	45,135.00	44,235.00	44,235.00
Group 8								
EMPLOYEE BENEFITS								
	1,023.00	1,456.00	1,600.00	1,532.00	1,532.00	568.00	568.00	568.00
<b>Total Type E Expense</b>	<b>91,625.00</b>	<b>113,482.00</b>	<b>60,127.00</b>	<b>55,360.00</b>	<b>236,435.00</b>	<b>52,992.00</b>	<b>52,092.00</b>	<b>52,092.00</b>
<b>Total Dept 007180 MARINE PARK</b>	<b>45,625.00</b>	<b>83,482.00</b>	<b>27,127.00</b>	<b>20,360.00</b>	<b>101,620.00</b>	<b>10,992.00</b>	<b>7,082.00</b>	<b>7,082.00</b>

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Fund 001								
GENERAL FUND								
Dept 007310								
Type R								
Group:								
Revenue	(41,620.00)	(38,000.00)	(28,000.00)	(25,000.00)	(25,000.00)	(23,000.00)	(23,000.00)	(23,000.00)
<b>Total Type R Revenue</b>	<b>(41,620.00)</b>	<b>(38,000.00)</b>	<b>(28,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(23,000.00)</b>	<b>(23,000.00)</b>	<b>(23,000.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE	41,620.00	38,000.00	28,000.00	25,000.00	25,000.00	23,000.00	23,000.00	23,000.00
<b>Total Type E Expense</b>	<b>41,620.00</b>	<b>38,000.00</b>	<b>28,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>23,000.00</b>	<b>23,000.00</b>	<b>23,000.00</b>
<b>Total Dept 007310 YOUTH PROGRAMS</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>



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Fund 001								
Dept 007312								
Type R								
Group								
GENERAL FUND								
YOUTH BUREAU								
Revenue	(10,285.00)	(11,871.00)	(11,960.00)	(5,235.00)	(5,235.00)	(5,235.00)	(5,235.00)	(5,235.00)
<b>Total Type R Revenue</b>	<b>(10,285.00)</b>	<b>(11,871.00)</b>	<b>(11,960.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>
Expense								
Group 1								
PERSONAL SERVICES	16,553.00	0.00	0.00	0.00	0.00			
Group 4								
CONTRACTUAL EXPENSE	4,017.00	23,941.00	23,921.00	10,471.00	11,346.00	10,351.00	10,430.00	10,430.00
Group 8								
EMPLOYEE BENEFITS	4,066.00	0.00	0.00	0.00	0.00			
<b>Total Type E Expense</b>	<b>24,636.00</b>	<b>23,941.00</b>	<b>23,921.00</b>	<b>10,471.00</b>	<b>11,346.00</b>	<b>10,351.00</b>	<b>10,430.00</b>	<b>10,430.00</b>
<b>Total Dept 007312 YOUTH BUREAU</b>	<b>14,341.00</b>	<b>11,970.00</b>	<b>11,961.00</b>	<b>5,206.00</b>	<b>6,111.00</b>	<b>5,116.00</b>	<b>6,195.00</b>	<b>6,195.00</b>

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Fund 001								
LIBRARIES								
Type E								
Group 4								
CONTRACTUAL EXPENSE	12,617.00	13,617.00	10,000.00	10,000.00	10,000.00	44,171.00	10,000.00	
<b>Total Type E Expense</b>	<b>12,617.00</b>	<b>13,617.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>44,171.00</b>	<b>10,000.00</b>	
<b>Total Dept 007415 LIBRARIES</b>	<b>12,617.00</b>	<b>13,617.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>44,171.00</b>	<b>10,000.00</b>	

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 Prepared By: NESBITT  
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
HISTORIAN								
Type E								
Group 1								
PERSONAL SERVICES	7,387.00	7,341.00	7,996.00	7,973.00	7,973.00	7,973.00	7,973.00	7,973.00
Group 4								
CONTRACTUAL EXPENSE	860.00	843.00	823.00	304.00	3,304.00	469.00	269.00	269.00
Group 8								
EMPLOYEE BENEFITS	982.00	787.00	785.00	1,127.00	1,127.00	1,125.00	1,125.00	1,125.00
<b>Total Type E Expense</b>	<b>9,259.00</b>	<b>9,371.00</b>	<b>9,604.00</b>	<b>9,404.00</b>	<b>14,404.00</b>	<b>9,567.00</b>	<b>9,367.00</b>	<b>9,367.00</b>
<b>Total Dept 007510 HISTORIAN</b>	<b>9,259.00</b>	<b>9,371.00</b>	<b>9,604.00</b>	<b>9,404.00</b>	<b>14,404.00</b>	<b>9,567.00</b>	<b>9,367.00</b>	<b>9,367.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>PLANNING</b>								
<b>Dept 008020</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group:								
<b>Total Type R</b>	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(4,000.00)	(4,000.00)	(4,000.00)
<b>Revenue</b>	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(5,000.00)	(4,000.00)	(4,000.00)	(4,000.00)
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	148,323.00	157,122.00	150,745.00	112,379.00	112,374.00	110,374.00	110,374.00	110,374.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	557.00	1,703.00	1,221.00	950.00	960.00	154.00	154.00	134.00
Group 4								
CONTRACTUAL EXPENSE	14,175.00	13,820.00	14,112.00	13,997.00	48,987.00	12,504.00	12,504.00	12,854.00
Group 8								
EMPLOYEE BENEFITS	35,688.00	44,160.00	50,420.00	64,520.00	64,520.00	89,674.00	89,674.00	84,952.00
<b>Total Type E</b>	198,753.00	217,495.00	216,498.00	191,874.00	226,874.00	194,666.00	194,666.00	188,304.00
<b>Expense</b>	198,753.00	217,495.00	216,498.00	191,874.00	226,874.00	194,666.00	194,666.00	188,304.00
<b>Total Dept 008020</b>	193,753.00	212,495.00	211,498.00	186,874.00	221,874.00	190,666.00	190,666.00	184,304.00
<b>PLANNING</b>	193,753.00	212,495.00	211,498.00	186,874.00	221,874.00	190,666.00	190,666.00	184,304.00

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Fund 001								
Dept 008021								
Type E								
Group 4								
CONTRACTUAL EXPENSE	100,000.00	120,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00
Total Type E Expense	100,000.00	120,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00
Total Dept 008021 ECONOMIC DEVELOPMENT - OEDA	100,000.00	120,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00	150,000.00

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Fund 001								
GENERAL FUND								
Dept 008025								
Type E								
Group 4								
CONTRACTUAL EXPENSE	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00
<b>Total Type E Expense</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>
<b>Total Dept 008025</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>
<b>JOINT PLANNING BOARD</b>								

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 008720								
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00	500.00
<b>Total Type E Expense</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>
<b>Total Dept 008720 SPORTSMAN'S FEDERATION</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 008740								
Type R								
Group:								
Revenue	(30,054.00)	(30,847.00)	(30,847.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)
<b>Total Type R Revenue</b>	<b>(30,054.00)</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>
Type E								
Group 4								
CONTRACTUAL EXPENSE	30,054.00	30,847.00	30,847.00	34,703.00	34,703.00	34,703.00	34,703.00	34,703.00
<b>Total Type E Expense</b>	<b>30,054.00</b>	<b>30,847.00</b>	<b>30,847.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>
<b>Total Dept 008740</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>OAK ORCHARD SMALL WATERSHED</b>								





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Fund 001								
GENERAL FUND								
Dept 008760								
Type E								
Group 4								
CONTRACTUAL EXPENSE	232,778.00	243,500.00	219,150.00	219,150.00	219,150.00	243,500.00	219,150.00	
<b>Total Type E Expense</b>	<b>232,778.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	
<b>Total Dept 008760 COOPERATIVE EXTENSION</b>	<b>232,778.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	

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Fund 001								
GENERAL FUND								
Dept 008761								
Type E								
Group 4								
CONTRACTUAL EXPENSE	1,500.00	2,000.00	1,000.00	1,000.00	1,000.00	1,755.00	1,000.00	1,000.00
<b>Total Type E Expense</b>	<b>1,500.00</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,755.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>Total Dept 008761</b>	<b>1,500.00</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,755.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>COUNCIL OF THE ARTS</b>								

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001 GENERAL FUND</b>								
<b>Dept 008889 HOUSING</b>								
<b>Type R Revenue</b>								
Group:								
<b>Total Type R Revenue</b>	(157,753.00)	(183,470.00)	(185,334.00)	(203,645.00)	(203,645.00)	(206,132.00)	(206,132.00)	(206,132.00)
<b>Type E Expense</b>								
Group 1 PERSONAL SERVICES	86,258.00	106,862.00	102,372.00	111,517.00	111,517.00	111,542.00	110,719.00	
Group 2 EQUIPMENT & CAPITAL OUTLAY	1,000.00	1,514.00	291.00	486.00	486.00	513.00	513.00	
Group 4 CONTRACTUAL EXPENSE	24,714.00	22,873.00	22,397.00	24,423.00	23,176.42	18,613.00	19,736.00	
Group 8 EMPLOYEE BENEFITS	45,771.00	50,271.00	60,294.00	68,259.00	66,259.00	75,164.00	75,154.00	
<b>Total Type E Expense</b>	157,753.00	183,470.00	185,334.00	203,645.00	203,645.00	206,132.00	206,132.00	206,132.00
<b>Total Dept 008889 HOUSING</b>	0.00	0.00	0.00	0.00	333.42			

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 001								
GENERAL FUND								
UNASSIGNED								
Revenue								
Group:								
Total Type R Revenue	(14,292,154.00)	(14,530,531.00)	(14,271,320.00)	(14,904,996.00)	(27,326,606.60)	(14,829,599.00)	(15,423,599.00)	(15,423,599.00)
Total Dept: 999999 UNASSIGNED	(14,292,154.00)	(14,530,531.00)	(14,271,320.00)	(14,904,996.00)	(27,326,606.60)	(14,829,599.00)	(15,423,599.00)	(15,423,599.00)
Total Fund 001 GENERAL FUND	(14,292,154.00)	(14,530,531.00)	(14,271,320.00)	(14,904,996.00)	(27,326,606.60)	(14,829,599.00)	(15,423,599.00)	(15,423,599.00)
Fund 002								
SOLID WASTE	11,636,655.00	12,196,413.00	13,266,936.00	14,240,296.00	1,942,040.13	17,073,259.00	14,359,810.00	14,359,810.00

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Account Description	Fund 002	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>SOLID WASTE</b>									
<b>SOLID WASTE Revenue</b>									
Group:									
(2,365,057.00) (2,365,057.00) (2,590,709.00) (2,592,748.00) (2,592,748.00) (2,592,290.00) (2,592,290.00)									
<b>Total Type R Revenue</b>		(2,365,057.00)	(2,365,057.00)	(2,592,709.00)	(2,592,748.00)	(2,592,748.00)	(2,592,290.00)	(2,592,290.00)	(2,592,290.00)
<b>Type E Expense</b>									
Group 2									
EQUIPMENT & CAPITAL OUTLAY									
Group 4									
CONTRACTUAL EXPENSE									
3,511.00 9,511.00 3,511.00 3,500.00 3,500.00 3,500.00 3,500.00 3,500.00									
2,312,455.00 2,312,496.00 2,510,198.00 2,510,198.00 2,510,198.00 2,510,198.00 2,529,140.00 2,529,140.00									
<b>Total Type E Expense</b>		2,316,007.00	2,316,007.00	2,513,709.00	2,513,698.00	2,513,698.00	2,533,240.00	2,533,240.00	2,533,240.00
<b>Total Dept 008160 SOLID WASTE</b>		(49,050.00)	(49,050.00)	(49,050.00)	(49,050.00)	(49,050.00)	(49,050.00)	(49,050.00)	(49,050.00)

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Fund 002								
Dept 009601								
Type E								
Group 5								
SOLID WASTE INTERFUND TRANSFER Expense	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Type E Expense	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Dept 009601 INTERFUND TRANSFER	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Fund 002 SOLID WASTE	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Fund 003 ROAD FUND								

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Fund 003								
Dept 003310								
Type E								
Group 1								
PERSONAL SERVICES	18,000.00	16,000.00	17,500.00	12,445.00	12,445.00	30,279.00	30,279.00	30,279.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
Group 4								
CONTRACTUAL EXPENSE	11,250.00	40,200.00	11,200.00	11,500.00	54,898.27	17,500.00	11,500.00	11,500.00
Group 8								
EMPLOYEE BENEFITS	1,377.00	4,377.00	1,338.00	933.00	933.00	2,279.00	2,279.00	2,279.00
<b>Total Type E Expense</b>	<b>31,627.00</b>	<b>30,577.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>29,186.27</b>	<b>51,058.00</b>	<b>46,059.00</b>	<b>46,059.00</b>
<b>Total Dept 003310</b>	<b>31,627.00</b>	<b>30,577.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>29,186.27</b>	<b>51,058.00</b>	<b>46,059.00</b>	<b>46,059.00</b>
<b>TRAFFIC SAFETY - ROAD FUND</b>	<b>31,627.00</b>	<b>30,577.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>29,186.27</b>	<b>51,058.00</b>	<b>46,059.00</b>	<b>46,059.00</b>



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Fund 003								
Dept 006010								
Type E								
Group 1								
PERSONAL SERVICES	183,551.00	172,800.00	158,236.00	162,700.00	162,700.00	167,819.00	167,819.00	167,819.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	200.00	1,687.00	735.00	735.00	735.00	1,686.00	1,686.00	1,686.00
Group 4								
CONTRACTUAL EXPENSE	3,535.00	3,475.00	3,475.00	2,005.00	2,005.00	7,185.00	7,185.00	7,185.00
Group 8								
EMPLOYEE BENEFITS	61,269.00	69,453.00	75,980.00	100,950.00	100,950.00	115,091.00	115,091.00	117,257.00
<b>Total Type E Expense</b>	<b>228,575.00</b>	<b>246,395.00</b>	<b>239,426.00</b>	<b>266,450.00</b>	<b>266,450.00</b>	<b>291,781.00</b>	<b>291,781.00</b>	<b>293,957.00</b>
<b>Total Dept 006010 HIGHWAY ADMINISTRATION</b>	<b>228,575.00</b>	<b>246,395.00</b>	<b>239,426.00</b>	<b>266,450.00</b>	<b>266,450.00</b>	<b>291,781.00</b>	<b>291,781.00</b>	<b>293,957.00</b>

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<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>Dept 005110</b>								
<b>Type R</b>								
Group:								
<b>ROAD MAINTENANCE</b>								
<b>Revenue</b>								
Total Type R	(4,500.00)	(6,900.00)	(1,950.00)	(1,450.00)	(7,957.54)	(1,450.00)	(3,450.00)	
Revenue	(4,500.00)	(6,900.00)	(1,950.00)	(1,450.00)	(7,950.54)	(1,450.00)	(3,450.00)	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	465,211.00	519,978.00	494,465.00	480,308.00	480,308.00	419,400.00	419,400.00	
Group 4								
CONTRACTUAL EXPENSE	381,654.00	376,435.00	314,034.00	380,000.00	302,400.00	716,005.00	380,205.00	
Group 8								
EMPLOYEE BENEFITS	272,704.00	316,583.00	345,734.00	381,278.00	381,278.00	418,683.00	387,027.00	
Total Type E	1,119,419.00	1,207,396.00	1,164,233.00	1,241,587.00	1,243,987.00	1,652,773.00	1,186,632.00	
Expense	1,119,419.00	1,207,396.00	1,164,233.00	1,241,587.00	1,243,987.00	1,652,773.00	1,186,632.00	
<b>Total Dept 005110</b>								
<b>ROAD MAINTENANCE</b>	1,114,919.00	1,200,496.00	1,162,303.00	1,240,137.00	1,236,008.46	1,660,233.00	1,183,182.00	

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
Dept 005112								
Type R								
ROAD FUND								
ROAD CONSTRUCTION								
Revenue								
Group								
Total Type R Revenue	(950,000.00)	(748,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	(870,000.00)	(1,070,000.00)	(1,070,000.00)
Type E Expense								
Group 1 PERSONAL SERVICES								
Group 4 CONTRACTUAL EXPENSE								
Group 8 EMPLOYEE BENEFITS								
Total Type E Expense	73,000.00	86,500.00	66,000.00	60,726.00	60,726.00	60,458.00	60,558.00	60,558.00
Total Dept 005112 ROAD CONSTRUCTION	871,415.00	834,500.00	936,000.00	1,004,602.00	1,004,602.00	894,987.00	1,004,687.00	1,004,687.00
Total Type E Expense	5,555.00	5,011.00	5,040.00	4,672.00	4,672.00	4,555.00	4,555.00	4,555.00
Total Dept 005112 ROAD CONSTRUCTION	950,000.00	754,011.00	1,070,000.00	1,070,000.00	1,070,000.00	870,000.00	1,070,000.00	1,070,000.00
Group								
Total Type E Expense	0.00	5,011.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
ROAD FUND								
Dept 005120								
BRIDGES - ROAD FUND								
Type R								
Revenue								
Group								
	(1,723,080.00)	(274,250.00)	0.00	(342,667.00)	(342,667.00)	(288,436.00)	(288,436.00)	(288,436.00)
<b>Total Type R Revenue</b>	<b>(1,723,080.00)</b>	<b>(274,250.00)</b>	<b>0.00</b>	<b>(342,667.00)</b>	<b>(342,667.00)</b>	<b>(288,436.00)</b>	<b>(288,436.00)</b>	<b>(288,436.00)</b>
Type E								
Expense								
Group 1								
PERSONAL SERVICES	10,000.00	9,000.00	8,000.00	5,973.00	5,973.00	48,145.00	48,145.00	48,145.00
Group 4								
CONTRACTUAL EXPENSE	1,918,400.00	299,500.00	7,000.00	360,837.00	360,837.00	403,047.00	403,047.00	403,047.00
Group 8								
EMPLOYEE BENEFITS	755.00	812.00	812.00	472.00	472.00	3,645.00	3,645.00	3,645.00
<b>Total Type E Expense</b>	<b>1,929,155.00</b>	<b>304,612.00</b>	<b>15,612.00</b>	<b>367,282.00</b>	<b>367,282.00</b>	<b>454,838.00</b>	<b>454,838.00</b>	<b>454,838.00</b>
<b>Total Dept 005120 BRIDGES - ROAD FUND</b>	<b>206,095.00</b>	<b>30,062.00</b>	<b>15,612.00</b>	<b>24,615.00</b>	<b>24,615.00</b>	<b>166,402.00</b>	<b>166,402.00</b>	<b>166,402.00</b>

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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
Dept 005142								
Type E								
Group 1								
PERSONAL SERVICES								
Group 4								
CONTRACTUAL EXPENSE	1,089,285.00	1,071,821.00	1,090,484.00	1,131,005.00	1,131,005.00	1,140,737.00	1,137,448.00	
Group 8								
EMPLOYEE BENEFITS	3,556.00	3,072.00	3,556.00	3,271.00	3,271.00	3,180.00	3,180.00	
<b>Total Type E Expense</b>	<b>1,149,891.00</b>	<b>1,123,493.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,177,084.00</b>	<b>1,186,617.00</b>	<b>1,183,328.00</b>	
<b>Total Dept 005142 SNOW REMOVAL</b>	<b>1,149,891.00</b>	<b>1,123,493.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,177,084.00</b>	<b>1,186,617.00</b>	<b>1,183,328.00</b>	
<b>Total Fund 003 ROAD FUND</b>	<b>2,731,097.00</b>	<b>2,636,034.00</b>	<b>2,589,478.00</b>	<b>2,734,164.00</b>	<b>2,733,371.75</b>	<b>3,246,781.00</b>	<b>2,861,927.00</b>	
<b>Fund 004 ROAD MACHINERY FUND</b>								

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Fund 004								
Dept 005130								
Type R								
Group:								
ROAD MACHINERY FUND	(448,250.00)	(661,300.00)	(420,450.00)	(370,450.00)	(370,450.00)	(483,450.00)	(283,450.00)	
MACHINE MAINTENANCE								
Revenue								
<b>Total Type R Revenue</b>	<b>(448,250.00)</b>	<b>(661,300.00)</b>	<b>(420,450.00)</b>	<b>(370,450.00)</b>	<b>(370,450.00)</b>	<b>(483,450.00)</b>	<b>(283,450.00)</b>	<b>(283,450.00)</b>
Type E								
Group 1								
PERSONAL SERVICES	128,593.00	133,911.00	130,190.00	124,809.00	124,809.00	134,274.00	134,274.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	77,820.00	321,800.00	54,800.00	9,670.00	161,461.00	344,100.00	14,100.00	
Group 4								
CONTRACTUAL EXPENSE	294,216.00	264,303.00	239,330.00	251,015.00	253,554.69	376,652.00	296,452.00	
Group 8								
EMPLOYEE BENEFITS	51,069.00	55,506.00	47,367.00	54,045.00	54,045.00	69,610.00	66,317.00	
<b>Total Type E Expense</b>	<b>551,678.00</b>	<b>775,538.00</b>	<b>491,593.00</b>	<b>439,339.00</b>	<b>593,869.69</b>	<b>924,436.00</b>	<b>511,143.00</b>	<b>511,143.00</b>
<b>Total Dept 005130 MACHINE MAINTENANCE</b>	<b>103,423.00</b>	<b>114,236.00</b>	<b>71,143.00</b>	<b>68,869.00</b>	<b>223,219.69</b>	<b>340,886.00</b>	<b>227,693.00</b>	<b>227,693.00</b>

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 004								
Dept 005140								
Type R								
Group:								
ROAD MACHINERY FUND								
FUEL FARM - MACHINE FUND								
Revenue								
	(1,136,762.00)	(766,993.00)	(766,602.00)	(1,041,039.00)	(1,041,039.00)	(1,118,016.00)	(1,118,016.00)	(1,118,016.00)
<b>Total Type R Revenue</b>	<b>(1,136,762.00)</b>	<b>(766,993.00)</b>	<b>(766,602.00)</b>	<b>(1,041,039.00)</b>	<b>(1,041,039.00)</b>	<b>(1,118,016.00)</b>	<b>(1,118,016.00)</b>	<b>(1,118,016.00)</b>
Type E								
Group 1								
PERSONAL SERVICES								
	17,259.00	18,118.00	18,991.00	19,805.00	19,805.00	20,216.00	20,216.00	20,216.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY								
	4,800.00	-4,800.00	-4,800.00	-4,800.00	-4,800.00	-4,800.00	-4,800.00	-4,800.00
Group 4								
CONTRACTUAL EXPENSE								
	1,111,103.00	749,073.00	749,553.00	1,009,599.00	1,057,065.00	1,088,666.00	1,086,966.00	1,086,966.00
Group 8								
EMPLOYEE BENEFITS								
	3,570.00	4,002.00	5,228.00	6,945.00	6,945.00	9,034.00	6,034.00	6,034.00
<b>Total Type E Expense</b>	<b>1,136,762.00</b>	<b>766,993.00</b>	<b>766,602.00</b>	<b>1,041,039.00</b>	<b>1,069,119.00</b>	<b>1,118,016.00</b>	<b>1,118,016.00</b>	<b>1,118,016.00</b>
<b>Total Dept 005140 FUEL FARM - MACHINE FUND</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>49,060.00</b>	<b>0.00</b>	<b>0.00</b>	<b>49,060.00</b>

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<b>Fund 004 ROAD MACHINERY FUND</b>									
<b>Revenue</b>									
<b>Group:</b>									
		0.00	0.00	0.00	(500.00)	(500.00)			
<b>Total Type R Revenue</b>		0.00	0.00	0.00	(500.00)	(500.00)			
<b>Total Dept</b>		0.00	0.00	0.00	(500.00)	(500.00)			
<b>Total Fund 004 ROAD MACHINERY FUND</b>									
		103,423.00	114,236.00	71,143.00	68,369.00	270,799.69	340,985.00	227,693.00	
<b>Fund 005 ENTERPRISE FUND</b>									



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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 005 ENTERPRISE FUND								
Dept 006030 VILLAGES OF ORLEANS								
Type R Revenue								
Group:								
Total Type R Revenue	(9,868,093.00)	(11,102,819.00)	(10,476,744.00)	(11,049,873.00)	(11,049,879.00)	(11,352,730.00)	(11,352,730.00)	(11,352,730.00)
Type E Expense								
Group 1 PERSONAL SERVICES								
4,152,327.00	4,594,729.00	4,580,115.00	4,677,916.00	4,677,916.00	4,681,767.00	4,861,767.00	4,861,767.00	
Group 2 EQUIPMENT & CAPITAL OUTLAY								
23,100.00	34,100.00	17,100.00	23,000.00	49,002.35	87,650.00	87,650.00	87,650.00	
Group 4 CONTRACTUAL EXPENSE								
2,794,642.00	2,996,186.00	3,102,975.00	3,338,163.00	3,357,265.35	3,212,881.00	3,212,881.00	3,212,881.00	
Group 8 EMPLOYEE BENEFITS								
1,932,636.00	2,259,979.00	2,589,142.00	3,060,534.00	3,090,534.00	3,201,624.00	3,110,752.00	3,110,752.00	
Total Type E Expense	8,902,807.00	10,154,394.00	10,289,332.00	11,120,213.00	11,166,306.70	11,424,020.00	11,273,050.00	11,273,050.00
Total Dept 006030 VILLAGES OF ORLEANS	(966,285.00)	(948,425.00)	(187,412.00)	70,534.00	115,641.70	71,372.00	(79,680.00)	(79,680.00)

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Fund 005 ENTERPRISE FUND								
Dept 009710 DEBT SERVICE								
Type E Expense								
Group 6 PRINCIPLE ON INDEBTEDNESS	485,000.00	-530,000.00	545,000.00	570,000.00	570,000.00	585,000.00	585,000.00	585,000.00
Group 7 INTEREST ON INDEBTEDNESS	480,286.00	419,425.00	343,941.00	363,037.00	363,037.00	334,656.00	334,656.00	334,656.00
Total Type E Expense	965,286.00	949,425.00	938,941.00	933,037.00	933,037.00	919,656.00	919,656.00	919,656.00
Total Dept 009710 DEBT SERVICE	965,286.00	949,425.00	938,941.00	933,037.00	933,037.00	919,656.00	919,656.00	919,656.00
Total Fund 005 ENTERPRISE FUND	0.00	0.00	751,509.00	1,003,571.00	1,046,078.70	991,228.00	991,228.00	840,176.00
Fund 005 SELF INSURANCE FUND								

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Fund 005								
Dept 001710								
Type R								
Group:								
SELF INSURANCE FUND								
SELF INSURANCE Revenue	(377,154.00)	(404,864.00)	(532,444.00)	(599,825.00)	(599,825.00)	(635,617.00)	(635,617.00)	(635,617.00)
<b>Total Type R Revenue</b>	<b>(377,154.00)</b>	<b>(404,864.00)</b>	<b>(532,444.00)</b>	<b>(599,825.00)</b>	<b>(599,825.00)</b>	<b>(635,617.00)</b>	<b>(635,617.00)</b>	<b>(635,617.00)</b>
Type E								
Group 1								
PERSONAL SERVICES	52,704.00	54,632.00	56,990.00	57,171.00	57,171.00	59,330.00	59,330.00	59,330.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	0.00	1,425.00	1,425.00	1,425.00	1,425.00	2,106.00	2,106.00	2,205.00
Group 4								
CONTRACTUAL EXPENSE	300,395.00	385,622.00	445,643.00	506,989.00	506,989.00	538,666.00	538,666.00	538,066.00
Group 8								
EMPLOYEE BENEFITS	24,054.00	21,305.00	28,716.00	34,340.00	34,340.00	37,016.00	37,016.00	37,016.00
<b>Total Type E Expense</b>	<b>377,154.00</b>	<b>404,864.00</b>	<b>532,444.00</b>	<b>599,825.00</b>	<b>599,825.00</b>	<b>635,617.00</b>	<b>635,617.00</b>	<b>635,617.00</b>
<b>Total Dept 001710 SELF INSURANCE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

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Fund 005								
Dept 001720								
Type R								
Group:								
SELF INSURANCE FUND								
RECIPIENTS BENEFITS								
Revenue								
Total Type R								
Revenue	(1,048,300.00)	(1,061,678.00)	(1,232,263.00)	(1,259,951.00)	(1,259,951.00)	(1,259,951.00)	(1,259,951.00)	(1,259,951.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE								
Total Type E								
Expense	1,048,300.00	1,061,678.00	1,232,263.00	1,259,951.00	1,259,951.00	1,259,951.00	1,259,951.00	1,259,951.00
Total Dept 001720								
RECIPIENTS BENEFITS	1,048,300.00	1,061,678.00	1,232,263.00	1,259,951.00	1,259,951.00	1,259,951.00	1,259,951.00	1,259,951.00
Total Fund 005	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SELF INSURANCE FUND								
DEBT SERVICE(LONG TERM)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Fund 005	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Fund 003								
Dept 001380								
Type E								
Group 4								
DEBT SERVICE(LONG TERM)								
FISCAL AGENT FEES								
Expense	500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
CONTRACTUAL EXPENSE								
Total Type E Expense	500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
Total Dept 001380 FISCAL AGENT FEES	500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00

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Fund 003 DEBT SERVICE(LONG TERM)								
Type E DEBT SERVICE Expense								
Group 6 PRINCIPLE ON INDEBTEDNESS	370,000.00	389,000.00	315,000.00	445,000.00	445,000.00	435,000.00	435,000.00	435,000.00
Group 7 INTEREST ON INDEBTEDNESS	183,728.00	186,981.00	148,555.00	80,881.00	80,881.00	71,044.00	71,044.00	71,044.00
Total Type E Expense	553,728.00	575,981.00	463,555.00	525,881.00	525,881.00	506,044.00	506,044.00	506,044.00
Total Dept.008710 DEBT SERVICE	553,728.00	575,981.00	463,555.00	525,881.00	525,881.00	506,044.00	506,044.00	506,044.00

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Account Table: IDA130  
Alt. Sort Table:

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 003								
DEBT SERVICE(LONG TERM)								
Type R								
Revenue								
Group								
Total Type R								
Revenue	(92,006.00)	(130,264.00)	(129,207.00)	(116,527.00)	(116,527.00)	(119,970.00)	(119,970.00)	(119,970.00)
Total Dept	(92,006.00)	(130,264.00)	(129,207.00)	(116,527.00)	(116,527.00)	(119,970.00)	(119,970.00)	(119,970.00)
Total Fund 008	(92,006.00)	(130,264.00)	(129,207.00)	(116,527.00)	(116,527.00)	(119,970.00)	(119,970.00)	(119,970.00)
DEBT SERVICE(LONG TERM)								
Fund 014	482,222.00	424,197.00	417,848.00	411,654.00	411,654.00	388,674.00	388,674.00	388,674.00
SPECIAL GRANT FUND								

2013 Budget

BUD-0650 1.0  
Prepared By: NESBITT/C

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Fiscal Year: 2013 Period From: 1/1 to 12/31

Date Prepared: 11/05/2012 09:42 AM  
Report Date: 11/05/2012  
Account Table: IDA130  
Alt. Sort Table:

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 014								
Dept 006290								
Type R								
Group:								
SPECIAL GRANT FUND								
WORKFORCE INVESTMENT ACT								
Revenue	(745,237.00)	(1,009,877.00)	(904,881.00)	(650,247.00)	(650,247.00)	(678,794.00)	(678,794.00)	(678,794.00)
<b>Total Type R Revenue</b>	<b>(745,237.00)</b>	<b>(1,009,877.00)</b>	<b>(904,881.00)</b>	<b>(650,247.00)</b>	<b>(650,247.00)</b>	<b>(678,794.00)</b>	<b>(678,794.00)</b>	<b>(678,794.00)</b>
<b>Total Dept 006290 WORKFORCE INVESTMENT ACT</b>	<b>(745,237.00)</b>	<b>(1,009,877.00)</b>	<b>(904,881.00)</b>	<b>(650,247.00)</b>	<b>(650,247.00)</b>	<b>(678,794.00)</b>	<b>(678,794.00)</b>	<b>(678,794.00)</b>



Date Prepared: 11/05/2012 09:42 AM  
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 Account Table: IDA130  
 Alt. Sort Table:  
 COUNTY OF ORLEANS  
 Budget Preparation Publication  
 Fiscal Year: 2013, Period From: 11 to 12  
 BUD-0650 1.0  
 Prepared By: NESBITTC

Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Adjusted 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
Fund 014								
JOB DEVELOPMENT								
Type E								
Group 1								
PERSONAL SERVICES	303,631.00	364,692.00	272,550.00	283,424.00	263,424.00	279,631.00	279,631.00	279,631.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	300.00	0.00	0.00	0.00	0.00			
Group 4								
CONTRACTUAL EXPENSE	283,893.00	514,975.00	304,855.00	153,476.00	158,476.00	165,623.00	165,623.00	165,623.00
Group 8								
EMPLOYEE BENEFITS	147,413.00	100,010.00	207,476.00	213,347.00	213,347.00	233,134.00	233,134.00	233,134.00
<b>Total Type E</b>	<b>745,237.00</b>	<b>1,069,677.00</b>	<b>804,881.00</b>	<b>650,247.00</b>	<b>650,247.00</b>	<b>678,384.00</b>	<b>678,384.00</b>	<b>678,384.00</b>
<b>Total Dept 006293</b>	<b>745,237.00</b>	<b>1,069,677.00</b>	<b>804,881.00</b>	<b>650,247.00</b>	<b>650,247.00</b>	<b>678,384.00</b>	<b>678,384.00</b>	<b>678,384.00</b>
<b>Total Fund 014</b>	<b>745,237.00</b>	<b>1,069,677.00</b>	<b>804,881.00</b>	<b>650,247.00</b>	<b>650,247.00</b>	<b>678,384.00</b>	<b>678,384.00</b>	<b>678,384.00</b>
<b>SPECIAL GRANT FUND</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>Grand Total</b>	<b>14,933,432.00</b>	<b>16,369,660.00</b>	<b>17,115,936.00</b>	<b>18,466,074.00</b>	<b>6,405,544.26</b>	<b>21,990,639.00</b>	<b>18,678,180.00</b>	<b>18,678,180.00</b>

NOTE: One or more accounts may not be printed due to Account Table restrictions.

**2013 ORLEANS COUNTY BUDGET**

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REVENUE REPORT



Date Prepared: 01/15/2013 04:24 PM  
 Report Date: 01/15/2013  
 Account Table: REVENUE  
 Alt. Sort Table:  
 BUD-0650 1.0  
 Prepared By: NESBITT/C

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Fiscal Year: 2013 Period From: 1 to 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1002</b>							
GENERAL FUND							
WATERSHED PROT. DISTRICT							
001.0001.1002							
WATERSHED PROT. DISTRICT	30,054.00	30,647.00	30,847.00	34,703.00	34,003.00	34,703.00	34,703.00
<b>Item 1051</b>							
*GAIN SALE OF ACQUIRED TAX PRO							
001.0001.1051							
*GAIN ON SALE OF ACO TAX PROP	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
<b>Item 1081</b>							
*OTHER PYT IN LIEU OF TAXES							
001.0001.1081							
*OTH PYT IN LIEU OF TAXES	110,000.00	110,000.00	110,000.00	110,000.00	110,000.00	110,000.00	110,000.00
<b>Item 1090</b>							
*INT & PENALTIES ON TAXES							
001.0001.1090							
*INT & PENALTIES ON TAXES	456,850.00	456,850.00	456,850.00	448,353.00	444,250.00	444,250.00	444,250.00
<b>Item 1090</b>							
*INTEREST & PENALTIES ON TAXES							
001.0001.1090							
*INTEREST & PENALTIES ON TAXES	850,000.00	850,000.00	850,000.00	900,000.00	950,000.00	950,000.00	950,000.00
<b>Item 1110</b>							
NON-PROPERTY TAXES (SALE & USE)							
001.0001.1110							
NON-PROPERTY TAXES (SALE & USE)	12,660,000.00	12,660,000.00	12,660,000.00	13,180,000.00	13,160,000.00	13,760,000.00	13,760,000.00
<b>Item 1113</b>							
ROOM OCCUPANCY TAX							
001.0001.1113							
ROOM OCCUPANCY TAX	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00
<b>Item 1140</b>							
EMERGENCY TELEPHONE SYSTEM							
001.0001.1140							
EMERGENCY TELEPHONE SYSTEM	69,000.00	69,000.00	69,000.00	45,000.00	40,000.00	40,000.00	40,000.00
<b>Item 1210</b>							
CITY COURT FEES							
001.0001.1210							
CITY COURT FEES	4,000.00	4,000.00	4,000.00	4,000.00	3,000.00	3,000.00	3,000.00
<b>Item 1211</b>							
PROBATION SUPERVISION FEES							
001.0001.1211							
PROBATION SUPERVISION FEES	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00
<b>Item 1212</b>							
ELECTRONIC MONITORING							
001.0001.1212							
ELECTRONIC MONITORING	1,500.00	1,500.00	1,500.00	8,000.00	8,000.00	8,000.00	8,000.00
<b>Item 1213</b>							
ILLUMINATIONS WORKSHOP							
001.0001.1213							
ILLUMINATIONS WORKSHOP	0.00	0.00	0.00	0.00	9,000.00	9,000.00	9,000.00
<b>Item 1214</b>							
URINE SCREEN							
001.0001.1214							
URINE SCREEN	0.00	0.00	0.00	0.00	0.00	0.00	0.00

**COUNTY OF ORLEANS**  
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Account Table: REVENUE  
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Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Item 1214</b>							
URINE SCREEN				500.00	500.00	800.00	800.00
001.0001.1214		1,000.00	1,000.00	500.00	500.00	800.00	800.00
<b>Item 1230</b>							
*TREASURER				70,000.00	71,000.00	72,000.00	72,000.00
001.0001.1230		67,500.00	67,500.00	70,000.00	71,000.00	72,000.00	72,000.00
<b>Item 1235</b>							
*CHARGES FOR TAX ADV. & EXP.				2,500.00	2,500.00	2,500.00	2,500.00
001.0001.1235		2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Item 1250</b>							
*CHARGES FOR TAX ADV & EXPENSE				128,258.00	128,258.00	128,258.00	128,258.00
001.0001.1250		124,968.00	125,648.00	128,252.00	128,258.00	128,258.00	128,258.00
<b>Item 1255</b>							
*CLERKS FEES				901,350.00	901,350.00	901,350.00	901,350.00
001.0001.1255		801,500.00	801,500.00	847,160.00	901,350.00	901,350.00	901,350.00
<b>Item 1260</b>							
*COUNTY CLERK FEES				1,400.00	1,400.00	1,400.00	1,400.00
001.0001.1260		2,100.00	800.00	1,000.00	1,400.00	1,400.00	1,400.00
<b>Item 1262</b>							
CIVIL SERVICE EXAM FEES				25,000.00	25,000.00	25,000.00	25,000.00
001.0001.1262		25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
<b>Item 1265</b>							
AUCTION REVENUE				169,814.00	169,814.00	169,814.00	169,814.00
001.0001.1265		164,918.00	167,916.00	169,314.00	169,814.00	169,814.00	169,814.00
<b>Item 1270</b>							
COUNTY ATTORNEY FEES				507,827.00	507,827.00	507,827.00	507,827.00
001.0001.1270		588,185.00	510,257.00	578,257.00	463,827.00	507,827.00	507,827.00
<b>Item 1271</b>							
*SHARED SERV.(BLDG&GROUNDS)				50.00	50.00	50.00	50.00
001.0001.1271		50.00	50.00	50.00	50.00	50.00	50.00
<b>Item 1275</b>							
CENTRAL TYPEWRITER REPAIR				143,613.00	143,613.00	143,613.00	143,613.00
001.0001.1275		134,771.00	135,638.00	143,613.00	143,613.00	143,613.00	143,613.00
<b>Item 1305</b>							
DATA PROCESSING SERVICES							
001.0001.1305							
RADIO PROGRAM FEES							
001.0001.1305							

Date Prepared: 01/15/2013 04:24 PM  
 Report Date: 01/15/2013  
 Account Table: REVENUE  
 Alt. Sort Table:  
 COUNTY OF ORLEANS  
 Budget Preparation Publication  
 Fiscal Year: 2013, Period From: 1 to 12  
 BUD-0650 1.0  
 Prepared By: NESBITT/C

Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1305</b>							
GENERAL FUND							
RADIO PROGRAM FEES							
001.0001.1305	500.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 1510</b>							
*SHERIFF'S FEES							
001.0001.1510	77,000.00	70,000.00	66,000.00	63,000.00	60,000.00	65,000.00	65,000.00
<b>Item 1511</b>							
DOG BOARDING FEES							
001.0001.1511	15,000.00	15,000.00	15,000.00	15,000.00	0.00	0.00	0.00
<b>Item 1515</b>							
LIFELINE PUBLIC SAFETY COMM BAIL REFUND(1%)							
001.0001.1515	1,800.00	1,000.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
<b>Item 1550</b>							
*DOG CONTROL FEES							
001.0001.1550	10,000.00	7,500.00	7,500.00	7,000.00	8,000.00	8,000.00	8,000.00
<b>Item 1601</b>							
*PUBLIC HEALTH FEES							
001.0001.1601	11,000.00	12,000.00	11,000.00	14,000.00	18,000.00	18,000.00	18,000.00
<b>Item 1602</b>							
PUBLIC HEALTH MEDICARE							
001.0001.1602	300,000.00	375,000.00	18,000.00	0.00	3,500.00	3,500.00	3,500.00
<b>Item 1603</b>							
VITAL STATISTICS FEES							
001.0001.1603	150,000.00	75,000.00	7,500.00	0.00	7,000.00	1,000.00	1,000.00
<b>Item 1604</b>							
PH SELF PAY							
001.0001.1604	10,000.00	12,000.00	5,000.00	2,250.00	2,250.00	2,500.00	2,500.00
<b>Item 1605</b>							
PH OTHER INSURANCE							
001.0001.1605	375,000.00	375,000.00	17,000.00	5,000.00	10,000.00	10,000.00	10,000.00
<b>Item 1606</b>							
PH PHC PROGRAM							
001.0001.1606.4010	40,000.00	43,000.00	40,000.00	0.00	0.00	0.00	0.00
<b>Item 1607</b>							
PH ENVIRONMENTAL HEALTH							

**COUNTY OF ORLEANS**  
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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1607</b>							
GENERAL FUND							
PH ENVIRONMENTAL HEALTH							
001.0001.1607	65,000.00	70,000.00	70,000.00	70,000.00	75,000.00	75,000.00	75,000.00
PH ENVIRONMENTAL HEALTH							
*MENTAL HEALTH FEES							
Item 1620							
001.0001.1620	1,734,703.00	1,933,047.00	1,888,000.00	1,940,153.00	1,947,347.00	1,972,323.00	1,672,323.00
MENTAL HEALTH FEES							
Item 1621							
001.0001.1621.4010	20,000.00	18,000.00	15,000.00	0.00	0.00	0.00	0.00
EARLY INTERVENTION SERVICES-PUBLIC HEALTH							
Item 1789							
001.0001.1621.4069	310,000.00	310,000.00	310,000.00	325,000.00	325,000.00	325,000.00	325,000.00
EARLY INTERVENTION SERVICES-EARLY INTERVENTION PROGRAM							
Item 1789							
001.0001.1789	11,000.00	11,000.00	12,400.00	12,400.00	12,400.00	12,400.00	12,400.00
TRANSPORTATION - OTHER							
Item 1801							
001.0001.1801	250,000.00	230,000.00	375,000.00	410,000.00	410,000.00	410,000.00	410,000.00
*MEDICAL ASSISTANCE							
Item 1809							
001.0001.1809	20,000.00	30,000.00	220,000.00	250,000.00	195,000.00	195,000.00	195,000.00
*AID TO DEPENDENT CHILDREN							
Item 1811							
001.0001.1811	13,824.00	27,000.00	53,144.00	56,204.00	56,173.00	56,173.00	56,173.00
*CHILD-SUPP-INCENTIVE EARNINGS							
Item 1819							
001.0001.1819	60,000.00	53,000.00	13,000.00	89,951.00	58,212.00	59,212.00	59,212.00
*CHILD CARE							
Item 1823							
001.0001.1823	750.00	750.00	750.00	750.00	750.00	750.00	750.00
JUVENILE DELINQUENT							
Item 1840							
001.0001.1840	100,000.00	100,000.00	165,000.00	190,000.00	190,000.00	180,000.00	190,000.00
*RECOVERY-EMERG. AID ADULTS							

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 Prepared By: NESBITT/C

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 1842</b>							
GENERAL FUND							
*RECOVERY-EMERG. AID ADULTS							
001.0001.1842	20,000.00	30,000.00	30,000.00	25,000.00	30,000.00	30,000.00	30,000.00
*BURIALS							
001.0001.1848	750.00	750.00	750.00	750.00	750.00	750.00	750.00
SEALER OF WEIGHTS & MEASURES							
001.0001.1952	6,500.00	6,000.00	4,500.00	4,500.00	4,500.00	4,500.00	4,500.00
*PROGRAMS FOR AGING							
001.0001.1972	208,467.00	241,897.00	243,153.00	202,432.00	174,187.00	174,187.00	174,187.00
LIFE LINE							
001.0001.1973	106,913.00	121,246.00	122,549.00	109,030.00	103,987.00	103,987.00	103,987.00
LIFE LINE							
001.0001.2000	10,000.00	10,000.00	0.00	0.00	10,000.00	10,000.00	10,000.00
TOURISM							
001.0001.2025	30,000.00	30,000.00	33,000.00	35,000.00	40,000.00	45,000.00	45,000.00
RECREATIONAL FACILITY CHARGE							
001.0001.2070	31,752.00	34,200.00	23,600.00	18,336.00	18,150.00	19,150.00	19,150.00
*CONTRB PRIV AGENCY FOR YOUTH							
001.0001.2210	0.00	0.00	30,000.00	37,500.00	35,000.00	42,500.00	42,500.00
TRAFFIC DIVERSION - COUNTY SHARE							
001.0001.2211	0.00	0.00	0.00	0.00	18,271.00	18,271.00	18,271.00
REAL PROPERTY - PICTOMETRY							
001.0001.2215	30,000.00	30,000.00	15,000.00	25,000.00	21,800.00	21,800.00	21,800.00
ELECTION SERVICES							
001.0001.2260							
POLICE SERVICES							



**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>							
<b>Item 2260</b>							
*POLICE SERVICES	54,200.00	79,480.00	10,000.00	3,000.00	2,500.00	2,500.00	2,500.00
<b>Item 2264</b>							
*JAIL FACILITIES	100,000.00	100,000.00	102,000.00	95,000.00	115,000.00	115,000.00	115,000.00
<b>Item 2265</b>							
SSI BOUNTY PAYMENT	1,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00
<b>Item 2268</b>							
*DOG CONTROL SERVICES	33,000.00	30,000.00	30,876.00	30,876.00	30,876.00	30,876.00	30,876.00
<b>Item 2401</b>							
*INTEREST ON EARNINGS	200,000.00	200,000.00	200,000.00	200,000.00	200,000.00	200,000.00	200,000.00
<b>Item 2402</b>							
INTEREST - RESERVE	300.00	100.00	100.00	100.00	50.00	50.00	50.00
<b>Item 2410</b>							
*RENTAL OF REAL PROPERTY	6,000.00	6,000.00	6,000.00	7,200.00	7,200.00	7,200.00	7,200.00
<b>Item 2411</b>							
*RENTAL OF REAL PROPERTY-PUBLIC	24,869.00	10,000.00	20,181.00	14,763.00	15,058.00	15,058.00	15,058.00
<b>Item 2411</b>							
PROPERTY PROBATION	0.00	0.00	0.00	0.00.00	0.00	0.00	0.00
<b>Item 2460</b>							
MOTOR VEHICLE FEES	246,000.00	244,000.00	244,000.00	244,000.00	244,000.00	244,000.00	244,000.00
<b>Item 2450</b>							
*COMMISSIONS	22,000.00	10,000.00	20,530.00	21,000.00	22,000.00	20,000.00	29,000.00
<b>Item 2450</b>							
*PERMITS							



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Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>*PERMITS</b>							
001.0001.2590							
*PERMITS - PISTOL	500.00	625.00	1,300.00	1,300.00	2,300.00	2,300.00	2,300.00
<b>Item 2510</b>							
*FINES & FORFEITED BAIL							
001.0001.2610	2,500.00	1,000.00	1,000.00	1,000.00	1,500.00	1,000.00	1,000.00
*FINES & FORFEITED BAIL							
<b>Item 2611</b>							
HANDICAPPED PARKING ED PROGRAM							
001.0001.2611	200.00	200.00	200.00	200.00	200.00	200.00	200.00
HANDICAPPED PARKING ED PROGRAM							
<b>Item 2615</b>							
*STOP DWI PROGRAMS							
001.0001.2615	74,271.00	75,472.00	0.00	71,671.00	0.00	0.00	0.00
*STOP DWI PROGRAM							
001.0001.2615.3315	0.00	0.00	76,188.00	0.00	72,166.00	72,766.00	72,766.00
*STOP DWI PROGRAM'S STOP DWI PROGRAM							
<b>Item 2655</b>							
*MINOR SALES							
001.0001.2655	500.00	299,937.00	150,500.00	500.00	500.00	500.00	500.00
*MINOR SALES							
<b>Item 2665</b>							
*SALES OF EQUIPMENT							
001.0001.2665	500.00	500.00	500.00	500.00	500.00	500.00	500.00
*SALES OF EQUIPMENT							
<b>Item 2685</b>							
COST ALLOCATION RECOVERY							
001.0001.2685	132,428.00	133,464.00	180,000.00	173,762.00	180,000.00	180,000.00	180,000.00
COST ALLOCATION RECOVERY							
<b>Item 2687</b>							
TOBACCO SETTLEMENT							
001.0001.2687	616,913.00	660,305.00	566,151.00	536,156.00	547,394.00	547,394.00	547,394.00
TOBACCO SETTLEMENT							
<b>Item 2701</b>							
*REFUND PRIOR YR EXPENSES							
001.0001.2701	159,000.00	169,000.00	168,000.00	398,000.00	376,000.00	378,000.00	378,000.00
*REFUND PRIOR YR EXPENSES							
001.0001.2701.2680	3,000.00	3,000.00	2,500.00	3,000.00	-1,600.00	1,800.00	1,800.00
*REFUND PRIOR YR EXPENSES MEDICAL SCHOLARSHIP							
<b>Item 2705</b>							
*GIFTS & DONATIONS							
001.0001.2705	0.00	0.00	0.00	0.00	-1,000.00	1,000.00	1,000.00
*GIFTS & DONATIONS							

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<b>Fund 001</b>							
<b>Item 2720</b>							
GENERAL FUND							
*O.T.B. DIST OF EARNINGS	31,000.00	36,405.00	36,405.00	36,405.00	36,405.00	36,405.00	36,405.00
<b>Item 2770</b>							
OTHER MISC.							
*MISCELLANEOUS	13,950.00	3,650.00	3,950.00	1,800.00	500.00	500.00	500.00
<b>Item 2902</b>							
GIS MAPPING	5,000.00	5,000.00	5,000.00	5,000.00	4,000.00	4,000.00	4,000.00
<b>Item 3021</b>							
NYS CRT HOUSE MAINT. REIMBURS	121,054.00	130,453.00	172,866.00	126,480.00	135,300.00	135,300.00	135,300.00
<b>Item 3035</b>							
MEDICAL EXAMINER	8,850.00	8,740.00	9,540.00	0.00	0.00	0.00	0.00
<b>Item 3040</b>							
REAL PROP ADM TRAINING	2,500.00	2,500.00	2,500.00	2,000.00	1,500.00	1,500.00	1,500.00
<b>Item 3041</b>							
REAL PROPERTY GRANT	25,000.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3088</b>							
NYS ASSIGNED COUNSEL-PUB DEFEN	0.00	7,500.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3089</b>							
NYS ASSIGNED COUNSEL-PUB DEFEN	38,442.00	58,066.00	46,932.00	30,110.00	26,073.00	26,073.00	26,073.00
<b>Item 3098</b>							
NYS ASSIGNED COUNSEL-PUB DEFEN	41,646.00	60,828.00	51,022.00	30,110.00	26,073.00	26,073.00	26,073.00
<b>Item 3099</b>							
ASSIGNED COUNSEL - D.A	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Item 3097</b>							
NYS PARKS-REC-HIST-PRESER							

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<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 3097</b>	<b>NYS PARKS-REC-HIST-PRESER</b>						
001.0001.3097							
	NYS PARKS-REC-HIST-PRESER	16,000.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3264</b>	<b>NYS LUNCH PROGRAM</b>						
001.0001.3264							
	NYS LUNCH PROGRAM	240.00	300.00	400.00	400.00	400.00	400.00
<b>Item 3277</b>	<b>EDUCATION-HANDI CHILDREN</b>						
001.0001.3277							
	EDUCATION-HANDI CHILDREN	1,249,500.00	1,249,500.00	1,487,500.00	1,487,500.00	1,487,500.00	1,487,500.00
<b>Item 3305</b>	<b>EMERGENCY MANAGEMENT</b>						
001.0001.3305							
	EMERGENCY MANAGEMENT	0.00	2,000.00	2,400.00	0.00	0.00	0.00
<b>Item 3309</b>	<b>PSAP STATE SURCHARGE COUNTY SH</b>						
001.0001.3309							
	PSAP STATE SURCHARGE COUNTY SH	25,215.00	25,000.00	23,370.00	20,370.00	20,370.00	20,370.00
<b>Item 3310</b>	<b>PROBATION SERVICES</b>						
001.0001.3310							
	PROBATION SERVICES	135,200.00	110,500.00	115,760.00	149,616.00	149,616.00	149,616.00
<b>Item 3311</b>	<b>ALTERNATIVE TO INCARCERATION</b>						
001.0001.3311							
	ALTERNATIVE TO INCARCERATION	14,200.00	13,348.00	10,872.00	5,531.00	5,531.00	5,531.00
<b>Item 3313</b>	<b>OPERATION 360 STATE DIVERSION</b>						
001.0001.3313							
	OPERATION 360 STATE DIVERSION	43,400.00	40,795.00	33,825.00	0.00	0.00	0.00
<b>Item 3315</b>	<b>NAVIGATION LAW ENFORCEMENT</b>						
001.0001.3315							
	NAVIGATION LAW ENFORCEMENT	48,750.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
<b>Item 3316</b>	<b>HOUSING PAROLE VIOLATORS</b>						
001.0001.3316							
	HOUSING PAROLE VIOLATORS	70,000.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3325</b>	<b>DIV OF CRIM JUSTICE MRD PRO</b>						
001.0001.3325							
	DIV OF CRIM JUSTICE MRD PRO	51,807.00	75,457.00	68,649.00	89,189.00	89,189.00	89,189.00
<b>Item 3326</b>	<b>CRIME VICTIMS PROGRAM</b>						
001.0001.3326							
	CRIME VICTIMS PROGRAM	75,457.00	68,649.00	68,649.00	89,189.00	89,189.00	89,189.00

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<b>Fund 001</b>							
<b>Item 3326</b>							
GENERAL FUND							
CRIME VICTIMS PROGRAM							
001.0001.3326	58,401.00	57,468.00	100,810.00	102,750.00	101,688.00	101,688.00	101,688.00
CRIME VICTIM PROGRAM							
<b>Item 3330</b>							
SECURITY COSTS-COURT REFORM							
001.0001.3330	48,000.00	219,000.00	238,893.00	300,199.00	288,000.00	288,000.00	288,000.00
SECURITY COSTS-COURT REFORM							
<b>Item 3401</b>							
PUBLIC HEALTH							
001.0001.3401	730,000.00	730,000.00	700,000.00	649,161.00	645,000.00	645,000.00	645,000.00
PUBLIC HEALTH							
<b>Item 3448</b>							
EARLY INTERVENTION							
001.0001.3448.4059	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00
EARLY INTERVENTION-EARLY INTERVENTION PROGRAM							
<b>Item 3460</b>							
PUBLIC WATER SUPPLY							
001.0001.3460	33,041.00	33,041.00	111,812.00	111,812.00	111,812.00	111,812.00	111,812.00
PUBLIC WATER SUPPLY PROGRAM							
<b>Item 3472</b>							
SPECIAL HEALTH PROGRAM-STATE							
001.0001.3472	27,823.00	47,305.00	27,365.00	17,365.00	17,365.00	17,365.00	17,365.00
SPECIAL HEALTH PROGRAMS-STATE							
<b>Item 3486</b>							
ALCOHOL							
001.0001.3486	288,143.00	346,160.00	346,160.00	283,012.00	286,160.00	286,160.00	286,160.00
ALCOHOL ABUSE							
<b>Item 3490</b>							
MENTAL HEALTH							
001.0001.3490	21,214.00	659,661.00	615,473.00	594,179.00	645,738.00	645,738.00	645,738.00
MENTAL HEALTH							
<b>Item 3491</b>							
CSS							
001.0001.3491.4310	684,115.00	0.00	0.00	0.00	0.00	0.00	0.00
CSS-MENTAL HEALTH							
001.0001.3491.4320	64,577.00	64,577.00	45,311.00	42,958.00	43,463.00	43,463.00	43,463.00
CSS FRIENDS OF MENTAL HEALTH							
<b>Item 3492</b>							
ICM							
001.0001.3492	74,208.00	0.00	0.00	0.00	0.00	0.00	0.00
ICM							
<b>Item 3493</b>							
ARC - OPWDD							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Item 3493</b>							
ARC - OPWDD							
001.0001.3493	313,348.00	279,658.00	192,271.00	192,053.00	194,184.00	194,194.00	194,194.00
<b>Item 3494</b>							
ARC - OMH							
001.0001.3494	3,186.00	0.00	0.00	0.00	49,420.00	49,420.00	49,420.00
<b>Item 3601</b>							
MEDICAL ASSISTANCE							
001.0001.3601	25,250.00	80,170.00	0.00	0.00	22,266.00	22,266.00	22,266.00
<b>Item 3609</b>							
AID TO DEPENDENT CHILDREN							
001.0001.3609	369,837.00	451,157.00	469,613.00	0.00	0.00	0.00	0.00
<b>Item 3610</b>							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3610.6010	1,550,865.00	1,469,840.00	1,316,975.00	1,468,866.00	1,447,713.00	1,415,712.00	1,415,712.00
<b>Item 3616</b>							
LOCAL ADMINISTRATION FUNDS							
001.0001.3616	438,460.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 3619</b>							
CHILD CARE							
001.0001.3619	432,495.00	412,764.00	285,159.00	286,206.00	258,684.00	266,305.00	266,305.00
<b>Item 3623</b>							
JUVENILE DELINQUENT							
001.0001.3623	4,900.00	25,125.00	24,800.00	12,350.00	9,350.00	9,350.00	9,350.00
<b>Item 3640</b>							
SAFETY NET							
001.0001.3640	609,325.00	760,737.00	897,560.00	511,163.00	513,683.00	513,083.00	513,083.00

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<b>Fund 001</b>							
<b>Item 3542</b>							
GENERAL FUND							
EMERGENCY AID - ADULTS							
001.0001.3642	25,000.00	20,000.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00
<b>Item 3655</b>							
DAY CARE 75%							
001.0001.3655	101,000.00	152,500.00	192,500.00	154,500.00	154,500.00	154,500.00	154,500.00
<b>Item 3710</b>							
VETERANS SERVICE AGENCIES							
001.0001.3710	5,000.00	5,000.00	8,200.00	8,200.00	8,654.00	8,654.00	8,654.00
<b>Item 3716</b>							
TOURISM NYS							
001.0001.3716	53,450.00	50,657.00	0.00	31,440.00	50,410.00	50,410.00	50,410.00
<b>Item 3772</b>							
PROGRAMS FOR THE AGING							
001.0001.3772	425,140.00	450,025.00	402,776.00	474,765.00	402,919.00	402,919.00	402,919.00
<b>Item 3820</b>							
YOUTH PROGRAMS							
001.0001.3820.3110	8,644.00	9,000.00	9,000.00	0.00	0.00	0.00	0.00
YOUTH PROGRAMS SHERIFF							
001.0001.3820.3140	19,550.00	20,840.00	20,840.00	15,630.00	15,630.00	15,630.00	15,630.00
YOUTH PROGRAMS PROBATION							
001.0001.3820.7310	31,350.00	38,000.00	28,000.00	25,000.00	23,000.00	23,000.00	23,000.00
YOUTH PROGRAMS YOUTH PROGRAMS							
001.0001.3820.7312	10,285.00	11,971.00	11,960.00	5,235.00	5,235.00	5,235.00	5,235.00
YOUTH PROGRAMS YOUTH BUREAU							
<b>Item 3830</b>							
YOUTH BOARD							
001.0001.3830.7310	10,240.00	0.00	0.00	0.00	0.00	0.00	0.00
YOUTH BOARD YOUTH PROGRAMS							
<b>Item 3899</b>							
WEIGHTS & MEASURES							
001.0001.3899	1,600.00	1,600.00	1,550.00	1,550.00	1,550.00	1,550.00	1,550.00
WEIGHTS & MEASURES GRANT							
<b>Item 4089</b>							
*SECT 8 RENT SUBSIDY							
001.0001.4089	157,753.00	180,470.00	-105,334.00	-200,645.00	-200,132.00	-200,132.00	-200,132.00
*SECT 8 RENT SUBSIDY							
<b>Item 4264</b>							
FEDERAL LUNCH PROGRAM							

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Fund 001							
Item 4264							
GENERAL FUND							
FEDERAL LUNCH PROGRAM							
001.0001.4264		9,500.00	8,652.00	10,000.00	8,000.00	6,000.00	6,000.00
FEDERAL LUNCH PROGRAM							
Item 4305							
EMERGENCY MANAGEMENT							
001.0001.4305		19,500.00	13,500.00	13,500.00	20,000.00	20,000.00	20,000.00
EMERGENCY MANAGEMENT							
Item 4308							
HOMELAND SECURITY - SHERIFF							
001.0001.4308		0.00	33,750.00	53,200.00	0.00	0.00	0.00
HOMELAND SECURITY - SHERIFF							
Item 4309							
ST HOMELAND SECURITY PROG E.M.							
001.0001.4309		138,233.00	7,660.00	7,779.00	7,779.00	7,779.00	7,779.00
ST HOMELAND SECURITY PROG E.M.							
Item 4330							
SEAT BELT GRANT							
001.0001.4330		28,860.00	31,718.00	22,332.00	18,016.00	18,016.00	18,016.00
SEAT BELT GRANT							
Item 4401							
IHAP PUBLIC HEALTH							
001.0001.4401		17,672.00	17,673.00	17,673.00	17,673.00	17,673.00	17,673.00
IHAP PUBLIC HEALTH							
Item 4451							
EARLY INT. ADMIN.							
001.0001.4451		48,847.00	48,847.00	2,000.00	2,000.00	2,000.00	2,000.00
EARLY INT. ADMIN.							
Item 4459							
EARLY INT. ADMIN EARLY INTERVENTION PROGRAM							
001.0001.4459		0.00	0.00	48,847.00	35,945.00	35,945.00	35,945.00
EARLY INT. ADMIN EARLY INTERVENTION PROGRAM							
Item 4472							
SPECIAL HEALTH PROGRAMS-FED							
001.0001.4472		170,000.00	137,517.00	155,025.00	155,177.00	155,177.00	155,177.00
SPECIAL HEALTH PROGRAMS-FED							
Item 4489							
BIO TERRORISM PREPAREDNESS							
001.0001.4489		0.00	50,000.00	55,000.00	53,500.00	53,500.00	53,500.00
BIO TERRORISM PREPAREDNESS							
Item 4490							
MENTAL HEALTH - FEDERAL							
001.0001.4490		0.00	60,850.00	66,730.00	61,000.00	61,700.00	61,700.00
MENTAL HEALTH - FEDERAL							
Item 4801							
MENTAL HEALTH - FEDERAL PATHSTONE MEDICAL ASSISTANCE							
001.0001.4801		0.00	0.00	0.00	0.00	0.00	0.00
MENTAL HEALTH - FEDERAL PATHSTONE MEDICAL ASSISTANCE							



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<b>Fund 001</b>							
<b>Item 4501</b>							
GENERAL FUND							
MEDICAL ASSISTANCE							
74 500.00		82,800.00	0.00	0.00	32,734.00	32,734.00	32,734.00
<b>Item 4509</b>							
AID TO DEPENDENT CHILDREN							
807,126.00	656,444.00	970,839.00	2,970,000.00		1,845,000.00	1,845,000.00	1,845,000.00
<b>Item 4510</b>							
SOCIAL SERVICES ADMIN.							
15,880.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Item 4511</b>							
SOCIAL SERVICES ADMIN. SOCIAL SERVICES ADMINISTRATION							
1,938,655.00	2,206,628.00	2,030,817.00	1,947,062.00		2,075,425.00	2,050,603.00	2,050,603.00
<b>Item 4512</b>							
SOCIAL SERVICES ADMIN. SERVICE FOR RECIPIENTS							
5,000.00	5,000.00	5,000.00	5,000.00		5,000.00	5,000.00	5,000.00
<b>Item 4513</b>							
SOCIAL SERVICES ADMIN. VETERANS SERVICE AGENCY							
15,660.00	17,796.00	20,021.00	20,500.00		18,976.00	19,976.00	19,976.00
<b>Item 4514</b>							
FOOD STAMP PROGRAM ADMIN							
321,759.00	401,175.00	401,379.00	480,006.00		467,445.00	450,729.00	450,729.00
<b>Item 4515</b>							
FLEXIBLE FUND FOR FAMILY SERVICES							
1,014,725.00	1,480,475.00	1,438,104.00	1,402,334.00		1,446,299.00	1,446,299.00	1,446,299.00
<b>Item 4516</b>							
AID TO DEP. CHIL. - FOSTER CARE							
310,835.00	300,783.00	303,700.00	301,341.00		225,610.00	225,610.00	225,610.00
<b>Item 4517</b>							
SAFETY NET							
18,970.00	25,000.00	22,000.00	44,000.00		30,000.00	30,000.00	30,000.00
<b>Item 4518</b>							
HEAP							
40,000.00	25,000.00	30,000.00	25,000.00		25,000.00	25,000.00	25,000.00
<b>Item 4519</b>							
DAY CARE 100%							
1,053,361.00	836,969.00	925,000.00	920,000.00		920,000.00	920,000.00	920,000.00



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<b>Fund 001</b>							
<b>Item 4861</b>							
GENERAL FUND							
<b>Item 4861</b>							
TITLE IV-B FUNDS							
<b>Item 4772</b>							
PROGRAMS FOR THE AGING	23,563.00	13,693.00	13,693.00	13,693.00	14,384.00	14,384.00	14,384.00
<b>Item 4772</b>							
PROGRAMS FOR THE AGING	323,059.00	344,073.00	308,324.00	279,288.00	258,841.00	258,841.00	258,841.00
<b>Item 5031</b>							
TRANSFER OF SOLID WASTE							
<b>Item 5031</b>							
TRANSFER FROM SOLID WASTE	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
<b>Item 1020</b>							
TRANSFER FROM SOLID WASTE-CHIEF	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00
ADMINISTRATIVE OFFICER							
<b>Item 1040</b>							
TRANSFER FROM SOLID WASTE-CLERK	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00
OF THE LEGISLATIVE BOARD							
<b>Total Fund 001</b>	<b>(36,970,472.00)</b>	<b>(38,046,484.00)</b>	<b>(36,926,001.00)</b>	<b>(37,966,439.00)</b>	<b>(37,863,271.00)</b>	<b>(38,062,434.00)</b>	<b>(38,062,434.00)</b>
<b>Fund 002</b>							
<b>Item 2130</b>							
SOLID WASTE							
<b>Item 2130</b>							
SOLID WASTE/RECYCLING FEES	2,365,067.00	2,365,067.00	2,562,759.00	2,562,748.00	2,592,290.00	2,592,290.00	2,592,290.00
<b>Total Fund 002</b>	<b>(2,365,067.00)</b>	<b>(2,365,067.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,748.00)</b>	<b>(2,592,290.00)</b>	<b>(2,592,290.00)</b>	<b>(2,592,290.00)</b>
<b>Fund 003</b>							
<b>Item 2401</b>							
ROAD FUND							
<b>Item 2401</b>							
INTEREST ON EARNINGS							
<b>Item 2401</b>							
INTEREST EARNED	1,500.00	400.00	450.00	450.00	450.00	450.00	450.00
<b>Item 2550</b>							
SALES-SCRAP & EXCESS MATERIALS	500.00	500.00	500.00	500.00	500.00	500.00	500.00
<b>Item 2550</b>							
SALES-SCRAP & EXCESS MATERIALS	500.00	500.00	500.00	500.00	500.00	500.00	500.00
<b>Item 2555</b>							
MINOR SALES							

2013 Budget

BUD-0650 1.0  
Prepared By: NESBITT/C

COUNTY OF ORLEANS  
Budget Preparation Publication

Fiscal Year: 2013, Period From: 1 to 12

Date Prepared: 01/15/2013 04:24 PM  
Report Date: 01/15/2013  
Account Table: REVENUE  
Alt. Sort Table:

Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 003</b>							
<b>ROAD FUND</b>							
Item 2655							
"MINOR SALES							
003.0003.2655	2,500.00	6,200.00	1,000.00	500.00	500.00	500.00	500.00
Item 3601							
CONSOL HIGHWAY AID							
003.0003.3501.5112	950,000.00	749,000.00	1,070,000.00	1,070,000.00	870,000.00	1,070,000.00	1,070,000.00
CONSOL HIGHWAY AID ROAD FUND ROAD/CONSTRUCTION							
003.0003.3501.5120	0.00	0.00	0.00	342,667.00	289,436.00	289,436.00	289,436.00
CONSOL HIGHWAY AID ROAD FUND BRIDGES							
Item 3503							
HIGHWAY BRIDGES							
003.0003.3503	1,723,060.00	274,590.00	0.00	0.00	0.00	0.00	0.00
HIGHWAY BRIDGES							
<b>Total Fund 003</b>	<b>(2,677,680.00)</b>	<b>(1,000,460.00)</b>	<b>(1,071,960.00)</b>	<b>(1,414,117.00)</b>	<b>(1,159,896.00)</b>	<b>(1,361,886.00)</b>	<b>(1,361,886.00)</b>
<b>Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							
Item 1270							
"SHARED SERV.(BLDGS&GROUNDS)							
004.0004.1270	53,600.00	59,243.00	58,126.00	59,979.00	53,016.00	53,016.00	53,016.00
"SHARED SERV.(BLDGS&GROUNDS)							
Item 2300							
SERVICE TO OTHER GOVERNMENTS							
004.0004.2300	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00
SERVICE TO OTHER GOVERNMENTS							
Item 2333							
FUEL FARM-OTHER GOVTS							
004.0004.2333	1,073,162.00	707,750.00	739,446.00	981,650.00	1,065,000.00	1,065,000.00	1,065,000.00
FUEL FARM-OTHER GOVTS							
Item 2401							
"INTEREST ON EARNINGS							
004.0004.2401	2,500.00	300.00	450.00	450.00	450.00	450.00	450.00
INTEREST EARNED							
Item 2650							
"SALES-SCRAP & EXCESS MATERIALS							
004.0004.2650	0.00	0.00	0.00	500.00	0.00	0.00	0.00
SALES OF SCRAP							
Item 2665							
"SALES OF EQUIPMENT							
004.0004.2665	750.00	29,000.00	0.00	0.00	8,000.00	6,000.00	6,000.00
SALES OF EQUIPMENT							

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 004</b>							
<b>Item 2822</b>							
ROAD MACHINERY FUND							
REVENUE FROM COUNTY ROAD							
004 0004 2822	300,000.00	300,000.00	300,000.00	300,000.00	207,000.00	207,000.00	207,000.00
REVENUE FROM CITY ROAD FUND							
CONSOL HIGHWAY AID							
Item 3601							
004 0004 3601	75,000.00	265,000.00	50,000.00	0.00	200,000.00	0.00	0.00
CONSOL HIGHWAY AID							
<b>Total Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							
	(1,685,012.00)	(1,428,283.00)	(1,219,062.00)	(1,411,989.00)	(1,601,466.00)	(1,401,466.00)	(1,401,466.00)
<b>Fund 005</b>							
<b>Item 1850</b>							
ENTERPRISE FUND							
NURSING HOME IGT REV							
005 0005 1850	675,115.00	1,546,508.00	1,500,000.00	1,650,000.00	1,650,000.00	1,650,000.00	1,650,000.00
NURSING HOME IGT REV							
Item 1801							
*MEDICAL ASSISTANCE							
005 0005 1801	5,583,381.00	5,284,734.00	5,754,987.00	5,636,404.00	6,388,122.00	6,388,122.00	6,388,122.00
MEDICAL ASSISTANCE							
Item 1830							
PRIVATE PAY							
005 0005 1830	1,122,831.00	1,177,650.00	878,728.00	945,163.00	911,588.00	911,588.00	911,588.00
PRIVATE PAY							
Item 1870							
MEDICARE							
005 0005 1870	2,078,452.00	2,895,377.00	2,000,750.00	2,346,100.00	2,077,120.00	2,077,120.00	2,077,120.00
MEDICARE							
Item 1880							
MEAL TICKETS MISC							
005 0005 1880	4,000.00	3,000.00	5,200.00	5,200.00	4,800.00	4,800.00	4,800.00
MEAL TICKETS, MISC							
Item 2401							
*INTEREST ON EARNINGS							
005 0005 2401	5,900.00	1,500.00	1,000.00	5,000.00	6,100.00	6,100.00	6,100.00
*INTEREST - RESERVE							
Item 2402							
INTEREST - RESERVE							
005 0005 2402	1,500.00	500.00	500.00	500.00	500.00	500.00	500.00
INTEREST - RESERVE							
Item 2410							
*RENTAL OF REAL PROPERTY							
005 0005 2410	134,704.00	130,960.00	131,589.00	137,312.00	134,500.00	134,500.00	134,500.00
*RENTAL OF REAL PROPERTY							
MLR							

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Date Prepared: 01/15/2013 04:24 PM  
Report Date: 01/15/2013  
Account Table: REVENUE  
Alt. Sort Table:

Fiscal Year: 2013 Period From: 1 to 12

Account Description	Original 2009 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 005</b>							
<b>ENTERPRISE FUND</b>							
Item 2701							
*REFUND PRIOR YR EXPENSES							
005 0005 2701	78,000.00	10,000.00	164,000.00	174,000.00	170,000.00	170,000.00	170,000.00
REFUND OF PRIOR YEARS EXPENSES							
Item 2770							
OTHER MISC.	174,200.00	87,500.00	10,000.00	0.00	10,000.00	10,000.00	10,000.00
005 0005 2770							
OTHER REVENUE							
<b>Total Fund 005</b>	<b>(9,888,083.00)</b>	<b>(11,002,819.00)</b>	<b>(10,476,744.00)</b>	<b>(11,049,679.00)</b>	<b>(11,362,730.00)</b>	<b>(11,362,730.00)</b>	<b>(11,362,730.00)</b>
<b>Fund 006</b>							
<b>ENTERPRISE FUND</b>							
Item 2222							
*INTEREST-RESERVE							
Item 2402							
INTEREST - RESERVE	25,000.00	25,000.00	1,000.00	1,000.00	500.00	500.00	500.00
006 0006 2402							
*INTEREST-RESERVE							
Item 2701							
*REFUND PRIOR YR EXPENSES							
006 0006 2701							
REFUND OF PRIOR YEARS EXPENSES	12,000.00	12,000.00	12,000.00	10,000.00	10,000.00	10,000.00	10,000.00
Item 5031							
TRANSFER OF SOLID WASTE							
006 0006 5031							
WORKERS COMPENSATION TRANSFER	0.00	0.00	0.00	700,554.00	876,117.00	676,217.00	676,217.00
<b>Total Fund 006</b>	<b>(1,426,464.00)</b>	<b>(1,626,562.00)</b>	<b>(1,764,737.00)</b>	<b>(1,869,776.00)</b>	<b>(1,896,568.00)</b>	<b>(1,896,568.00)</b>	<b>(1,896,568.00)</b>
<b>Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>							
Item 1140							
EMERGENCY TELEPHONE SYSTEM							
008 0008 1140							
EMERGENCY TELEPHONE SYSTEM	45,000.00	70,500.00	78,000.00	80,000.00	85,000.00	85,000.00	85,000.00
Item 2401							
*INTEREST ON EARNINGS							
008 0008 2401							
*INTEREST ON EARNINGS	10,000.00	3,500.00	1,000.00	500.00	450.00	450.00	450.00

Account Description	Original 2008 Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	2013 REQUESTED Stage	2013 RECOMMEND Stage	2013 ADOPTED Stage
<b>Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>							
<b>Item 2410</b>							
*RENTAL OF REAL PROPERTY	0.00	17,500.00	11,879.00	17,879.00	18,757.00	18,757.00	18,757.00
<b>Item 3021</b>							
NYS CRT HOUSE MAINT. REIMBURS.							
008 0038 3021	37,005.00	34,704.00	32,328.00	18,548.00	15,163.00	15,763.00	15,763.00
NYS COURT AID							
<b>Total Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>	<b>(82,005.00)</b>	<b>(130,204.00)</b>	<b>(129,207.00)</b>	<b>(116,627.00)</b>	<b>(119,970.00)</b>	<b>(119,970.00)</b>	<b>(119,970.00)</b>
<b>Fund 014</b>							
<b>Item 2070</b>							
<b>SPECIAL GRANT FUND</b>							
*CONT PRIV AGENCY FOR YOUTHS							
014 0014 2070	320,036.00	331,762.00	304,214.00	335,452.00	334,695.00	334,695.00	334,695.00
*CONT PRIV AGENCY FOR YOUTHS							
<b>Item 4791</b>							
WORKFORCE INVESTMENT ACT							
014 0014 4791	425,201.00	738,115.00	500,667.00	914,815.00	344,699.00	344,099.00	344,099.00
WORKFORCE INVESTMENT ACT							
<b>Total Fund 014</b>							
<b>SPECIAL GRANT FUND</b>	<b>(745,237.00)</b>	<b>(1,069,877.00)</b>	<b>(804,881.00)</b>	<b>(650,267.00)</b>	<b>(679,394.00)</b>	<b>(678,794.00)</b>	<b>(678,794.00)</b>
<b>Grand Total</b>	<b>(65,728,911.00)</b>	<b>(96,699,826.00)</b>	<b>(84,965,331.00)</b>	<b>(67,031,622.00)</b>	<b>(67,263,975.00)</b>	<b>(67,455,138.00)</b>	<b>(67,455,138.00)</b>

NOTE: One or more accounts may not be printed due to Account Table restrictions.

2013 Budget

2013 Orleans County Capital Budget

Department		Cost	Revenue	Net County Cost
<b>Computer Services</b>				
Year	Priority			
2013				
	1	Fire Suppression System	\$ 7,400 \$ -	\$ 7,400
	2	Wireless Access Point Management	\$ 5,000 \$ -	\$ 5,000
	3	PSB Door Controller System	\$ 9,265 \$ -	\$ 9,265
			\$ 21,665 \$ -	\$ 21,665
<b>Sheriff</b>				
Year	Priority			
2013				
	1	Fleet Maintenance	\$ 87,500 \$ -	\$ 87,500
			\$ 87,500 \$ -	\$ 87,500
<b>Emergency Management</b>				
Year	Priority			
2013				
	1	Orleans 1 Lease	\$ 6,339 \$ -	\$ 6,339
			\$ 6,339 \$ -	\$ 6,339
<b>Weights and Measures</b>				
Year	Priority			
2013				
	1	New 1/2 ton pickup	\$ 22,000 \$ -	\$ 22,000
			\$ 22,000 \$ -	\$ 22,000
<b>Buildings and Grounds</b>				
Year	Priority			
2013				
		Mitel Voicemail Replacement - Route 31 Campus	\$ 35,000 \$ -	\$ 35,000
		Seal and Pave Parking Lots	\$ 25,000 \$ -	\$ 25,000
			\$ 60,000 \$ -	\$ 60,000
<b>Highway</b>				
Year	Priority			
2013				
	1	Rebuild and Resurface Roads	\$ 1,070,000 \$ 1,070,000	\$ -
		True and Level, Patch and Seal County Roads	\$ 50,000 \$ -	\$ 50,000
		Replace Sander	\$ 8,000 \$ 500	\$ 7,500
			\$ 1,128,000 \$ 1,070,500	\$ 57,500
<b>2013 GRAND TOTAL</b>			\$ 1,825,504 \$ 1,070,500	\$ 255,004

ORLEANS COUNTY STATEMENT OF LONG TERM DEBT AS OF DECEMBER 2012

TYPE	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT	YTD 2013 PRINCIPAL	INTEREST
<b>SERIAL BONDS:</b>						
<b>GENERAL FUND DEBT</b>						
Refunded Bonds Public Safety A & B Fire Tower & Court House Square	12/29/2010	04/01/2020	2.00%	\$6,205,000.00	\$690,000.00	\$58,800.04
511/515/516 MANG. RADIC	07/15/2007	01/15/2017	4.38%	\$2,753,000.00	\$50,300.00	\$1,223.76
<b>GRAND TOTALS</b>				\$8,958,000.00	\$740,300.00	\$60,023.80
<b>NURSING HOME LONG TERM DEBT</b>						
Refunded Bonds Home Care	12/29/2010	04/1/2024	2.00%	\$300,000.00	\$195,000.00	\$4,450.00
HOME RECONSTRUCTION	04/15/2006	10/15/2026	4.125%	\$7,180,000.00	\$815,000.00	\$25,159.38
HOME RECONSTRUCTION	08/13/2007	04/15/2026	4.375%	\$820,000.00	\$15,300.00	\$5,726.88
<b>GRAND TOTALS</b>				\$8,300,000.00	\$825,300.00	\$35,336.26
<b>LEASING - ENERGY PERFORMANCE</b>						
Energy Performance Contract All Buildings				-	\$35,300.00	-
<b>TOTAL</b>				-	\$860,600.00	-
<b>GRAND TOTAL-ALL FUNDS</b>				\$10,780,000	\$1,020,000.00	\$95,360.06
<b>CONSTITUTIONAL TAX MARGIN</b>						
CONSTITUTIONAL TAX MARGIN				\$10,886,146		
CONSTITUTIONAL TAX LIMIT				\$23,908,812		
CONSTITUTIONAL DEBT LIMIT				\$11,228,456		



2013 Budget

NYS - Real Property System  
 County of Orleans

Assessor's Report - 2012 - Prior Year File  
 S495 Exemption Impact Report  
 County Summary

RPS221/04/L001  
 Date/Time - 10/30/2012 10:39:22  
 Total Assessed Value 2,014,619,652

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
12100	NYS - GENERALLY	RPTL 404(1)	69	40,510,980	2.01
13100	CO - GENERALLY	RPTL 406(1)	17	8,180,600	0.41
13500	TOWN - GENERALLY	RPTL 408(1)	51	5,273,800	0.26
13510	TOWN - CEMETERY LAND	RPTL 446	45	1,070,300	0.05
13650	VG - GENERALLY	RPTL 406(1)	82	12,452,110	0.62
13660	VG - CEMETERY LAND	RPTL 446	3	581,400	0.03
13740	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	15	25,011,130	1.24
13742	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	6	3,529,451	0.18
13800	SCHOOL DISTRICT	RPTL 408	29	62,219,380	3.09
13810	SPEC DIST - DRAINAGE IMPROVEMENT	E C L 15-1909(4)	21	273,400	0.01
14100	USA - GENERALLY	RPTL 400(1)	8	13,253,300	0.66
18020	MUNICIPAL INDUSTRIAL DEV AGENCY	RPTL 412-a	57	22,734,447	1.13
18130	UDC OWNED HOUSING PROJECT	M C K UCON L 6272	2	1,941,500	0.10
21600	RES OF CLERGY - RELIG CORP OWNER	RPTL 462	14	1,333,500	0.07
25110	NONPROF CORP - RELIG(CONST PROT)	RPTL 420-a	111	22,917,700	1.14
25120	NONPROF CORP - EDUC(CONST PROT)	RPTL 420-a	7	2,574,300	0.13
25130	NONPROF CORP - CHAR (CONST PROT)	RPTL 420-a	10	1,705,800	0.08
25210	NONPROF CORP - HOSPITAL	RPTL 420-a	9	12,657,000	0.63
25300	NONPROF CORP - SPECIFIED USES	RPTL 420-b	29	4,132,244	0.21
26050	AGRICULTURAL SOCIETY	RPTL 450	1	527,200	0.03
26100	VETERANS ORGANIZATION	RPTL 452	10	1,166,000	0.06
26250	HISTORICAL SOCIETY	RPTL 444	6	549,100	0.03
26400	INC VOLUNTEER FIRE CO OR DEPT	RPTL 464(2)	24	3,101,600	0.15
27350	PRIVATELY OWNED CEMETERY LAND	RPTL 446	18	447,400	0.02
32301	NYS LAND TAXABLE FOR SCHOOL ONLY	RPTL 536	1	458,900	0.02
41101	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	8	19,400	0.00
41102	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	1	12,000	0.00
41111	VET PRO RATA: FULL VALUE ASSMT	RPTL 458(5)	1	16,905	0.00
41121	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	793	8,575,550	0.43
41122	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	153	1,596,650	0.08
41131	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	791	13,917,283	0.69
41132	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	134	2,379,884	0.12
41141	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	276	5,638,438	0.28

Equalized Total Assessed Value 2,014,619,652



NYS - Real Property System  
County of Orleans

Assessor's Report - 2012 - Prior Year File  
\$495 Exemption Impact Report  
County Summary

RP5221/04/L001  
Date/Time - 10/30/2012 10:39:22  
Total Assessed Value 2,014,619,652

Equalized Total Assessed Value 2,014,619,652

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
41142	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	51	1,104,575	0.05
41151	COLD WAR VETERANS (10%)	RPTL 458-b	65	251,668	0.01
41152	COLD WAR VETERANS (10%)	RPTL 458-b	24	92,800	0.00
41171	COLD WAR VETERANS (DISABLED)	RPTL 458-b	2	40,000	0.00
41172	COLD WAR VETERANS (DISABLED)	RPTL 458-b	6	76,338	0.00
41300	PARAPLEGIC VETS	RPTL 458(3)	2	335,600	0.02
41400	CLERGY	RPTL 460	15	22,500	0.00
41700	AGRICULTURAL BUILDING	RPTL 483	110	13,595,955	0.67
41720	AGRICULTURAL DISTRICT	AG-MKTS L 305	1,449	39,595,118	1.97
41730	AGRIC LAND-INDIV NOT IN AG DIST	AG MKTS L 306	446	9,979,690	0.50
41750	AG LAND ELIGIBLE FOR AG ASSMT	AG-MKTS 305(7)	1	18,200	0.00
41800	PERSONS AGE 65 OR OVER	RPTL 467	102	3,163,463	0.16
41801	PERSONS AGE 65 OR OVER	HP/L 467	101	1,894,113	0.09
41802	PERSONS AGE 65 OR OVER	RPTL 467	151	3,468,997	0.17
41805	PERSONS AGE 65 OR OVER	RPTL 467	5	190,781	0.01
41932	DISABILITIES AND LIMITED INCOMES	RPTL 459-c	4	64,605	0.00
41965	HISTORIC PROPERTY	RPTL 444-a	3	136,500	0.01
41980	LOW OR MODERATE INCOME HOUSING	RPTL 421-e	3	1,806,000	0.09
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	30	288,438	0.01
42120	TEMPORARY GREENHOUSES	RPTL 483-c	5	81,580	0.00
42130	FARM OR FOOD PROCESSING LABOR CAMPS	RPTL 483-d	33	1,566,523	0.08
44212	HOME IMPROVEMENTS	RPTL 421-f	3	86,900	0.00
47460	FOREST LAND CERTD AFTER 8/74	RPTL 480-a	5	218,720	0.01
47610	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	18	574,141	0.03
47611	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	9	1,649,609	0.08
47615	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	6	625,713	0.03
47670	PROPERTY IMPRVMT IN EMPIRE ZONE	RPTL 485-e	8	38,208,244	1.90
49500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	2	5,500	0.00

2013 Budget

NYS - Real Property System  
County of Orleans

Assessor's Report - 2012 - Prior Year File  
\$495 Exemption Impact Report  
County Summary

RPS221/04/L001  
Date/Time - 10/30/2012 10:39:22  
Total Assessed Value 2,014,619,652

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
50000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	49	2,613,267	0.13
<b>Total Exemptions Exclusive of System Exemptions:</b>					
			5,461	399,900,951	19.85
<b>Total System Exemptions:</b>					
			49	2,613,267	0.13
<b>Totals:</b>					
			5,510	402,514,218	19.98

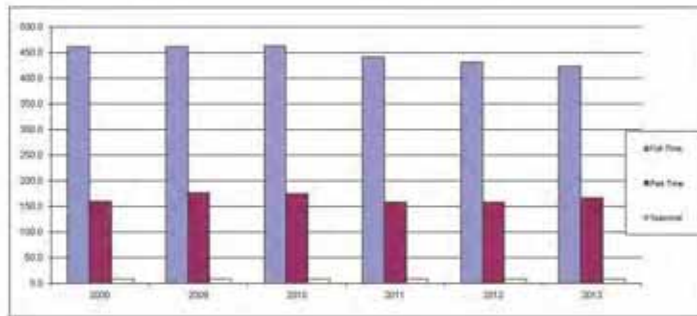
Equalized Total Assessed Value 2,014,619,652

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments in lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes: \_\_\_\_\_

Orleans County Position Count - 2013

DEPARTMENT	FULL-TIME						PART-TIME						SEASONAL					
	2009	2009	2010	2011	2012	2013	2009	2009	2010	2011	2012	2013	2009	2009	2010	2011	2012	2013
Legislative Board	7	7	7	7	7	7	0	0	0	0	0	0	0	0	0	0	0	0
Chief Administrative Officer	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
Chief of Legislative Board	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
County Attorney	4	4	4	4	4	4	3	3	3	3	3	3	3	3	3	3	3	3
Public Defender	0	0	0	0	0	0	4	4	4	4	4	4	4	4	4	4	4	4
Comptroller	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
County Treasurer	5	5	5	5	5	5	1	1	1	1	1	1	1	1	1	1	1	1
Budget Office	0	0	0	0	0	0	2	2	2	2	2	2	2	2	2	2	2	2
Real Property Tax Bureau	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2	2
County Clerk	12	12	12	11	11	11	0	0	0	0	0	0	0	0	0	0	0	0
County Administrator	0	0	0	0	0	0	8	8	8	8	8	8	8	8	8	8	8	8
Personnel & HR Services	3	3	3	3	3	3	1	1	1	1	1	1	1	1	1	1	1	1
Risk Management	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Board of Elections	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
Buildings & Grounds	17	18	18	18	18	18	2	1	1	1	1	1	1	1	1	1	1	1
Computer Services	5	5	5	5	5	5	0	0	0	0	0	0	0	0	0	0	0	0
Public Safety Training System	0	0	0	0	0	0	6	6	6	6	6	6	6	6	6	6	6	6
Board	33	32	32	33	32	32	8	8	8	8	8	8	8	8	8	8	8	8
Firefighters	14	14	14	14	14	14	0	0	0	0	0	0	0	0	0	0	0	0
Tax	38	38	38	38	38	38	12	12	12	12	12	12	12	12	12	12	12	12
Control of Dogs	1	1	1	1	1	1	2	2	2	2	2	2	2	2	2	2	2	2
Emergency Management	2	2	2	2	2	2	3	3	3	3	3	3	3	3	3	3	3	3
Public Health	35	35	35	32	32	31	4	4	4	4	4	4	4	4	4	4	4	4
Mental Health Services	35	35	35	35	31	23	2	4	4	4	4	4	4	4	4	4	4	4
Highway Administration	3	3	3	3	3	3	1	1	1	1	1	1	1	1	1	1	1	1
Highway	14	14	14	14	12	12	0	0	0	0	0	0	0	0	0	0	0	0
Highway Maintenance	3	3	3	3	3	3	0	0	0	0	0	0	0	0	0	0	0	0
Port Fees	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Social Services	87	85	85	85	84	84	4	3	3	4	4	4	4	4	4	4	4	4
County Housing Home	102	102	102	102	102	101	61	72	72	69	69	69	69	69	69	69	69	69
Tax Development Agency	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
Telecom	2	2	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
Weights & Measures	1	1	1	1	1	1	0	0	0	0	0	0	0	0	0	0	0	0
Office for the Aging	10	10	10	11	7	6	9	9	9	7	7	7	7	7	7	7	7	7
Mass Fish	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Youth Services	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0
Historic	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Planning & Development	3	3	3	3	2	2	1	1	1	0	1	1	1	1	1	1	1	1
Out-County Warranted	0	0	0	0	0	0	1	1	1	1	1	1	1	1	1	1	1	1
Home Assistance	2	2	2	2	2	2	0	0	0	1	1	1	1	1	1	1	1	1
Care Victims	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1
Record Management	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Totals</b>	<b>461</b>	<b>461</b>	<b>463</b>	<b>442</b>	<b>431</b>	<b>423</b>	<b>160</b>	<b>170</b>	<b>175</b>	<b>158</b>	<b>156</b>	<b>156</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>



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**PROCEEDINGS**  
**of the**  
**LEGISLATURE**  
**of**  
**ORLEANS COUNTY**  
  
**2013**

Donald J. Allport  
George R. Bower  
David B. Callard  
William H. Eick  
Lynne M. Johnson  
Henry Smith, Jr.  
Kenneth E. Rush

Member at Large  
Member at Large  
Member at Large  
District No. 1  
District No. 2  
District No. 3  
District No. 4

David B. Callard  
George R. Bower  
Charles H. Nesbitt, Jr.  
Nadine P. Hanlon  
Onnalee C. O'Connor

Chairman  
Vice-Chairman  
Chief Administrative Officer  
Clerk of Legislature  
Deputy Clerk of the Legislature

By Order  
of the  
Legislature

COUNTY OF ORLEANS)

ss:

STATE OF NEW YORK)

I hereby certify that the following Proceedings of the Legislature of Orleans County by the authority of said Legislature are a true statement of the record of such proceedings as filed in this office.

Nadine P. Hanlon  
Clerk of the Legislature



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### **2012-2013 Orleans County Legislature**

**FRONT ROW:** David B. Callard, Chairman, At Large - West; George R. Bower, At Large - East

**BACK ROW:** Charles H. Nesbitt, Jr., Chief Administrative Officer; David C. Schubel, County Attorney; Kenneth E. Rush, District 4; Lynne M. Johnson, District 2; William H. Eick, District 1; Donald J. Allport, At Large - Central; Henry Smith, Jr., District 3

### ***County Officials of Orleans County for 2013***

Aging, Office for the, Director  
 Assistant Director  
 Budget Officer  
 Deputy Budget Officer  
 Chief Administrative Officer  
 Clerk of the Legislature  
 Deputy Clerk of the Legislature  
 Computer Services, Director  
  
 Coroner, Chief  
 Coroners  
  
 County Attorney  
 Assistant County Attorney

Melissa Blanar  
 Pam Canham  
 Charles H. Nesbitt Jr.  
 Susan M. Heard  
 Charles H. Nesbitt, Jr.  
 Nadine P. Hanlon  
 Onnalee C. O'Connor  
 Charles R. Kinsey, Retired 7/2013  
 Bud Thompson  
 Scott M. Schmidt, CFSP  
 Joseph T. Fuller  
 Charles Smith, RN  
 David C. Schubel  
 John C. Gavenda  
 James D. Bell



County Clerk	Karen Lake-Maynard
Deputy County Clerk	Diane L. Shampine
Deputy County Clerk – DMV	Susan K. Rustay
Development, Industrial/Economic	James Whipple
District Attorney	Joseph V. Cardone
1 <sup>st</sup> Assistant District Attorney	Susan Silleman
2 <sup>nd</sup> Assistant District Attorney	Katherine Kersch-Bogan
3 <sup>rd</sup> Assistant District Attorney	John Sansone
Election Commissioners	Dennis J. Piedimonte (R)
	Janice Grabowski (D)
Deputy Commissioners	Clara Martin (R)
	Eileen Aina (D)
Emergency Management, Director	Paul W. Wagner
Health, Director	Paul A. Pettit
Highway Superintendent	Gerald R. Gray
Deputy Highway Superintendent	Michael Cliff
Buildings and Grounds Assist. Super.	James J. Noreck
Historian	C. W. Lattin
Housing Assistance, Director	Sheila M. Allport
Job Development, Director	Carol N. Miller
Mental Health Services, Director	James F. Graziano, Retired May 2013
	Mark O'Brien
Nursing Home, Administrator	William Gillick
Personnel and Self Insurance, Director	John C. Welch, Jr.
Planning and Development, Director	Wayne Hale, Jr.
Probation, Director	Luci Taylor-Welch
Public Defender	Sanford A. Church
1 <sup>st</sup> Assistant Public Defender	Patricia Pope
2 <sup>nd</sup> Assistant Public Defender	Dominic Saraceno
3 <sup>rd</sup> Assistant Public Defender	Nathan D. Pace
Real Property Tax, Director	Dawn M. Allen
Records Management Officer	Charles H. Nesbitt, Jr.
Sheriff	Scott D. Hess
Undersheriff	Steven D. Smith
Chief Deputy	Thomas L. Drennan
Jail Superintendent	Scott Wilson
Social Services, Commissioner	Thomas Kuryla
Tourism, Director	Wayne Hale, Jr.
Treasurer	Susan M. Heard
Deputy Treasurer	Roxie J. Basinait
Veterans, Director	Paul F. Fulcomer
Weights and Measures, Director	Craig D. Lape
Youth Bureau, Director	Jocelyn Sikorski

## LEGISLATIVE STANDING COMMITTEES-2013

### LEGISLATIVE

#### **Callard, Bower**

Chief Administrative Officer  
Clerk of Legislature  
County Attorney  
Historian  
Emergency Management  
Employee Assistance Program  
Fire Advisory Board  
Off Track Betting  
Safety Committee

### PUBLIC SAFETY

#### **Bower, Johnson, Callard**

District Attorney  
Probation  
Public Defender  
Sheriff  
Courts  
Emergency Medical Services  
Stop DWI

### HEALTH

#### **Eick, Rush, Callard**

Mental Health  
Nursing Home  
Public Health  
ARC

### ELECTIONS

#### **Eick, Smith, Callard**

Board of Elections

### EDA

#### **Bower, Rush, Callard**

### LDC

#### **Allport, Smith, Callard**

### ADMINISTRATION & FINANCE

#### **Johnson, Bower, Callard**

Budget Officer  
Computer Services  
County Clerk  
Personnel & Self-Insurance  
Records Management  
Real Property Tax Services  
Treasurer  
Education (Community Colleges,  
Medical Scholarship, Libraries)

### HOME & COMMUNITY SERVICES

#### **Rush, Eick, Callard**

Planning & Development  
Soil and Water Conservation  
Solid Waste  
Tourism  
Cooperative Extension  
Gen/F. Lakes Regional Planning Council  
Go Art!  
Orleans Sportsman Federation  
Parks

### ECONOMIC ASSISTANCE & OPPORTUNITY

#### **Smith, Allport, Callard**

Housing - Section 8  
Job Development Agency  
Office for the Aging  
Social Services  
Veterans Service Agency  
Youth Board

### HIGHWAY

#### **Allport, Smith, Callard**

Buildings & Grounds  
Highway  
Weights & Measures  
Genesee Transportation Council  
RGRTA - Rochester Genesee Regional  
Transportation Authority

## LEGISLATURE MEETING

January 9, 2013

---

Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Genesee Community College, Albion Campus, will be holding their second Annual Coffee at the college series on January 17, 2013 from 8–9 a.m. at 456 West Avenue. There will be a 20 minute presentation on new academic programs, their new facilities master plan, workforce training initiative and other news. Orleans County Chamber of Commerce Legislative Luncheon is scheduled for Friday, January 25, 2013 at the Village Inn from 11:30 a.m. through 2:00 p.m. The public is welcome.

Treasurer Heard stated she did not have a report because December financials have not been completed in her office.

During open discussion, Paul Lauricella, Yates, announced that the Albion Police Department received an Agenda 21 type grant on sustainable transportation. He does not believe that they are aware of this. He distributed Agenda 21 informational videos to the Legislators. Mr. Lauricella indicated that there were questions unanswered concerning Resolution No. 448-1212, setting up funds for economic development. He said that he hears how dire things are and how positions and department spending needs to be cut but then money is found to help with economic development; which sounds like a duplicate program. He wanted to know who Keppler is and where this site is; he heard that name mentioned at the last meeting. He questioned who the players are. Chairman Callard stated that the board will be discussing this resolution later in this meeting and will be able to answer more questions when that resolution is brought off the table.

Allen Lofthouse, Kendall, stated he agreed with Paul's comments. Mr. Lofthouse, referenced Resolution No. 392 (11/28/12) concerning sending Mental Health clients to Genesee County. He stated that he usually agrees in cutting programs and staff, and expenses but with the recent happenings

with the mental unstableness of people, that this board should revisit this resolution before the board has egg on their face. He suggested taking the recent economic development funding, of which those people could possibly afford their own economic development money, and put funding back into this Mental Health program. This may prevent a mental health person from doing something awful.

Legislator Allport responded to Mr. Lofthouses's comments about the Orleans County Mental Health Program. He explained in detail that this program involved about thirty-five people who were consumed by other programs at Mental Health, or GCASA. These cuts were argued with the State by the Mental Health Director, Mr. Graziano and this Legislative body. The cuts that Albany was proposing to these programs would hurt counties of our size. Genesee County has approximately 80 people, which is the size the State indicated can sustain this type of Mental Health Program and they will continue to fund it. As discussed at the last ARC of Orleans Board meeting, eight people were introduced to their programs which appeared to be a good fit for them. The people who need this help are still getting the help. Funding is being cut across the board and this was a decision that needed to be made so the taxpayers did not have to face this burden. The ARC will continue to closely monitor this along with our Mental Health Department on how this transition is going.

Legislator Allport thanked the investigators at Social Services, the District Attorney's Office, the Sheriff's Department, and the local Police Departments concerning the 2012 numbers on fraud in our Social Services Department, which is up from 2011 and reflects our positive commitment in fighting this issue. He stated that roughly \$1.6 million was stopped from being paid out in services, which is called Cost Avoidance, because of the investigations done prior to them being put into the system. Also, \$85,000 was recovered, which is up from \$8,500 from the previous year and seventy-three people prosecuted for fraud. Chairman Callard stated he would like to applaud their efforts and added that he is very pleased with the progress that is being made.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Rush. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 1-113**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	2621-2729	\$418,417.84
Highway	113-115; 221-230	\$68,575.02
Nursing Home	1173-1181; 25643-25663	\$133,151.02
Job Development	1126-1129	\$476.64
Self Insurance	1017-1018, 51418-51419; 51421-51422	\$4,034.31

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 2-113**

**SETTING LEGISLATURE MEETING SCHEDULE FOR 2013**

RESOLVED, that the regular meetings of the Orleans County Legislature will be held on the second and fourth Wednesday of each month at 4:30 PM at the Orleans County Legislative Chambers with exceptions; and be it

FURTHER RESOLVED, that one regular meeting will be held in the months of July and August, on the fourth Wednesday of each month, therefore no meeting will be held on the second Wednesday of these months; and be it

FURTHER RESOLVED, that one regular meeting will be held in the months of November and December, on the second Wednesday of each month, therefore no meeting will be held on the fourth Wednesday of these months; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one hour prior to the scheduled conference session unless otherwise posted.

Moved, Bower; second, Eick,  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 3-113**

**APPOINTING MEMBER TO THE SOIL AND WATER DISTRICT BOARD**

RESOLVED, that this Legislature approves the following appointment to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
Edward Morgan	At Large Non Farmer	1/1/2013-12/31/2015

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 4-113**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Mental Health Department for the 2013 calendar year:

DocuTrac, Inc., 20140 Scholar Dr., Suite 218, Hagerstown, MD 21742, providing renewal for software maintenance and support for the QuikDoc Enterprise Edition, which is computer software utilized by the Department of Mental Health for the client electronic health record at a cost of \$5,754. County cost is \$403.

Accumedic Computer Systems, Inc., 11 Grace Ave., Suite 401, Great Neck, NY 11021, providing software maintenance and support for computer software utilized by the department for electronic client billing and scheduling at a cost of \$8,120.70. County cost is \$568.50.

Moved Eick, second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 5-113**

#### **APPROVING AGREEMENT WITH MICHAEL R. WATERHOUSE FOR TOURISM COORDINATOR SERVICES**

RESOLVED, that this Legislature approves an independent agreement with Michael R. Waterhouse of Albion, NY for the provision of sportfishing coordinator services in the Planning and Tourism Department at a cost not to exceed \$19,070; said agreement to be in effect from January 1, 2013 to December 31, 2013, no change from 2012.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 6-113**

#### **AUTHORIZING FILLING A VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature hereby authorizes filling a vacant Keyboard Specialist position (6010.0703) in the Department of Social Services at Grade 7 of the CSEA Salary Schedule effective January 10, 2013.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 7-113**

**AUTHORIZING ABOLISHING, CREATING AND FILLING A POSITION IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby abolish the position of full-time Staff Development Coordinator position in the Department of Social Services effective December 30, 2012; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Staff Development Coordinator position (up to 20 hours/week at the discretion of the Commissioner of Social Services) in the Department of Social Services effective January 10, 2013 at up to Grade 3, Step 9 of the Management Salary Schedule.

FURTHER RESOLVED, the Legislature authorizes the filling of this newly created, vacant position, effective January 10, 2013.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 8-113**

**AUTHORIZING THE CONTINUATION OF A CORONER'S PHYSICIAN FOR ORLEANS COUNTY**

WHEREAS, Resolution No. 454-1210 created the position of Coroner's Physician as a result of our three elected coroners not being duly licensed practicing physicians in New York State; now, be it



RESOLVED, that this Legislature authorizes the continuation of the appointment of Thomas Madejski, MD as the Coroner’s Physician in Orleans County at an annualized salary as set forth below:

January 1, 2013 – June 30, 2013	\$ 3,030
July 1, 2013 – December 31, 2013	3,060
January 1, 2014 – June 30, 2014	3,091
July 1, 2014 – December 31, 2014	3,122

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 9-113**

**GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND WATER SYSTEMS**

RESOLVED, that all real property owned by the Villages of Holley, Albion, Medina and Lyndonville located outside their respective corporate limits and used as sewage disposal plants or systems, including necessary connections and appurtenances or used as a water plant, pumping station, water treatment plant or reservoir, including necessary connections and appurtenances, shall be wholly exempt from County taxation for the year 2013 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 10-113**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
----------------------	-------------------	------------------------

Paul Hendel 3145 North Main St. Road Holley, New York 14470	At-Large East	12-31-15
Darryl Sanford 13608 Miller Road Albion, New York 14411	At-Large Central	12-31-15
Theobert (Tibbs) Ahlberg 2581 Eagle Harbor Road Albion, New York 14411	At-Large Central (Alternate)	12-31-15
Brian Napoli 3337 Fruit Avenue Medina, New York 14103	At-Large West	12-31-15
Jean Benson 3107 North Gravel Road Medina, New York 14103	At-Large West (Alternate)	12-31-15
Daniel Strong 1150 Sawyer Road Kent, New York 14477	Town of Albion	12-31-15
Thomas Keeler 12931 Pask Road Albion, New York 14411	Town of Barre	12-31-15
Kirk Mathes 4655 Mathes Road Holley, New York 14470	Town of Barre (Alternate)	12-31-15
Ronald Vendetti 26 Park Place Holley, New York 14470	Village of Holley	12-31-15
Monica Seeler 53 South Main Street Holley, New York 14470	Village of Holley (Alternate)	12-31-15

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 11-113**

**AUTHORIZING THE CONTINUATION OF THE CONTINUITY OF GOVERNMENT ADVISORY COMMITTEE FOR ORLEANS COUNTY**

WHEREAS, Resolution No. 323-808 authorized the establishment of a Continuity of Government Advisory Committee to create a Continuity of Operations Plan (COOP) to ensure the continued performance of essential functions and services when normal, standard operations become overwhelmed, regardless of the emergency; therefore be it

RESOLVED, that this Legislature re-authorizes the continuation of the Continuity of Government Advisory Committee as established and will be subject to reauthorization at the end of calendar year 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 12-113**

**AUTHORIZING SETTING UP NEW MONEY AND PAYMENT FOR LEGAL SERVICES IN EMERGENCY MANAGEMENT BUDGET**

RESOLVED, this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

<u>Revenue</u>		
A1590	Radio-911 Communications	\$16,195.68
<u>Appropriations</u>		
A3640.418	Other Contractual	\$16,195.68

and be it,

FURTHER RESOLVED, that this Legislature authorizes the payment to Shulman, Rodgers, Gandal, Porty & Ecker, P.A. in the amount of \$16,195.68 for legal services provided in the settlement with

Sprint/Nextel and EF Johnson; to be paid from 3640.418 Other Contractual.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 13-113**

#### **APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Villages of Orleans Health and Rehabilitation Center:

Health Systems Services, 6867 Williams Rd., Niagara Falls, NY 14304, for Medicare Part B Supplies for residents effective January 1, 2013 through December 31, 2014, and shall be renewed automatically for successive terms of one (1) year, contract shall not exceed past December 31, 2017. County Cost is \$0.

Summit Health Care Solutions, 1325 Millersport Hwy, Suite 100, Buffalo, NY, 14221, effective January 1, 2013 through December 31, 2014, for Medicaid Application Processing on behalf of the residents at The Villages, in the amount of \$1,750 per client.

Lisa Misiti, CSW, 10894 Ryan Rd., Medina, NY 14103, for Social Work consulting services in accordance with New York State Nursing Home regulations, at a rate of \$46 per hour, not to exceed 12 hours per month with a yearly cost not to exceed \$6,624 for the period January 1, 2013 through December 31, 2014; and contract option of a one year renewal, not to exceed past December 31, 2015.

Morrison Senior Living, 5801 Peachtree Dunwoody Dr, Atlanta, GA 30342 for Dining and Environmental Services, effective January 1, 2013 through December 31, 2014 at a cost of \$44,188.29, \$2.9% increase per

CPI; subject to review and approval of County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 14-113**

#### **APPROVING AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND HEALTH ECONOMICS GROUP INC**

RESOLVED, that this Legislature does hereby approve an agreement between the County of Orleans and Health Economics Group, Inc, 1050 University Ave, Ste A, Rochester, NY 14607 for the provision of a Flexible Benefits Program with an increase in cost from \$2.50 per month per participant to \$3.00 per month for the plan years of 2013 through 2015; an additional \$2.50 per month per participant for the Health Savings Account (HSA) debit card, a \$200 set up fee for Health Savings Account and an enrollment fee of \$100 will be charged for the plan years 2014 and 2015 for each plan.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 15-113**

#### **APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE MANAGEMENT BOARD**

RESOLVED, that this Legislature re-appointments the following Orleans County residents to the Fish and Wildlife Management Act Board, with their terms ending December 31, 2014:

Scott Hazel	Landowner Representative
Harold Hazel	Alternate Landowner Representative

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 16-113**

**SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 2013 REGARDING SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS**

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled “A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM”; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 23<sup>rd</sup> day of January 2013 at 4:25 p.m. at the Orleans County Legislature, 3 S. Main St., Suite 2, Albion, New York.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 17-113**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND UGI ENERGY SERVICES, INC.**

RESOLVED, that this Legislature does hereby approve an agreement between Orleans County and UGI Energy Services, Inc, 1100 Berkshire Blvd, Suite #205, Wyomissing PA19610 for the purchases of natural gas supplies for all Orleans County Buildings at the discounted rate of \$.099 per DTH effective January 1, 2013 through December 31, 2013, a savings of \$.026 per DTH. Ref# 00019801-25095, confirmation agreement.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 18-113**

**AUTHORIZING FILLING A VACANCY IN THE ORLEANS COUNTY  
JAIL**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Correction Officer (3150.11) at the Orleans County Jail at grade 5 of the Orleans County Sheriff Employees Association (OCSEA) Salary Schedule, effective January 10, 2013.

Moved Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 19-113**

**AUTHORIZING THE TREASURER TO APPROVE REAL PROPERTY  
TAX REFUNDS**

WHEREAS, the New York State Real Property Tax Law, Section 556, provides an administrative correction of error process to assist the property owner in obtaining real property tax refunds caused by certain clerical errors, unlawful entries and errors in essential fact; and

WHEREAS, Real Property Tax Law, Section 554 provides that the tax levying body may delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law, Section 556; and

WHEREAS, the Administration and Finance Committee does recommend that the Treasurer be delegated to perform said duties; now therefore be it

RESOLVED, that the Orleans County Treasurer be and hereby is authorized and directed to carry out the requirements of Section 556 of the Real Property Tax Law, effective immediately where the Real Property Tax Director has recommended a refund and said refund is two-thousand five hundred dollars or less; and be it

FURTHER RESOLVED, that on the fifteenth day of each month, the Orleans County Treasurer shall submit a report to the Orleans County Legislature of the refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the refund and the amount of refund and when no refunds are given no report will be issued.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 20-113**

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY [COIDA] FOR THE YEAR 2013**

WHEREAS, it is in the best interest of the County that the many advantages of Orleans County be publicized to those who may be interested in establishing, maintaining, or expanding business and industry in the County of Orleans, in order to create new jobs and keep a healthy economy; and

WHEREAS, equally as important, is the ability to retain within the county the jobs already located here; and

WHEREAS, among the most important tasks facing New York State are the need to increase jobs and encourage higher levels of private capital investment in business and industry, thereby improving the general prosperity and economic welfare of the people of New York State and its constituent municipalities; and

WHEREAS, the County recognizes that the Agency is a community-wide organization with the expertise and capacity to improve the general prosperity and economic welfare to the people of the County; and



WHEREAS, the purpose of this Agreement is to carry out in a legal and proper manner the provisions of Section 852 of the General Municipal Law of the State of New York, which section does authorize the County to appropriate funds for the purpose of encouraging industrial development within the County; and

WHEREAS, New York State Public Officers Law Section 18 states that a county legislative body may provide for the defense and indemnification of the officers and employees of a public entity and additional indemnification of said Agency may be contracted in return for services; and

WHEREAS, the County has, by Resolution adopted by the Orleans County Legislature, authorized the execution of this contract and the indemnification agreement herein between the County and the Agency; now, therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign an agreement with the County of Orleans Industrial Development Agency [COIDA] to provide the services as set forth in the agreement at an annual cost of \$150,000, to be paid in quarterly payments of \$37,500.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 21-113**

#### **APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services:

Angels in Your Home, Hilton, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2013 through December 31, 2013 at rates set by NYS Department of Health. County cost is \$0.

Angels in Your Home, Hilton, NY for the provision of Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2013 through December 31, 2013 at rates set by the New York State Department of Health. County cost is \$0.

Orleans County Office for the Aging, Albion, NY for the provision of assisting select public assistance clients in applying for SSI; to be effective January 1, 2013 through December 31, 2013 at a cost of \$5,000. County cost is dependent upon program for which the client is eligible.

Orleans County Office for the Aging, Albion, NY for the provision of the PERS program to eligible Medicaid recipients; to be effective January 1, 2013 through December 31, 2013 at a cost of \$31 per client per month. County cost is 25%.

Pathstone Corporation, Rochester, NY for the provision of housing at a safe dwelling to victims of domestic violence who are eligible for DSS payment of these services; to be effective January 1, 2013 through December 31, 2013. Rates are established by NYS Office of Children & Family Services.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 22-112**

### **AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY ATTORNEY**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services for the Orleans County Attorney, at an annual cost of \$18,315; said amount to be paid in equal monthly installments of \$1,526.25, upon the submission of a county voucher at the end of each month; agreement effective for the 2013 calendar year.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 23-113**

Ellen Foster, RD of 33 Willmont St., Rochester, NY to provide dietician services for Orleans County residents age 60 and older from January 1, 2013 to December 31, 2013 at a cost of \$13,175. County cost is \$597.

Community Action of Orleans and Genesee County, Inc 409-411 E. State St., Albion, NY to provide mostly in and out of county medical transportation services for Orleans County residents age 60 and older from January 1, 2013 to December 31, 2013 at a cost of \$22,000. County cost is \$2,559.

Tender Loving Family Care, Inc. 97 West Ave., Brockport NY 14420 to provide housekeeping and personal care services to Orleans County seniors at a sliding scale from January 1, 2013 to December 31, 2013 at a cost not to exceed \$20,000. County Cost is \$5,000. At the rate of \$19.18 per hour for Housekeeping service; \$21.88 for personal care services and Supervision at the rate of \$64.46 per hour; at county cost of 25% of hourly rate; subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 24-113**

**AUTHORIZING OFFICE FOR THE AGING TO APPLY FOR 2013 ANNUAL IMPLEMENTATION PLAN GRANT**

RESOLVED, that the Office for the Aging is authorized to apply for the New York State Office for the Aging Annual Implementation Plan grant, in the amount of \$1,130,454. County Cost is \$100,520.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 25-113**

APPROVING A RENEWAL GRANT AGREEMENT BETWEEN ORLEANS COUNTY OFFICE FOR THE AGING AND NEW YORK STATE OFFICE FOR THE AGING (NYSOFA)

RESOLVED, that this Legislature approves a grant renewal agreement from New York State Office for the Aging, 2 Empire State Plaza, Albany, NY 12223-1251 for \$43,289 to run from October 1, 2012 to September 30, 2013 for the support of local program delivery and enhancement of the essential components of NY Connects, which include Information and Assistance (including screenings), Public Education and local Long Term Care Councils. County Cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 26-113**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF MEDINA FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Medina for the fiscal years of 2012 subject to the review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$50,000 per year to the Village of Medina with such payments to the municipality in an amount commensurate with the participation for 2012.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 27-113**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature authorizes the Out-of-State travel request by Margaret Wiley, BT Coordinator; to attend the “2013 MRC Leadership and Training Summit” at Loudon County, Virginia February 20 – February 22, 2013. All costs to be covered by NACCHO scholarship and BT grant.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to amend a proposal with Venesky & Company to prepare a newly required Medicaid Cost Report associated with the Preschool/School Supportive Health Services Program at an additional cost; seconded by Legislator Rush. Paul Pettit, Public Health Director, explained that this is another new unfunded mandate that was brought to the attention of the Public Health department in December of 2012. They were not provided guidance of what the involved scope of the report was until early December with a due date of December 31<sup>st</sup>. After a request being made, additional time was granted for early February to submit this report. This report will be a yearly required cost report. Some of the costs of this report will be reimbursed from the preschool program. The following resolution was adopted:

**RESOLUTION NO. 28A-113**

**APPROVING A PROPOSAL AMENDMENT WITH THE VENESKY & COMPANY COUNTYWIDE COST ALLOCATION AND SPACE OCCUPANCY REPORT**

WHEREAS, Resolution No. 438-1210 approved a proposal for Venesky & Company to prepare cost reports; now be it

RESOLVED, that this Legislature authorizes Venesky and

Company to prepare a newly required Medicaid Cost Report for the period covering October 1, 2011 through June 30, 2012, as required by New York State, for costs associated with the Preschool/School Supportive Health Services Program at an additional cost of \$7,500 to the approved proposal. County cost is 100%.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 28B-113**

#### **AUTHORIZING SALARY FOR PART-TIME VOTING MACHINE TECHNICIANS**

RESOLVED, that this Legislature authorizes the rate of pay for the part-time Voting Machine Technicians to be set at \$15.00 per hour for the calendar year 2013.

Moved, Eick; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard stated that at the last meeting a resolution was tabled for financial reasons. At this time it can automatically be removed from the table for board action today. We also had an amendment moved by Legislator Johnson and seconded by Legislator Rush. Legislator Johnson moved to withdraw her amendment and Legislator Rush rescinded his second. Legislator Eick moved an amended resolution, as presented; seconded by Legislator Johnson. Legislator Allport wanted it noted that this is not a duplicate service. These funds are being set aside for use by the EDA for potential businesses wanting to locate within our County. It can only be used for that purpose and only if the EDA provides a proper project plan to this board for the use of these funds for these businesses or site work done to sell the property to the business. Chairman Callard stated that this is open ended and is not set aside for any project. The Legislature would have to approve how the money will be distributed by resolution. Chairman Callard called for vote for the amendment to the original resolution. Motion Carried. The following resolution was adopted as amended:

## RESOLUTION NO. 29-113

### SETTING UP FUNDS IN THE PLANNING DEPARTMENT FOR THE PURPOSES OF ECONOMIC DEVELOPMENT

WHEREAS, the Orleans County Legislature feels an obligation to the citizens of Orleans County to make investments in the future of this county in order to provide economic opportunities for our citizens and their families; therefore be it

RESOLVED, that this Legislature authorizes the Treasurer to transfer 2012 funds into the Planning Department budget to further the goal of Economic Development as follows:

FROM:

A1990.435	Contingency	\$50,000
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TO:

A8020.418	Other Contractual Expenses	\$50,000
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and be it,

FURTHER RESOLVED, that these funds are not to be expended without express consent of this Legislature by resolution.

Moved Eick, seconded Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved into executive session at 5:08 p.m. for the discussion of acquisition sale or lease of property as allowed per Open Meetings Law Section 105 (h). Chairman Callard announced that no further business will take place.

Legislator Bower moved to reconvene the meeting from Executive Session at 5:41 p.m.; seconded by Legislator Allport. Motion Carried.

With no further business conducted, Legislator Bower moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:42 p.m.

## LEGISLATURE MEETING

January 23, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Legislator Eick, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Notice is hereby given that the Fiscal Affairs of the Orleans County Department of Social Services for the period beginning January 1, 2011 and ending on September 7, 2012 have been examined by the Office of the State Comptroller and that the Report of Examination prepared by the Office of the State Comptroller has been filed in my office where it is available as a public record for inspection by all interested persons, pursuant to Section 35 of the General Municipal Law. The Albion Strawberry Festival Committee, under the authority of the Village of Albion, is requesting permission to hold its annual festival on the Courthouse Lawn on June 7<sup>th</sup> and June 8<sup>th</sup>, 2013. Hours of operation will be 11 a.m. to 9 p.m. on Friday and 9 a.m. to 9 p.m. on Saturday. As in the past, the Courthouse grounds will be used for the same purposes which include arts and crafts and entertainment. The Board unanimously approved this request. A letter of approval will be sent also requesting the proper insurance to be submitted for such use of the grounds.

Legislator Johnson introduced Chuck Kinsey, President of the Employee Assistance Committee. He recognized a few who were present today who serve on the EAP committee: Jackie Tarricone (Highway); Mark O'Brien (Mental Health); Jack Welch (Personnel); Leslie Pfalzer (Royal Employer Services); Nadine Hanlon (Legislature) were introduced who serve on this committee and there are many others who are not here today. Mr. Kinsey explained that the EAP Committee is tasked to recognize Employees of the Month and then the Employee of the Year. He expressed that it is very important and a very special occasion when fellow county employees are recognized for not only their service to the citizens of the county but to recognize those that go above and beyond their call of duty. The EAP Committee receives nominations from fellow employees and department directors and then are reviewed and discussed by the committee and then a selection is made. Mr. Kinsey introduced the employees of the months for



2012: Heather Jackson (DSS), January; Onnalee O'Connor (Clerk of the Legislature), February; Bill Oliver (Dispatch), March; Tobey Corke (Highway), April; Paula Bensley (DSS), May; Richard Ferris (DA), June; Elizabeth Jubenville (DSS), July; Danielle Kickbush (DSS), August; Maxine Boyle (Public Health), September. They were applauded for achieving this honor and were thanked for their exemplary services. Mr. Kinsey asked Legislator Johnson to open the "secret envelope" to announce the Employee of the Year. Mr. Kinsey indicated that the nomination of our Employee of the Year described this person as pleasant and courteous with a smile, a true multi-tasker with excellent quality of work.

Legislator Johnson expressed that every one of our employees of the month are incredibly special to us. She announced Danielle Kickbush as Orleans County Employee of the Year for 2012 and was presented a plaque.

Chairman Callard opened the floor for public comment. Paul Lauricella, Yates, shared his concerns with the Soil and Water Sustainability program and said it is a classic Agenda 21. He stated that any farmer that participates in this program will be cutting his own throat. That it will eventually be going to the NYS DEC and then the Federal government in the end. The environment will trump this land use and the farmer will be the big loser. He said that Governor Cuomo has a lot of money for Agenda 21, but not for the use of our County. He also mentioned that President Obama has the most radical EPA in this country.

Allen Lofthouse, Kendall, asked if a Legislator is a liaison between Soil and Water and this Board, and if there is another stipend they receive. Chairman Callard indicated that there is not.

Daniel Schuth, Soil and Water, stated that he didn't realize that a use of a specific word would put him in a specific group or category. He explained that we are talking project work to help farmers and our community. Money sources that come from the State or Federal government are not secret. He stated we don't get money for keeping secrets; we get it from telling facts. Also adding that we take information back about what our farmers are doing to get funding. Mr. Schuth advised that the work that

goes on at Orleans County Soil and Water or in our Agricultural and Environmental project area is not allowed to fall under the FOIL laws.

Legislator Bower stated that he has been reading, with a lot of interest, the benefits of a regional IDA. He knows that Wyoming County has been talking with Genesee County concerning this. He thinks that that our county should do the same and do everything we can to bring industry to this county. He stated should take a look at it and he advised that he will try to get someone in to present some facts of the benefit of this to this Board.

Legislator Bower, in respect to Continuing Day Treatment, stated that he has sat on the Community Services Board for many years and understands this program. He said when the State cut the funds for this program, he looked into this. Legislator Bower thought that the decision that was made was based on conversations we all have had with people telling us to consolidate when the State no longer provides funding for programs. Orleans County was the first to consolidate our Youth Bureau and now recently our Public Health Department with Genesee County. Legislator Bower agrees that we need to look to consolidate these programs to make sure we can provide the same services. He is satisfied with what the decision was made. He further expressed that people write newspaper editorials when they really don't know the facts. In summary, Legislator Bower will follow up with the Continuing Day Treatment now through Genesee County and will report back on how this has been conducted.

The following resolutions were presented for adoption:

### **RESOLUTION NO. 30-113**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	2746-2912	\$460,714.73
Highway	116-120; 213-238	\$9,902.19
Nursing Home	1186-1193; 25664-25715	\$170,306.84
Job Development	1132-1134	\$11,993.02
Self Insurance	1020; 51423	\$58,879.25

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 31-113**

#### **APPROVING AGREEMENT WITH SOIL AND WATER CONSERVATION DISTRICT**

RESOLVED, that this Legislature authorizes the renewal agreement between the County of Orleans and the Orleans County Soil and Water Conservation District, Albion, NY, for the provision of services by “Soil and Water” for the calendar year 2013, at a cost of \$57,750 to be paid in quarterly payments of \$14,437.50.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 32-113**

#### **APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, the County of Orleans has appropriated the sum of

\$6,647 as its share of the year 2013 operating funds of the Genesee Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000; now, therefore be it

RESOLVED, that the Orleans County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 33-113**

#### **AUTHORIZING FILLING OF VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Caseworker position (6010.0213) in the Department of Social Services, due to a transfer to another County department, at Grade 16 of the CSEA Salary Schedule effective January 23, 2013.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 34-113**

**AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S  
2012 BUDGET**

WHEREAS, Resolution No. 443-1212 authorized a purchase of a 2013 Chevrolet Tahoe from Operation Stonegarden (FY2011) funding; now, be it

RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Sheriff's 2012 budget to cover this vehicle purchase as follows:

Revenue

A4308	Homeland Security/Operation Stonegarden (FY2011)	\$37,226
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Appropriation

A3110.486	Special Grants	\$37,226
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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 35-113**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S  
OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.24) in the Sheriff's Office, at the Jail, at \$11.14 per hour effective January 23, 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 36-113**

**APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT  
AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Health Department:

Oak Orchard Community Health; 300 West Ave. Brockport, NY 14102 to provide Medical Consultant Services for several programs through the Orleans County Health Department. Contract period January 1, 2013 through December 31, 2013. Contract amount \$15,000. Contract reimbursement from NY State Aid.

Hearing and Speech Center of WNY; 2545 Sheridan Dr., Tonawanda, NY 14150, to provide Related Services through the Early Intervention Program for the eligible children in Orleans County. Contract Period November 1, 2012 through October 31, 2014. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 37-113**

**APPROVING RENEWAL AGREEMENT BETWEEN OFFICE FOR  
THE AGING DEPARTMENT AND ORLEANS COMMUNITY  
HEALTH**

RESOLVED, that this Legislature does hereby approve an agreement between Office for the Aging and Orleans Community Health, Long Term Home Health Care Division - Subcontractor to provide Meals on Wheels from January 1, 2013 to December 31, 2013 to home care clients with Orleans Community Health Care System reimbursing Orleans County Office for the Aging \$6.50 per hot meal and \$9.25 for clients receiving hot and cold meals. Revenue source. County cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

It was recognized by Legislator Allport that the ARC of Orleans has done a fantastic job in providing these meals and thanked them for improving this program.

**RESOLUTION NO. 38-113**

**AUTHORIZING OUT OF STATE TRAVEL FOR OFFICE FOR THE AGING EMPLOYEE**

RESOLVED, that this Legislature authorizes an Out-of-State travel request by Pam Canham, Assistant Director; to attend the “2013 Care About Your Care” event in Washington, DC, February 13 – February 14, 2013. All costs to be covered by Robert Wood Johnson Foundation and P2 Collaborative Grant.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 1 nay, Bower; 0 absent.

**RESOLUTION NO. 39-113**

**AUTHORIZING TRANSFER OF FUNDS IN THE PROBATION DEPARTMENT BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to transfer monies in the Probation Department budget to cover the cost of safety equipment, pre-employment evaluation, screening, records and immunizations as follows:

<u>From:</u>		
A3140.100	Personal Services	\$3,000
<u>To:</u>		
A3140.251	Safety Account	\$3,000

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 40-113**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
David Cristofaro 3892 Rich's Corners Rd Albion, NY 14411	Town of Albion (Alternate)	12-31-15
Michael Grabowski 14061 Bacon Road Albion, New York 14411	Town of Gaines	12-31-15
Roger Kopas 13559 Albion-Eagle Harbor Rd Albion, New York 14411	Town of Gaines (Alternate)	12-31-15

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 41-113**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S 2012 BUDGET AND AUTHORIZING PURCHASE FOR MOBILE COMPUTER EQUIPMENT**

WHEREAS, Resolution No. 289-911 authorized the Sheriff to apply for grant funds from the U.S. Department of Homeland Security for Operation Stonegarden (FY2010); be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's 2012 budget to purchase mobile computers and accessories:



Revenue

A4308	Homeland Security/Operation Stonegarden (FY2010)	\$20,130.45
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Appropriation

A3110.486	Special Grants	\$20,130.45
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FURTHER RESOLVED, this Legislature authorizes purchase of mobile computers and accessories from Brite Computers, 7647 Main St Fishers, Victor, NY 14564 in the amount of \$20,130.45 (State Contract Pricing: NYS OGS Contract No.'s PT65143/PT65341) to be installed in the new 2013 Chevrolet Tahoe Sheriff's patrol vehicles to be paid from 2012 budget monies – Account No. A3110.486 - Special Grants.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 42-113**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
BARRE ANIMAL HOSPITAL**

RESOLVED, that this Legislature approves the agreement between the Sheriff's Office Animal Control and Barre Animal Hospital, 15445 East Lee Rd. Holley, New York to provide emergency veterinary services January 1, 2012 to December 31, 2013 at a cost per contracted cost schedule.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 43-113**

**AUTHORIZING EXECUTION OF SECRETARIAL SERVICES  
CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a renewal contract for Secretarial

Services with Church and Church Law Firm for the Orleans County Public Defender, at an annual cost of \$25,236 (no increase from 2012); and said amount to be paid in quarterly installments of \$6,309, upon submission of a county voucher at the end of each quarter; agreement effective for the 2013 calendar year.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 44-113**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Buildings and Grounds, a division of the Highway Department, Albion, NY for the provision of Messenger and Custodial Services; to be effective January 1, 2013 through December 31, 2013 at a cost of \$52,526. County cost is \$17,334.

Orleans County Attorney, Medina, NY for the provision of 2 part-time attorneys assigned to Social Services; to be effective January 1, 2013 through December 31, 2013 at a cost of \$135,829. County cost is \$47,219.

Orleans County Computer Services, Albion, NY for the provision of computer programming, maintenance, and consultation services; to be effective January 1, 2013 through December 31, 2013 at a cost of \$72,430. County cost is \$23,902.

Orleans County Health Department, Albion, NY for the provision of licensed nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective January 1, 2013 through December 31, 2013 at rates established by the NYS Department of Health.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 45-113**

#### **APPROVING AGREEMENT BETWEEN HIGHWAY/BUILDINGS & GROUNDS AND OTIS ELEVATOR COMPANY**

WHEREAS, Resolution No. 352-1111 approved an agreement with Otis Elevator Company and Highway/Buildings and Grounds through December 31, 2015 for maintenance and inspection of elevators in the County Jail, County Office Building, Mental Health Building, County Clerk's Building and the County Courthouse; now be it

RESOLVED, that this Legislature approves a price adjustment, an annual increase of \$519.24 effective January 1, 2013 through December 31, 2013, as a result of an increase in Elevator Examiners cost and material index; a total annual amount of \$8,619.24 per year (monthly payment of \$718.27).

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTIONS NO. 46-113**

#### **APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Diversified Services; 2900 Delaware Ave., Kenmore, NY 14217, for Speech Therapy Services, effective December 1, 2012 through November 30, 2013, in the amount of \$58.00/hour.

Dentserv, 15 Canal Rd., Pelham Manor, NY 10803, for dental services for the residents, effective January 1, 2013 through December 31, 2013, no cost increase

Niagara/Orleans BOCES, effective January 1, 2013 through July 1, 2015, for the Villages to be a clinical training site for LPN and CNA training programs.

The Bonadio Group, 6400 Sheridan Dr., Williamsville, NY 14221, for annual audit of financial statements and cost reporting for the fiscal years 2012, 2013, and 2014 at a cost of \$16,000 for 2013, \$16,500 for 2014, and \$17,000 for 2015.

and be it

FURTHER RESOLVED, that the Chairman is authorized to sign agreements subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 47-113**

**APPROVING EXTENSION OF AGREEMENT BETWEEN KINNEY DRUGS AND THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND THE ORLEANS COUNTY JAIL**

WHEREAS, Resolution No. 374-1109 approved an agreement for Pharmacy services for the Villages of Orleans Health and Rehabilitation Center and the Orleans County Jail; now be it

RESOLVED, that this Legislature approves an agreement extension between Kinney Drugs, d/b/a Health Direct Institutional Pharmacy, 29 E. Main St, Gouverneur, NY 13642 for Pharmacy services to the nursing home and the jail, effective January 1, 2013 through December 31, 2013; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign renewal agreement subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 48-113**

#### **APPROVING PAYMENT TO NEW YORK STATE ASSOCIATION OF COUNTIES (NYSAC) FOR GOVERNMENT CONSULTATION SERVICES**

RESOLVED, that this Legislature hereby approves payment to NYSAC for Orleans County shared cost of government consultation in Albany, NY and Washington, DC in the amount of \$5,507 for the 2013 calendar year for the provision of services to include: state budget advocacy, legislative advocacy, legal and technical assistance, training and educational programs, policy analysis, research, daily news clips, electronic newsletters, NYSAC news, and other programs and services of benefit to Orleans County.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to support Senate Bill S2026 to amend the Lien Law in relation to filing of false liens against Public Officials. She said that people can walk into the County Clerk's Office and file false liens against any public official; any elected county, town, or village officials. They would not know these were filed against them until possibly the time of the sale of such property then it would create attorney fees to prove these false liens. On the Federal level it is a crime and now Senator Maziarz has sponsored this bill for it to be a crime on the State level. Legislator Johnson requested the Clerk of the Legislature to also forward this resolution to the towns and villages in Orleans County. The following resolution was adopted:

## **RESOLUTION NO. 49-113**

### **RESOLUTION IN SUPPORT OF SENATE BILL NO. S2026-2013 TO AMEND THE LIEN LAW IN RELATION TO FILING OF FALSE LIENS AGAINST PUBLIC OFFICIALS**

WHEREAS, the Orleans County Legislature strongly supports this lien law legislation as it relates to the filing of false records against public officials and the prosecution of those who do; be it

RESOLVED, that the Orleans County Legislature does hereby support Senate Bill No. S2026-2013 to amend the lien law in relation to filing of false liens against public officials; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Maziarz, Assemblyman Hawley, NYSAC, Intercounty Association of WNY, Orleans County Towns and Villages, and all those deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 50-113**

### **APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND DOHERTY COMMUNICATIONS AND APPROVING EXTENSION TO THIS AGREEMENT FOR THE RADIO SYSTEM MANAGEMENT PROJECT**

RESOLVED, that this Legislature approves a renewal agreement between Buildings and Grounds Division of the Orleans County Highway Department and Doherty Communications for maintenance of county phones at a cost of \$18,000 effective February 1, 2013 through January 31, 2015, to be paid in quarterly amounts of \$4,500; and be it

FURTHER RESOLVED, that this Legislature authorizes an extension of said Agreement, previously authorized by Resolution No. 35-112, with Doherty Communications through January 31, 2014; all

provisions of the agreement including the scope of work and terms of payment remain the same for the Radio System Management Project, not to exceed \$69,000 to be paid from 3640.452 Personal Service Contract in the Emergency Management budget; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign renewal agreement subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 51-113**

APPROVING AGREEMENT BETWEEN THE PUBLIC DEFENDER AND NEW YORK STATE DEFENDERS ASSOCIATION, INC

RESOLVED, that this Legislature does hereby approve a professional services agreement between the Orleans County Public Defender's Office and New York State Defenders Association, Inc., 194 Washington Ave, Suite 500, Albany, NY 12210-2314 for the provision of Case Management Software and Training in the amount of \$7,511 to be paid from account A1170.486 – Special Grants; and be it

FURTHER RESOLVED, that this Legislature approves the annual payment for maintenance and support for this software provided that the Orleans County Procurement Policy is followed for such payment.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 52-113**

APPROVING AGREEMENT BETWEEN COMPUTER SERVICES AND SYSTEMS MAINTENANCE SERVICES

RESOLVED, that this Legislature approves an agreement between Computer Services and Systems Maintenance Services, 2 Cabot Rd, Ste 3,

Hudson, MA 01749 to provide a renewal for the hardware maintenance on County servers not on a manufacturer's warranty at a cost of \$5,064; effective February 1, 2013 through January 31, 2014.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 53-113**

**AUTHORIZING FILLING A VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the per diem charge nurse has resigned the per diem RN Charge Nurse position at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the per diem charge nurse position, a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant per diem RN Charge Nurse position (6030.014) at the Villages of Orleans Health and Rehabilitation effective January 24, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 54-113**

**AUTHORIZING THE EXTENSION OF TWO TEMPORARY POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, Resolution No. 221-612 created two temporary Health Facility Workers at the Villages of Orleans Health and Rehabilitation Center; and



WHEREAS, two part time Health Facility Workers have been on medical leave for a period of six months; and

WHEREAS, to assure sufficient staff levels in the Housekeeping and Laundry departments of The Villages of Orleans Health and Rehabilitation Center; be it

RESOLVED, that this Legislature authorizes the extension of two temporary part time Health Facility Worker positions (6030.709\*/6030.715\*) at The Villages of Orleans Health and Rehabilitation Center until the two permanent part time staff return to work.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 55-113**

#### **APPROVING APPOINTMENT TO ORLEANS COUNTY YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend the appointment to said Orleans County Youth Board at this time; now be it

RESOLVED, that this Legislature approves the re-appointment of Barbara Flow, 2584 Norway Rd., Holley, NY 14470 – At Large to serve on the Orleans County Youth Board beginning January 1, 2013 through December 31, 2015

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved into executive session at 5:05 p.m. to discuss collective negotiations per Open Meetings Law Section 105 (e); seconded by Legislator Rush. Motion Carried.

Chairman Callard wished Legislator Smith a safe trip to Cuba.

Prior to entering into executive session, Ken Schaal, Town of Shelby Councilman, thanked the Board for their efforts they have put forth in consolidation and providing the same quality of service for less money to the taxpayer. He voiced a concern with comments that Legislator Bower made concerning the regionalization of an IDA/EDA. He expressed that IDA/EDA is a competitive organization. He stated that we are in competition with every other county for industrial development and jobs. As we all know, Trek left Medina and is going to Lockport. By regionalizing an IDA, a small county like ours has very little influence on bringing industrial development that will benefit this County. Councilman Schaal stated that he has no problem in researching the issue but wants to make sure that this Board knows how competitive it is.

Legislator Allport moved to reconvene the meeting from Executive Session at 5:50 p.m.; seconded by Legislator Bower.

With there being no further business conducted, Legislator Eick moved to adjourn; second by Legislator Rush. Meeting adjourned at 5:51 p.m.

## LEGISLATURE MEETING

February 13, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Tim Lindsey, new Jail Chaplain and the Clerk called the roll. All Legislators were present, with the exception of Legislator Allport.

The Clerk presented the following communications: The Orleans County Employee Assistance Program announce Sandi Pszyk, a Supervising Mental Health Community Nurse with the Mental Health Department, as the Employee of the Month for January 2013. Some of the commentary on the multiple nominations included "... always goes above and beyond her job duties and what is expected of her..." and "...always the first to go out of your way for people whether it be coworkers or clients and she always does so with an extremely positive attitude no matter how busy she is..." Orleans County Youth Board called for nominations for Youth Recognition Awards, the Helen R. Brinsmaid Award, and the Eileen Heye Adult Volunteer Recognition Award. Nominations are due to the Youth Bureau by March 4<sup>th</sup>. These will be awarded at the 31<sup>st</sup> Annual Youth Recognition Banquet on May 9<sup>th</sup>. Nominations forms can be located on the Orleans County Website at

[www.orleansny.com/Departments/ResidentServices/YouthBureau.aspx](http://www.orleansny.com/Departments/ResidentServices/YouthBureau.aspx).

The 8th Annual Canal Clean Sweep is April 19-21. NYS Canal Corporation, in partnership with Parks & Trails New York and NYS Environmental Facilities Corporation is once again planning Canal Sweep in recognition of Earth Day 2013 and in advance of the 189th consecutive navigation season on the New York State Canal System. To register for this event visit [www.ptny.org/canalway/sweep](http://www.ptny.org/canalway/sweep). Genesee County Economic Development Center will hold their Annual Luncheon on March 8th at the Genesee Community College Forum. Oak Orchard Watershed Protection Alliance will hold their next meeting on February 20th at 7:00 p.m. at the Orleans County Soil and Water Conservation District Office. The Albion Strawberry Festival Committee is requesting the use of the Courthouse grounds to place a 5'x12' banner advertising their event from May 25<sup>th</sup> through June 8<sup>th</sup>. The Legislature was fully supportive of this request.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through January, 2013. She indicated that she squeezed through January but tax money has been paid in February.

Chairman Callard opened the floor for public comment and reminded the public that comments are to be made pertaining to today's resolutions.

Paul Rusin, Murray, thanked the Legislators for their quick action in putting the resolution on today for the NY Safe Act. He commented on one issue he saw in the resolution pertaining to mental health issues, which this portion should be stricken. He voiced concerns with the social welfare system and problems with children's upbringing. He understands that we have a serious mental health issue but with the rights to privacy, it is hard to see that that can be used to deny them their civil rights.

Legislator Rush presented a special recognition award to both Matt Trippi and Cable Witt for their brave and selfless actions taken on January 7, 2013. Legislator Rush expressed that on an ordinary day they became extraordinary human beings by saving the life of an elderly gentleman from the icy waters of Lake Alice. Their quick thought and accurate aim allowed this gentleman to catch a roofing harness and be dragged to safety before first responders could make it to the scene. By going above and beyond and by risking their own lives to save another, the Orleans County Legislature has a renewed sense that there are still many people that are willing to help others in times of need. They were applauded for their heroism.

Mattie Zarpentine, Holley, provided the following comments: *I emailed several of the legislators here to share my feelings about the NY SAFE Act and why I feel that the Orleans County Legislature should pass a resolution demanding its repeal.*

*I am a law abiding, taxpaying citizen. I am a wife and mother- my 20 year old son is away at college studying to be a Conservation Officer. I am a special education teacher's aide in Holley working with children there for the past 13 years.*

*I was just as horrified as anyone in this country as I watched the Sandy Hook tragedy unfold. Our children deserve to be safe wherever they are, and especially at school.*

*I am also a responsible gun owner. Unfortunately, it is that last descriptor that now labels me as a criminal.*

*America is a wonderful country. I am very proud that I come from a long line of patriots. My family tree has ancestors that have fought, and some who even died, in every war dating back to the Revolution. They took a stand to do what was right and defend our way of life. I think about my lineage a lot. It is important to me to remember their bravery and sacrifice. They fought to help establish the Constitution. They fought to defend it. It angers me that our governor and state legislators can blatantly ignore our 2<sup>nd</sup> Amendment rights.*

*Regardless of how you stand on the gun control issue, this legislation was wrongly executed. It was hastily rushed through, snubbing proper procedural channels. An entire group of law abiding, hard working people have become criminals with a quick stroke of a pen.*

*When this new ban doesn't work in reducing crime, because criminals don't abide by the law, what then...more laws to take more guns from law abiding citizens? The criminals will still be armed. Gun bans do not work. This is evident in countries that have tried to rid crime by gun restrictions and bans. Regardless of how many gun laws are implemented, there will still be evil in the world. The issue of violent crime is multi-faceted and needs to be addressed as such.*

*Law abiding, taxpaying citizens are tired of their rights being trampled upon. We are tired of knee-jerk legislation aimed to solve issues that cannot be fixed with a mere legislative "band-aid."*

*I have read with great interest about several counties across the State of New York that have drafted resolutions opposing the NY SAFE Act and asking for it to be repealed. Some counties that have, or will be presenting resolutions include: Jefferson, Ontario, Oswego, Lewis, Ulster, and Wayne. Erie County presented theirs on Monday night and Rensselaer*

*and Wyoming counties just last night. I implore you to join these other counties and let Albany know that we, the People, have had enough. Thank you.* She was applauded for her comments.

Paul Lauricella, Yates, also thanked the Legislators for action on the NY Safe Act. He wanted more “teeth” in the wording to include if anyone from the state or federal government confiscates firearms, they would be arrested or fined. He stated that if the second amendment falls, the rest will follow behind. He wanted the Cornell Cooperative Extension to not receive as much funding as is being authorized today. He indicated that Cornell University is a liberal school and until they change their liberal views he does not want his tax dollars going to them.

Mike Donahue, Albion, is the President of the Black North Rod and Gun Club and of the Orleans County Sportsmen Federation and has been a hunter safety instructor for thirty-three years for the State of New York. He commented that he applauds the resolution on opposing the NY Safe Act and he hopes it goes through.

Jim Flint, Ridgeway, thanked everyone for the good remarks made today. He stated that he is happy to be a citizen of Orleans County, State of New York and of the United States. We are fortunate to live in a civilized country that is held by the constitution, which was very well thought out by our forefathers. He does not know what this board’s job descriptions or oaths of offices encompass, but he knows that members need to defend the constitution of the State of New York and of the United States, and those laws. He stated he is close to being a criminal and all he wants to do is live in peace. Mr. Flint indicated it bothers him seeing peoples’ rights being taken away. He votes for total repeal of the NY Safe Act.

Jake Walters, Albion, stated if this board votes to pass the repeal of the NY Safe Act, this board would be in good company. Wyoming County passed a resolution and many other counties in the state along with many of the Sheriff and Police Associations have also opposed it. He referenced the comments made by former District Attorney Gerald Stout, who offered criticism on the new fire arms law and the murder cases he prosecuted that would not have been prevented by the NY Safe Act.

Legislator Johnson announced, with pleasure, that the Governor's Office has informed Orleans County of being awarded \$2 million dollars to support the application that we submitted for funding from the round two of Statewide Interoperable Communications Grant. There is no cost share affiliated with this grant and funding for this grant is provided by the State of New York. This will be assigned to the Harris project and it comes from the Division of Homeland Security Division of Emergency Services. She said it goes to show that not only New York State, but Orleans County has outstanding support for our responders.

Legislator Eick stated that a lot credit must be given to Paul Wagner, Chuck Nesbitt, and David Schubel for all of the hard work they put into obtaining these grant dollars. Chairman Callard stated that this is a significant size award that not every county sees. This will greatly facilitate the implementation of our radio project.

Chairman Callard made the following statement as it relates to the Villages of Orleans Health and Rehabilitation Center:

*The Orleans County Legislature has been and continues to be committed to maintaining the existence and continuing operation of a compassionate and well-run long term care facility for the residents of the county and ensuring the employment of our nursing home staff. Our first and overriding concern is to maintain the Villages of Orleans as an asset to the community and to our senior residents.*

*The county has been enhancing the services offered by the home, increasing its marketing efforts, improving its reimbursement oversight, and reducing its overhead as best it can. Yet, the losses continue and threaten to grow. The operating deficit for 2013 will be in excess of \$2.4 million. We have levied \$825,000 in taxes toward the nursing home operation for 2013. We are spending down the remaining nursing home reserves to offset the ongoing operational losses. The County Legislature is becoming increasingly concerned that more new taxes will be required to keep the home afloat perhaps as much as ten to twenty percent more.*

*As we move forward, it is apparent that costs are going to escalate and revenues driven by the state and federal government are going to lessen.*

*Medicare and Medicaid reimbursements are determined by the state and federal government and are inadequate for us to run a break-even operation. As the state and federal governments attempt to manage their growing costs, reimbursements to providers including the county are going to be cut and the resultant costs are going to have to be “passed” on to the county property tax-payers under the current model. There are so many factors that are beyond our control. We cannot wait and hope that things are going to get better. That would be fiscally irresponsible and simply “unfair” to the taxpayers.*

*There are thirty six (36) remaining county owned nursing homes in the same position as Orleans County. Twenty (20) counties or 55% of that total have either sold their facilities, or are selling their facilities, or are considering doing the same.*

*Should the Villages of Orleans be closed? NO! NO! NO!*

*The New York State Department of Health projects a need for 360 nursing home beds in the county by 2016. Present capacity in the county is 310 beds. There is a need for a continuance of the operation.*

*Should the county seek a way to stabilize the Villages as a county resource ensuring that it remains a viable asset to our residents? YES!*

*The resolution today will call for the Public Hearing for comments on the proposed transfer of the facility to a newly formed local development corporation which will manage the sale of the facility to a new operator. That will be its only responsibility and that process could take up to two (2) years. In the meantime, the county will continue its responsibilities providing care to our residents and honoring our commitments.*

*A **Frequently Asked Questions** will be posted on the county website for public use by Thursday, February 14, 2013. Hard copies will also be available at the county legislative offices.*

Legislator Eick moved to add one resolution to the agenda; seconded by Legislator Johnson. Motion carried. The following resolutions were presented for adoption:



**RESOLUTION NO. 56-213**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	2930-3151	\$483,102.92
Highway	121-133; 239-283	\$135,867.65
Nursing Home	1196-1202;25716-25758	\$266,128.29
Job Development	1139-1143	\$4,766.69
Self Insurance	1019, 1021, 51545-51550; 51619-51621	\$6,645.48

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 57-213**

**APPROVING AGREEMENT WITH ORLEANS COUNTY CORNELL COOPERATIVE EXTENSION**

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$219,150 for the calendar year 2013, to Cornell Cooperative Extension, such payments to

be made by the County in quarterly payments of \$54,787.50.

Moved, Rush; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 58-213**

#### **APPROVING AGREEMENT WITH MERCY FLIGHT**

RESOLVED, that this Legislature approves an agreement with Mercy Flight, Inc. for the provision of necessary air medical transfers; Orleans County to pay \$5,000 for the 2013 calendar year; no increase from 2012.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 59-213**

#### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Public Health Department and the following agencies:

New York State Department of Health, Bureau of Communicable Disease; ESP Corning Tower; Rm 651, Albany, NY 12237, to provide funding for Rabies control in Orleans County. New Contract # C-027937. Multi-year funding contract. Contract period April 1, 2012 through March 31, 2017. Multi-year contract amount \$79,874.25. Annual contract amount; \$15,974.85. County cost \$0.

WNY Clinical Information Exchange, dba HEALTHeLINK; The Commons at Walden, 2568 Walden Ave, Ste 107; Buffalo, NY 14225 to provide Electronic Health Records for Public Health Disease investigations. This access allows Public Health nursing staff a more efficient collection of data in regards to the health of Orleans County

residents. Contract period January 1, 2013 through December 31, 2017.  
County Cost \$0.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Eick moved to approve out of state travel for Paul Pettit, Health Director. Legislator Eick requested Mr. Pettit to explain this opportunity. Mr. Pettit indicated that we began a shared service project back in October. We applied for the Robert Wood Johnson Foundation for a national study on shared services relative to Public Health. Orleans County was one out of 16 sites in the nation included in the project. Collaborative meetings have been scheduled to go over what is being done locally and review best practices, that is what this travel is for and then what is learned, can be brought back and applied to our County. Orleans County was the only one in New York State included in this study and accepted into this project. Legislator Rush seconded the motion and the following resolution was adopted:

### **RESOLUTION NO. 60-213**

#### **AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request by Paul A. Pettit, Public Health Director; to attend the “First meeting for the Robert Wood Johnson shared services project” at The Sheraton Kansas City Hotel, Crown Center; Kansas City, MO, from March 12 – March 14, 2013. All costs covered by Lake Plains Community Care Network through the “Robert Wood Johnson Grant”.  
County Cost \$0.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

## **RESOLUTION 61-213**

### **AUTHORIZING FILLING POSITION IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a part-time Receptionist position (4310.40) in the Mental Health Department at Grade 7 of the CSEA Salary Schedule effective February 14, 2013.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Eick moved to set the date of a public hearing to consider the proposed transfer by the County to a newly formed Local Development Corporation of the Orleans County Nursing Home Facility; seconded by Legislator Rush. Legislator Bower stated that he does not disagree entirely with the commentary today. He thinks that there may come a time that we need to sell the Nursing Home because of the burden it creates on the taxpayer. The problem he has at this time is that the public was misled. The discussions held a few years ago were that we would not start the process until the end of 2014; the process started today. Chairman Callard commented that the process takes two years and will not be concluded until the end of 2014. The following resolution was adopted:

## **RESOLUTION NO. 62-213**

### **SETTING DATE OF PUBLIC HEARING TO CONSIDER PROPOSED TRANSFER BY THE COUNTY TO A NEWLY FORMED LOCAL DEVELOPMENT CORPORATION OF THE ORLEANS COUNTY NURSING HOME FACILITY**

RESOLVED, that pursuant to Not-for-Profit Corporation Law Section 1411(d)(3), the Orleans County Legislature (the “County”) will conduct a Public Hearing at 4:15 p.m. or as soon as such hearing may be called thereafter, on the 27<sup>th</sup> day of February, 2013, at the Orleans County Legislature Chambers, 3 S. Main St., Albion, New York to consider the proposed transfer by the County to a newly formed local development corporation of the Orleans County Nursing Home facility, known as “The

Villages of Orleans Health & Rehabilitation Center” located at 14012 Route 31, Albion, NY, 14411, and operated by the County under Certificate number 3620300N as a 120 bed Residential Health Care Facility.

Moved, Eick; second, Rush.

Adopted. 5 ayes; 1 nay, Bower; 1 absent, Allport.

### **RESOLUTION NO. 63-213**

#### **APPROVING APPOINTMENT TO ORLEANS COUNTY YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend the appointment to said Orleans County Youth Board at this time; now be it

RESOLVED, that this Legislature approves the appointment of Jeannette Riley, 40 Braley St, Albion, NY 14411 to serve on the Orleans County Youth Board, as an At-Large representative, effective January 1, 2013 through December 31, 2015

Moved, Smith; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 64-213**

#### **APPROVING AGREEMENT BETWEEN SHERIFF’S OFFICE AND MONROE VETERINARY ASSOCIATES**

RESOLVED, that this Legislature approves the agreement between the Sheriff’s Office and Monroe Veterinary Associates for 24-hour professional vet services through December 31, 2013, as follows:

\$45 Per emergency examination

\$19 Per euthanasia

\$22 Minimum or \$1 per pound whichever is more for cremation

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Bower withdrew a resolution to fill a vacant Correction Officer position in the Jail.

**RESOLUTION NO. 65-213**

APPROVING AGREEMENT WITH ORLEANS COUNTY DISTRICT ATTORNEY’S OFFICE AND THE U.S. DEPARTMENT OF JUSTICE

RESOLVED, that this Legislature approves the Federal Equitable Sharing Agreement between the District Attorney’s Office and the U.S. Department of Justice effective January 1, 2013 through December 31, 2013 allowing receipt of seized funds on Federal forfeitures; and be it

FURTHER RESOLVED, that this Legislative body hereby authorizes the Chairman of the Legislature to execute this agreement as approved by the Orleans County Attorney.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Bower moved to approve a Memorandum of Understanding for the Major Felony Crime Task Force with the Village of Medina; seconded by Legislator Johnson. Legislator Smith added that over the years the Major Felony Crime Task Force has done a fantastic job for the residents of Orleans County and he applauded them. The following resolution was adopted:

**RESOLUTION NO. 66-213**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF MEDINA FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and

between the County of Orleans and the Village of Medina for the fiscal year of 2013; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$50,000 per year to the Village of Medina with such payments to the municipality in an amount commensurate with the participation for 2013.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 67-213**

APPROVING AGREEMENT BETWEEN PROBATION DEPARTMENT AND JAY SUPNICK, Ph.D

RESOLVED, that this Legislature approves an agreement between the Orleans County Probation Department and Jay Supnick, Ph.D of Law Enforcement Psychological Associates, 448 White Spruce Blvd, Rochester, NY 14623 for pre-employment psychological screenings and psychological fitness to carry firearms for the Orleans County Probation Department at rates set forth in the fee schedule effective January 1, 2013 through December 31, 2017; and be it

FURTHER RESOLVED, that the fee schedule attached to this agreement shall be reviewed annually by the Director of the Orleans County Probation Department who shall take appropriate action by amending this agreement should rates increase during the duration of this contract.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 68-213**

APPROVING APPOINTMENTS TO THE FIRE ADVISORY BOARD

RESOLVED, that this Legislature approves the appointments to a term on the Orleans County Fire Advisory Board; effective January 1 through December 31, 2013, as follows:

<u>NAME</u>	<u>REPRESENTATION</u>
Shawn Cook	Albion Fire Department
Jesse Babcock	Barre Fire Department
Matt Olles	Carlton Fire Company
Robert Freida	Clarendon Fire Department
Allen Turner	East Shelby Fire Department
Joseph Morlino Department	Fancher-Hulberton-Murray Fire Department
Peter Hendrickson	Holley Fire Department
Michael Schultz	Kendall Fire Department
Scott Buffin	Lyndonville Fire Department
Todd Zinkievich	Medina Fire Department
Vacant	Morton Fire Department
Francis Woodward	Ridgeway Fire Department
Andrew Benz	Shelby Fire Department

and be it

FURTHER RESOLVED that the following are approved as non-voting members of the Board:

<u>NAME</u>	<u>REPRESENTATION</u>
Paul W. Wagner	Orleans County Emergency Mgmt
Francis Gaylord	Orleans #2 Deputy Coordinator
Martin Zwifka	Orleans #3 Deputy Coordinator
David Hydock	Orleans #4 Deputy Coordinator
David Clary	Orleans #5 Fire Investigator
Walter Batt	Orleans #6 Fire Investigator
David Knapp	Orleans #7 Fire Investigator
David Callard	Legislature Chairman
Lynne Johnson	Legislator
Scott Hess	Sheriff
Dan Hausman, FPS	Office of Fire Prevention & Control

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.



**RESOLUTION NO. 69-213**

**APPROVING APPOINTMENTS TO THE EMERGENCY MEDICAL SERVICES COUNCIL**

RESOLVED, that this Legislature appoints the following members to the Emergency Medical Services Council, effective January 1 through December 31, 2013, as follows:

<u>AGENCY REPRESENTATIVE</u>	<u>NAME OF VOTING MEMBERS:</u>
Albion Fire Department	Josh Wolck
Barre Fire Department	Patrick Lamka
Carlton Fire Department	David Bertsch
Clarendon Fire Department	Don Mosier
East Shelby Fire Department	Michael Fuller
Fancher-Hulberton-Murray Fire Dept.	Debbie Fiorito
Holley Fire Department	Peter Hendrickson
Kendall Fire Department	Gary Crawford
Lyndonville Fire Department	Tina Woolley
Medina Fire Department	Mike Maak
Ridgeway Fire Department	Kristin McAdoo
Shelby Fire Department	John L. Miller
Volunteer Ambulance – COVA	Fred Piano
Holley Volunteer Ambulance, Inc.	Richard Fiorito
Orleans County Health Department	Paul Pettit
Admin/Deleg. Medina Memorial Health Care	Mary C. Luckman
Admin/Deleg Lakeside Hospital	Angela M. Jones-Brett
EMS Coord. / Director of EMO	Paul W. Wagner
Orleans County Sheriff	Scott Hess
Orleans County Dispatch	Allen Turner
Red Cross (Orleans Co. DAT Coordinator)	Brent Ginty
Mercy Flight of WNY	William Schutt
 <u>NON-VOTING MEMBERS:</u>	
Orleans Co. Bd. of Legislators (Public Safety Committee)	Lynne Johnson David Callard

Orleans County Bar Association	
Albion Police	
Holley Police	
Medina Police	
New York State Police	
Orleans County Dept. of Social Services	Thomas Kuryla
NYS Department of Health	James M. Mihalko
Orleans County Nursing Home	William Gillick
Orchard Manor Nursing Home	
Medical Society / Physician	M. Kasaraneni, M.D.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 70-213**

**ADOPTING POLICY GUIDELINES FOR IMPLEMENTING PROCEDURES FOR THE ASSESSMENT AND MANAGEMENT OF ROAD SIGN RETROREFLECTIVITY THROUGH THE HIGHWAY DEPARTMENT**

WHEREAS, the Federal Highway Administration (FHWA) has implemented new procedures for the Assessment and Management of Road Sign Retroreflectivity [FHWA Docket No. FHWA-2010-0159] RIN 2125-AF43; now be it

RESOLVED, that the Orleans County Legislature does hereby adopt the policy guidelines for implementation required by Section 2A.09 of the Manual of Uniform Traffic Control Devices (MUTCD).

Moved Smith; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**Orleans County Highway Department  
Procedure for the Assessment and Management of Sign  
Retroreflectivity**

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***Purpose:***

The purpose of this document is to establish a procedure for the assessment and management of road sign retroreflectivity as is required by the second revision of the 2003 MUTCD. “Agencies” have until June 13, 2014 to establish and implement a sign assessment or management method to maintain minimum levels of sign retroreflectivity. The compliance date for regulatory, warning, and ground-mounted guide signs is based on available resources. Publication No FHWA-SA-07-020 further states: “The new MUTCD language recognizes that there may be some individual signs that do not meet the minimum retroreflectivity levels at a particular point in time. As long as the agency with jurisdiction is maintaining signs in accordance with Section 2A.09 of the MUTCD (2a.08 in 2009 MUTCD), the agency will be considered to be in compliance.

***Exemptions:***

As per Section 2A.09 of the revised 2003 MUTCD (2a.08 of the 2009 MUTCD) the following signs are not required to meet the new retroreflectivity standard:

1. Parking, Standing and stopping signs (R7 and R8 series)
2. Walking/Hitchhiking/Crossing signs (R9 series, R10 through R10-4b)
3. Adopt-a-Highway signs
4. All sign with blue and brown backgrounds (includes County Route Markers)
5. Bikeway sign that are intended for exclusive use by bicyclists or pedestrians

***Procedure for Assessment:***

Orleans County will employ the Comparison Panels Procedure as described on pages 5 and 6 of Publication No. FHWA-SA-07-020. “Comparison panels are used to assess signs that have marginal retroreflectivity. The comparison panels are fabricated at retroreflectivity levels at or above the minimum levels. When the visual inspection identifies the retroreflectivity of a sign as marginal, a comparison panel is attached to the sign and the sign/panel combination is viewed and compared by the inspector.” If the comparison panel appears brighter than the sign, the sign needs to be replaced.

Signs with “marginal” retroreflectivity will be identified through a process of nighttime visual inspection. Once trained, personnel who hold any of the following job titles can conduct the nighttime inspection:

- Deputy Superintendent, Motor Equipment Operator or others may be trained when deemed necessary by management.

While conducting the nighttime inspections, the inspector will:

1. Travel at normal speed
2. Travel in the center of the travel lane
3. Headlamps will have been checked for proper alignment
4. Headlamps will be set at low beam
5. The vehicle will be a 2000 model year, or newer, SUV or pickup

The identification of marginal sign retroreflectivity is based on the inspectors experience and judgment. It is anticipated that as the inspector gains experience, the need to physically place the comparison panel on a marginal sign will diminish; however at a minimum the comparison panel will be placed on one (1) out of ten (10) signs, on average, inspected during any one session.

***Comparison Panels:***

Panels of an appropriate size will be over laid with new unused material meeting or exceeding the standards of ASTM D4956-04 Type II Beaded Sheeting on one third, material meeting the standards of ASTM D4956-04 Type III on the middle third and material meeting the standards of ASTM D4956-04 Type X on the remaining third. A panel as described above will be made for each color of sign material that is to be inspected.

The Type II Beaded sheeting which meets or exceeds the minimum required retroreflectivity for all colors and all conditions described in table 2A-3 “Minimum Maintained retroreflectivity Levels” will be the basis for identifying the minimum retroreflectivity of any sign that is to remain in service. If the Type II Beaded Sheeting on the comparison panel appears brighter than the sign then the sign is noted for replacement. The other sheeting materials on the comparison panel are there solely for comparison purposes.

When not in use, the comparison panels will be stored in the sign shop protected from light to prevent fading. New panels may be made up at the inspector’s discretion.

***Signs Noted for Replacement:***

During the nighttime visual inspection, any sign that fails to meet the established minimum retroreflectivity as described above will be noted in a logbook. This logbook will contain the date and time of the inspection along with the weather conditions and the inspector’s name. The install number and/or date decal that is applied to the back of the sign at the time of installation will identify the sign in the logbook. If there is no install number and/or date decal, the sign will be identified by sign type and location.

***Replacement Priority:***

Replacement of signs that are noted in the logbook will occur during normal working hours. The Sign Maintenance Mechanic will review the logbook and

plan his/her work time accordingly. It must be noted that the chose method used for identifying signs for replacement has a built in safety factor, meaning that even though a sign is noted for replacement, it may still meet or exceed the minimum retroreflectivity requirements.

***Priority list:***

- 1) Downed stop and yield signs
- 2) Downed warning and regulatory signs
- 3) Construction Signs
- 4) Regular maintenance: (list not all inclusive, priority to be determined case by case)
  - a. Scheduled relocation of signs
  - b. Trimming of brush
  - c. Scheduled relocation of signs

***Frequency of Night Time Visual Inspection:***

The Night Time Visual Inspection will be conducted on an annual basis.

**RESOLUTION NO. 71-213**

**APPROVING AGREEMENTS BETWEEN MENTAL HEATH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Mental Health Department and various agencies effective January 1, 2013 through December 31, 2013:

Susan Tillman, LMHC, NCC, 14369 Ridge Rd. W, Ste 2, Albion, NY 14411, providing assessment and treatment services to Orleans County Jail inmates for 6 hours per week at an hourly rate of \$33.30. County cost is \$671.

Coordinated Care Services, Inc., 1099 Jay St., Rochester, NY 14611, providing specialized financial management services and preparation and submission of CFR reports at a cost of \$24,000. County cost is \$1,680.

Community Action of Orleans and Genesee 411 East State St., Albion, NY 14411, providing summertime services for youths referred or approved by the Department of Mental Health at a cost of \$5,000. County cost is 0.

EFP Rotenberg, LLP, 280 Kenneth Dr., Ste 100, Rochester, NY 14623, providing the 2012 Consolidated Fiscal Report compliance review/audit at a cost of \$6,000. County cost is \$420.

Genesee/Orleans Council on Alcoholism and Substance Abuse, 430 East Main St., Batavia, NY 14020, providing substance abuse/dependency and prevention services, as well as gambling treatment services at a cost of \$321,327. County cost is \$35,167.

Genesee/Orleans Council on Alcoholism and Substance Abuse, 430 East Main St., Batavia, NY 14020, providing chemical dependency services for inmates at the Orleans County Jail at a cost of \$6,000. County cost is \$6,000.

The Arc of Orleans County, 122 Caroline St., Albion, NY 14411, providing supportive employment services: vocational assessment, job readiness and job coaching services at a cost of \$49,420. County cost is 0.

The Arc of Orleans County, 122 Caroline St., Albion, NY 14411, providing services to the developmental disabilities population of Orleans County at a cost of \$234,025. County cost is \$39,831.

Regional Action Phone, Inc., P. O. Box 281, Batavia, NY 14021, providing mental health telephone referral and information services at a cost of \$8,000. County cost is 0.

PathStone Corporation, 400 East Ave., Rochester, NY 14607, providing entitlement specialist services for Albion Correctional Facility at a cost of \$61,700. County cost is 0.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 72-213**

ADOPTING LOCAL LAW NO. 1 OF 2013, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF

THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, Local Law No. 1-Intro of the year 2013 was introduced at a regular meeting of the Orleans County Legislature held on January 9, 2013 and a Public Hearing was held on January 23, 2013, at which time all interested persons wishing to speak were heard; now, be it

RESOLVED, that this Legislature enacts the following Local Law 1 of 2013:

COUNTY OF ORLEANS  
LOCAL LAW NO. 1 of 2013

A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, at an annualized salary as set forth below:

<u>Employee</u>	<u>Proposed</u>		<u>Annual Longevity Bonus</u>
	<u>1/1/2013-6/30/2013</u>	<u>7/1/2013-12/31/2013</u>	
County Attorney	78,618	79,405	
County Clerk	66,537	67,202	750**
Director of Personnel	68,415	69,100	
Highway Superintendent	72,327	73,050	1,725****
Public Defender	66,537	67,202	
Real Property Tax Director	66,537	67,202	
Sheriff	78,618	79,405	
Social Services Commissioner	78,618	79,405	

- \* Indicates 20-24 years of service
- \*\* Indicates 25-29 years of service
- \*\*\* Indicates 30-34 years of service
- \*\*\*\* Indicates 35 and over years of service

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 73-213**

#### **AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Deputy Sheriff position (3110.55) at Grade 1 of the Orleans County Deputy Sheriff's Association Salary Schedule effective February 14, 2013.

Moved Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 74-213**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and the following agency:



Job Development Agency, Albion, NY for the provision of employment orientation, assessments, plans and services to Public Assistance clients; to be effective January 1, 2013 through December 31, 2013 at a cost of \$309,851. County cost is \$84,961; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the following amended agreements between the Orleans County Department of Social Services and the following agencies:

Albion Central School, Albion, NY for the provision of preventive services to children and their families through the assignment of two(2) Social Services Caseworker to the School district; to be effective August 30, 2012 through August 29, 2013. Said services are to be funded 50% Federal, 31% State, and 19% School; amendment to previous Resolution No. 213-612, decreasing cost of services due to personnel change by 1.9%.

Kendall Central School, Kendall, NY, for the provision of preventive services to children and their families through the assignment of one(1) Social Services Caseworker to the School district; to be effective August 30, 2012 through August 29, 2013. Said services are to be funded 50% Federal, 31% State, and 19% School; amendment to previous Resolution No. 276-812, decreasing cost of services due to personnel change by 1.9%

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 75-213**

#### **APPROVING ANIMAL CONTROL SERVICES AGREEMENTS WITH THE TOWNS IN ORLEANS COUNTY**

RESOLVED, that this Legislature approves renewal agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Kendall, Murray, Ridgeway, Shelby, and Yates to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2013 through December 31, 2013; and be it

FURTHER RESOLVED, that the Towns shall pay the County the sum of money set forth in the contract in two (2) equal payments, with the first payment being due on or before July 1, 2013 and the second payment being due on or before December 21, 2013.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 76-213**

**AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's Budget, for State Criminal Alien Assistance Program (SCAAP) Funding, as follows:

<u>Revenue:</u>		
A3351	SCAAP	\$5,982
<u>Appropriation:</u>		
A3150.250	Other Equipment	\$5,982

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 77-213**

**AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC DEFENDER'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Public Defender's Budget, for new grant funding through Indigent Legal Services Fund, as follows:

<u>Revenue:</u>		
A3088.1170	ILSF 2011-2012 Grant	\$11,462
<u>Appropriation:</u>		

A1170.486      Special Grants

\$11,462

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 78-213**

**APPROVING GRANT BETWEEN PROBATION DEPARTMENT AND  
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLVED, that this Legislature accepts a grant award and approves an agreement between the Probation Department and New York State Division of Criminal Justice Services for the Orleans County Pretrial Release Program (Contract #T523463/GMS # CL11-1112-D02), award in the amount of \$5,531, which provides defendants placed in the Orleans County Jail a non-financial means of bail, where they are supervised in the community to reduce the unsentenced population of the jail to be effective July 1, 2012 through June 30, 2013.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Johnson moved the below resolution in its entirety; seconded by Legislator Bower. Legislator Johnson stated that this resolution represents at least three years of work by all involved. To first meet the FCC 800 MHz rebanding mandate which more importantly will provide enhanced coverage for our public safety radio system; along with a \$400,000 upgrade to the Sheriff's telephone system and installation of a fiber optic line between Public Safety and Emergency Management will vastly improve officer safety for law enforcement, fire, and EMS personnel; as well as all Orleans County user agencies. The Public Safety Radio System will be state of the art replacing the present obsolete system dating back from 1992. Legislator Johnson expressed that the agencies have been more than patient through the various hiccups that we have gone through and now will be rewarded for their patience. Legislator Johnson asked Paul Wagner, Director of Emergency Management to comment.

Paul Wagner, Director of Emergency Management stated that he has invested eight years into this. This project was started out in a rebanding project in January of 2004. It has been a long time coming and he said “quite frankly that if those of you who sat on this board back in early 1990’s if we had done the original radio system correctly at that time, we wouldn’t be here doing it now.” This present system expansion we are doing will last a lifetime in Orleans County. This will reduce the radio problems in the county. The hardware happens to be sound now but will likely change in 10 to 12 years as technology changes. This is a good thing and it will take a lot of heat off of the first responders and he appreciates everyone’s efforts. The following resolution was adopted:

**RESOLUTION NO. 79-213**

AMENDING RESOLUTION NO. 379-1211, ACCEPTING HARRIS CORPORATION SUPPLEMENTAL PROPOSAL DATED DECEMBER 4, 2012 AND AUTHORIZING EXECUTION OF AGREEMENTS

WHEREAS, this Legislature adopted Resolution No. 379-1211 selecting Harris Corporation as the vendor for rebanding the countywide, 800 MHz, radio system; and

WHEREAS, Harris Corporation subsequently submitted a proposal for system expansion and ancillary work dated June 1, 2012 and a supplemental proposal to its June 2012 proposal dated December 4, 2012 reflecting changes for system enhancements from the rebanding process, additional microwave connectivity, and County furnished equipment procurement; and

WHEREAS, this Legislature is desirous of accepting Harris Corporation supplemental proposal for a P25 trunking expansion and ancillary work to the countywide, 800 MHz, radio system dated December 4, 2012; now, be it

RESOLVED, that this Legislature hereby accepts and approves Harris Corporation supplemental proposal dated December 4, 2012 at a cost not to exceed \$5,024,246; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is authorized to execute the System Purchase Agreement, Software License Agreement, and the Software FX Agreement, and such other contractual documents as are necessary to implement this resolution, contingent upon the review and approval of Chief Administrative Officer and the Orleans County Attorney.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislature Smith moved to purchase windows for a remodeling project of the 2<sup>nd</sup> floor at the Public Safety Building; seconded by Legislator Rush. It was noted that these windows will be paid for from drug seizure money. The following resolution was adopted:

#### **RESOLUTION NO. 80-213**

#### **AUTHORIZING PURCHASE FROM BUILDINGS & GROUNDS BUDGET**

RESOLVED, that this Legislature authorizes the purchase of fifteen (15) Anderson windows, of various dimensions, from Stockham Lumber, 88 Geddes St., Holley, NY 14470 at a cost of \$6,510.95 for the remodeling project at the Public Safety Building, 2<sup>nd</sup> Floor to be paid from account A1620.403 Buildings & Grounds – Maintenance Projects.

Moved, Smith; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

#### **RESOLUTION NO. 81-213**

#### **AUTHORIZING FILLING A VACANCY IN THE OFFICE FOR THE AGING**

RESOLVED, as a result of a vacancy, this Legislature authorizes the filling of a permanent full time Caseworker position (6772.29) at the Office for the Aging at grade 16 of the CSEA Salary Schedule effective February 19, 2013.

Moved, Smith; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Johnson moved in its entirety a resolution opposing the process of enactment and certain provisions contained within the New York Safe Act. Legislator Bower moved further for a unanimous second. All motions carried by the full board. The Legislature was applauded for the adoption of the following resolution:

**RESOLUTION NO. 82-213**

**OPPOSING THE PROCESS OF ENACTMENT AND CERTAIN PROVISIONS CONTAINED WITHIN THE NEW YORK SAFE ACT**

WHEREAS, the right of the people to keep and bear arms is guaranteed as an individual right under the Second Amendment to the United States Constitution; and

WHEREAS, the right of the people to keep and bear arms for defense of life, liberty, and property is regarded as an inalienable right by the people of Orleans County; and

WHEREAS, the lawful ownership of firearms is, and has been, a valued tradition in Orleans County, and the rights protected by the Second Amendment to the United States Constitution are exercised by many of our residents; and

WHEREAS, the people of Orleans County derive economic and environmental benefits from all safe forms of recreation involving firearms, including, but not limited to, hunting and target shooting while utilizing all types of firearms available under the Constitution of the United States; and

WHEREAS, members of the Orleans County Legislature, being elected to represent the people of Orleans County, are duly sworn by their oath of office to uphold the Constitution of the United States; and

WHEREAS, members of the New York State Assembly and the New York State Senate, being elected by the people of New York State, are duly sworn by their oath of office to uphold the Constitution of the United States; and

WHEREAS, the enactment of the NY SAFE Act (Chapter 1 of the Laws of 2013) has engendered significant controversy over both the process by which it was enacted and certain provisions contained within it; and

WHEREAS, it is our understanding that many State Legislators had less than an hour to read the legislation, which contained approximately twenty-five thousand words, before being forced to vote on it; and

WHEREAS, having reviewed the legislation and time constraints, it is our conclusion that there is no possible way any individual could have read the entire bill and understood its full implications prior to voting on it; and

WHEREAS, our State Legislators most certainly could not have had the time to request, and receive, the input of their constituents regarding this matter; and

WHEREAS, seeking and considering, such public input is a standard to which we hold ourselves in the Orleans County Legislature; and

WHEREAS, this legislation has 60 sections, of which only three take effect immediately; and

WHEREAS, in our opinion, there was no reason for the Governor to use a message of necessity to bring this bill to vote immediately and bypass the three day maturing process for all legislation; and

WHEREAS, the mishandling of the process in crafting the NY SAFE Act resulted in complex policy changes, many of which have been left up to interpretation, and are confusing even to the State Legislators

who voted on them, and the law enforcement officials who are required to enforce and explain them; and

WHEREAS, requiring law-abiding gun owners to verify ownership of certain types of firearms every five years, in addition to registering them on their permits, which now also must be renewed every 5 years, does not increase the safety of the public and is unnecessarily burdensome to the residents of New York State; and

WHEREAS, there will be a significant financial impact due to the approximately 5,300 Orleans County permits that will have to be renewed requiring additional manpower and computer systems; and

WHEREAS, this legislation prohibits the sale of firearm magazines with a capacity larger than seven rounds; and

WHEREAS, those firearm magazines with a capacity larger than seven rounds, which are authorized to be retained by existing owners, may only be loaded with seven rounds and eventually must be permanently altered to only accept seven rounds or be disposed of, thus constituting a seizure of legally owned personal property with no provision for compensation; and

WHEREAS, few or no low capacity (7 rounds or less) magazines currently exist for many of the firearms commonly possessed by law-abiding residents of New York State; and

WHEREAS, limiting the number of rounds to seven versus ten is arbitrary and capricious, has no correlation to public safety, unfairly burdens law-abiding gun owners, and puts an undue burden on gun manufacturers to retool their manufacturing plants; and

WHEREAS, the only persons who will comply with the new high-capacity magazine ban are law-abiding citizens, leaving the same high-capacity magazines in the hands of those who choose not to obey the law; and



WHEREAS, requiring documentation of all ammunition sales in New York State, as provided for in this legislation, is a significant unfunded mandate on business; and

WHEREAS, the New York State Combined Ballistic Identification System, which wasted \$44 million in taxpayer money and resulted in zero convictions, illustrates the propensity of government to waste taxpayer resources when legislation is not properly reviewed; and

WHEREAS, Governor Cuomo has proposed spending \$36 million dollars in his 2013-2014 Executive budget for the implementation of the NY SAFE Act at a time when New York State residents are crying out for tax relief; and

WHEREAS, this legislation severely impacts the possession and use of firearms now employed by the residents of Orleans County for defense of life, liberty, and property; and

WHEREAS, this legislation severely impacts the possession and use of firearms now employed for safe forms of recreation including, but not limited to, hunting and target shooting; and

WHEREAS, while there are some areas of the legislation that the Orleans County Legislature finds encouraging, such as addressing glaring shortcomings in the mental health system, the strengthening of Kendra's Law and Mark's law, as well as privacy protections for certain pistol permit holders, by-and-large, we find the legislation does little more than negatively impact lawful gun ownership; and

WHEREAS, this legislation fails to offer any meaningful solutions to gun violence and places increased burdens where they do not belong, squarely on the backs of law-abiding citizens; and

WHEREAS, this legislation effectively turns countless New York State law-abiding gun owners into criminals; and

WHEREAS, the manner in which this legislation was brought forward for vote in the State Legislature is deeply disturbing to the Orleans County Legislature; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby oppose, and request the repeal of, any legislation, including the sections within the NY SAFE Act (Chapter 1 of the Laws of 2013), which infringe upon the right of the people to keep and bear arms; and be it

FURTHER RESOLVED, that the Orleans County Legislature considers such laws to be unnecessary and beyond lawful legislative authority granted to our State representatives; and be it

FURTHER RESOLVED, that the Orleans County Legislature strongly encourages members of the New York State Legislature to hold public hearings to address the issue of gun violence in a way that will produce meaningful results; and be it

FURTHER RESOLVED, that the Orleans County Legislature requests the members of the New York State Senate and Assembly who represent all, or part of, Orleans County to reply, in writing, with their views on, and actions taken, in support of, or opposition to, the NY SAFE Act; and be it

FURTHER RESOLVED, that a copy of this resolution be sent to President Barack Obama, Vice President Joseph Biden, Governor Andrew Cuomo, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Chris Collins, New York State Senator George Maziarz, Assembly Speaker Sheldon Silver, New York State Assembly members Steve Hawley and Jane Corwin, NYSAC, InterCounty of Western New York, and all other deemed necessary and proper.

Moved, Johnson; second, Unanimous.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Smith moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:28 p.m.

## LEGISLATURE MEETING

February 27, 2013

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Chairman Callard called the meeting to order at 4:56 PM. After the pledge to the flag and invocation led by Pastor Lee Richards of the Pullman Memorial Universalist Church, the Clerk called the roll. All Legislators were present, with the exception of Legislator Allport.

Chairman Callard continued the Public Hearing at 4:59 p.m. to hear the continuation of comments on considering the proposed transfer by the County to a newly formed Local Development (LDC) of the Orleans County Nursing Home facility. Chairman Callard closed the public hearing at 5:26 p.m. and reconvened the regular meeting.

Legislator Rush and Eick recognized Margo Bowerman with special recognition for her outstanding service as the Team Coordinator for the Orleans County 4-H Program for nearly 14 years. She will be taking a new job in Minnesota to supervise 4-H staff there in 17 counties. The Orleans County Legislature wished her well as she pursued her continuous endeavors as an educator in the 4-H Program and thanked her for her fine leadership to our youth in Orleans County. She was applauded for her service.

Chairman Callard opened the floor for discussion and stated that it must pertain to those resolutions presented on today's agenda. He requested name and address be stated for the record and to keep comments to three minutes.

Paul Lauricella, Yates, shared his concern with Resolution No. 84-213 concerning the purchase of thermal infrared imaging cameras and accessories through Homeland Security Operation Stonegarden grant funds. He said these are military items and asked why the Sheriff would be purchasing these. Sheriff Hess explained that these are used to see who is coming across the lake and to protect our borders. Mr. Lauricella said he sees our civil liberties being washed away more and more and we are turning into a surveillance nation. It is a hand held piece of equipment, no satellite to be used, stated the Sheriff.

Dee Smith, Gaines, indicated she is 78 and is scared. She indicated she has medical issues and has low income. She does not want a private nursing home and this is about her life and she wants good care.

Robin Nacca, Barre, stated that private nursing homes must follow the laws and they are all governed by those laws and people come in to check on them to make sure laws are followed.

Larry Eastlack, Barre, understands that finances come into play in the decision making in the sale of the nursing home. He asked if anyone has calculated the cost per thousand to financially maintain the nursing home as a county. Mr. Nesbitt indicated that it is \$.51/1000 of assessed value, for this year.

Paul Lauricella, Yates, supports Resolution No. 92-213, the protection of privacy of pistol permit holders. He also suggested tabling the Nursing Home Resolution so the full board could vote on it. He thought a delay for one more meeting would not hurt anything.

Emerson L. "Tinker" Young, Yates, expressed that he would like to see the Nursing Home resolution tabled. He agreed with Gary and the rest of them. The few cents more it would cost on the taxpayer, makes it worth keeping. These people cannot be replaced. He has been going there for many years. Chairman Callard asked if it could be tabled. Mr. Schubel indicated it would require a first and second on a motion and full vote by the Legislature. Mr. Young asked if we could get a Legislator to make the motion. Chairman Callard stated he was out of order and jokingly stated that was his job.

Chairman Callard offered the floor to the Legislators for comment. Legislator Bower stated that six years ago when he was Chairman there was a lot of discussion to hold meetings in the evenings to accommodate the public. It was tried for six months and did not see any increase in attendance. It was an inconvenience for our department heads as well and it was discontinued. He said the idea came around again and would like to open the discussion again with members to see if we should try it for three months, starting in April. Chairman Callard encouraged him to have the discussion and to offer a resolution at our next meeting.

Legislator Smith stated it was Black History Month and he offered a reading in celebration of this event. He ended by stating that he hopes that one day we will have the History of the United States, not Black History.

Legislator Johnson expressed that at the last Legislature meeting we passed unanimously a resolution Opposing the NY Safe Act. We have received a copy of a resolution that was offered by the Orleans County Federation of Sportsmen's Clubs also in support of the NY Safe Act. She also stated that the Towns of Ridgeway and Shelby also supported that and she wanted to thank them publically for doing that. Clerk Hanlon added that Clarendon also passed a resolution to support the NY Safe Act.

The following resolutions were presented for adoption:

**RESOLUTION NO. 83-213**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	3172-3291	\$273,137.39
Highway	No Claims	
Nursing Home	1203-1206; 25759-25794	\$96,551.80
Job Development	1146-1155	\$26,011.45
Self Insurance	1022-1023; 51676-51680	\$5,543.02

Moved, Smith; second, Bower.  
Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 84-213**

**AUTHORIZING TREASURER TO SET-UP NEW MONEY IN THE SHERIFF’S 2013 BUDGET AND AUTHORIZING PURCHASE OF THERMAL IMAGING INFRARED CAMERAS**

WHEREAS, Resolution No. 289-911 authorized the Sheriff to apply for grant funds from the U.S. Department of Homeland Security for Operation Stonegarden (FY2010); be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff’s 2013 budget to purchase Thermal Imaging Infrared Cameras and accessories:

Revenue:

A4308	Homeland Security/Operation Stonegarden (FY2010)	\$8,234.92
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Appropriation:

A3110.486	Special Grants	\$8,234.92
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FURTHER RESOLVED, this Legislature authorizes the purchase of Thermal Imaging Infrared Cameras and accessories from Port Supply, PO Box 50060, Watsonville, CA 95076, in the amount of \$8,234.92 to be paid from account A3110.486 – Special Grants.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 85-213**

**APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Orleans County Public Health Department and the following agencies:

Orleans County Planning and Development, 14016 Rt. 31 West; Albion, NY 14411 to provide water education, mapping services and oversight to all water sources in Orleans County. Contract period April 1, 2013 through March 31, 2014. Contract amount \$4,000. Reimbursement at 100% from NYS Department of Health. County cost \$0. Contract runs concurrent with NYS Water Grant.

Office for the Aging, 14016 Rt. 31 West; Albion, NY 14411 to provide Accident training and Safety Programming for the eligible senior residents over the age of sixty (60) in Orleans County. Contract period January 1, 2013 through December 31, 2013. Reimbursement up to \$10,000. Reimbursement from State Aid; Injury and Accident prevention. County cost \$0.

Medina Memorial Hospital; 200 Ohio Street Medina, NY 14103, to provide Lead Poisoning Education information and programs towards targeted communities and individuals eligible in Orleans County. Contract period October 1, 2012 through September 30, 2013, contract amount up to \$14,000 Reimbursement from New York State Department of Health. County cost \$0.

Genesee/Orleans Council on Alcoholism and Substance Abuse (GCASA), 430 East Main Street Batavia, NY 14020, to provide screenings and referrals along with alcohol/substance abuse education to the Migrant Health Population through the New York State Migrant contract. Contract period; April 1, 2013 through March 31, 2014. County cost \$0.

Moved, Eick; second, Rush.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

Legislator Eick wished to offer a comment before he moved the following resolution. He stated that we take to heart what has been said today. It is not an easy decision to make. Both he and Legislator Rush have spent rehabilitation hours at the Villages with knee replacements. We understand it is a fabulous facility. We don't take this lightly. It has been

discussed in several committee meetings, incorporating numerous hours. We understand what everyone is saying. We also understand what the state can do to us in the near future and it is not a pretty picture. It will be more than doubling the tax rate. The federal government can't make their minds up either. Then we are the ones that have to make the tough decision. He indicated that he has a father in a privatized facility and for him to make a decision is not easy. Legislator Eick moved the resolution to authorize steps to create a LDC and transfer the Nursing Home to the newly formed LDC; seconded by Legislator Rush.

Legislator Smith commented concerning his mother who passed away in a nursing home. He never liked nursing homes because of this past experience but indicated he loves our facility. He has put a lot of effort in his decision. This does not come very easy and he is torn but feels he needs to do what is best for the County.

Legislator Bower stated he has been accused of being too close to the nursing home to make rational decisions. He believes it is the opposite. He can't support this and feels that the people here can understand where he comes from, from previous comments. He stated that the people here are not hearing everything today concerning the financial details of the nursing home. He indicated that we can project out that the IGT (Intergovernmental Transfer) will shortly be gone and this is when the problem will start. Legislator Bower asked if Mr. Nesbitt could explain now or hold this off until the next meeting to explain. This is a tough decision and we all want to keep the nursing home as a county run facility. Legislator Bower knows the nursing home backward and forward and loves the place but there might be a time that things have to be done that we don't want to do. We all should be aware of what the ramifications are going to be within the next few years. Chairman Callard asked Mr. Nesbitt to explain the financial situation we are facing.

Mr. Nesbitt stated he will explain the best he can on the spot. The current year operating deficit is \$2.4 million. The County budgets indicate that we are charging \$825,000 to the taxpayers of that \$2.4 million. That is the match of the anticipated IGT. The \$825,000 is put into a sweep account. When the Intergovernmental Transfer takes place it takes it out of the County's general fund and moves it into the Nursing Home and is



doubled. That is accounted as revenue in the Nursing Home's budget. We only pay half of that. The remaining \$840,000 that we are in operational deficit is taken out of the Nursing Home's bank account, which is a reserve account that was created when we did not receive an IGT for several years. That money was put away and we tried to ration it out over a period of time to stabilize the Nursing Home. Once these funds are depleted, the \$840,000 will go from a fund balance transfer into the Nursing Home Enterprise Fund for operational use. It will go on the tax bill for a charge, immediately doubling once these are gone. Recently we are projecting the IGT will go down over a period of time and will be reorganized on how it will be dealt out. This will bring uncertainty to us in terms of what the finances will be like, if it even remains after full implementation of the federal health care law. If it doesn't remain, and no increase of benefits, salaries, or retirement, we will not experience a larger operational deficit as a result. The immediate risk is doubling the long term risk or tripling and then the long term cost. Chairman Callard requested the Clerk to call for a roll call vote:

### **RESOLUTION NO. 86-213**

**AUTHORIZING STEPS TO BE TAKEN TO CREATE A LOCAL DEVELOPMENT CORPORATION UNDER SECTION 1411 OF THE NOT-FOR-PROFIT LAW AND THE TRANSFER OF THE ORLEANS COUNTY NURSING HOME TO THE NEWLY FORMED LOCAL DEVELOPMENT CORPORATION WITH CERTAIN RESERVATIONS OF RIGHTS AND ASSETS BY THE COUNTY**

WHEREAS, the Orleans County Legislature has met and considered the economic development benefits and liabilities associated with the County's continued ownership and operation of the Orleans County Nursing Home facility, known as "The Villages of Orleans Health & Rehabilitation Center" located at 14012 Route 31 West, Albion, New York 14411, and operated by the County under Certificate number 3620300N as a 120 bed Residential Health Care Facility (the "Facility"); and

WHEREAS, it the policy of the State of New York to promote the economic welfare and prosperity of its inhabitants and to actively

promote, attract, encourage, and develop economically sound commerce and industry; and

WHEREAS, the County of Orleans has the responsibility and burden to promote the health, safety, and general welfare of the residents of the County by, among other things, preventing unemployment and economic deterioration, including by increasing and maintaining employment opportunities and attracting and sustaining economically sound commerce; and

WHEREAS, the County has examined the operations at the Facility in order to determine the feasibility of continuing its operation as a County owned and operated facility, including but not limited to business impediments unique to municipalities such as rising municipal labor and employee benefit costs and the unreliability of continued intergovernmental transfer (“IGT”) payments and the cost of providing for major infrastructure improvements and/or reconstruction, among other impediments; and

WHEREAS, the County desires to evaluate the possible disposition of the Facility to a private entity to facilitate redevelopment of the Facility to provide improved services in a modern, efficient, and economical setting and thereby preserve jobs in the County and these services in the County; and

WHEREAS, Section 1411 of the Not-For-Profit Corporation Law of the State of New York (the “LDC Act”) authorizes the establishment of not-for-profit local development corporations operated exclusively charitable or public purposes of relieving and reducing unemployment, promoting and providing for additional and maximum employment, bettering and maintaining job opportunities, instructing or training individuals to improve or develop their capabilities for such jobs, carrying on scientific research for the purpose of aiding a community or geographical area by attracting new industry to the community or area or by encouraging the development of, or retention of, an industry in the community or area, and lessening the burdens of government and acting in the public interest; and

WHEREAS, the LDC Act further authorizes the legislative body of a county, by resolution, to determine that certain real property of the County not required for use by the County may be sold or leased to a not-for-profit local development corporation for purposes that include lessening the burdens of government and acting in the public interest; and

WHEREAS, Section 1411(d) of the LDC Act further provides that the sale or lease may be on such terms as may be agreed upon by the County and a local development corporation, without appraisal or public bidding; and

WHEREAS, in furtherance of the public purposes set forth above, the County proposes to transfer its fee interest in the Facility to the Orleans County Health Facilities Corporation, a local development corporation formed pursuant to Section 1411(a) of the LDC Act (hereinafter, the “Corporation”), subject to the County’s reserved leasehold interest in the Facility (collectively, the “Disposition”), with the foregoing Disposition allowing the County to continue operation of the Facility until such time as the Corporation determines that transferring ownership of the Facility to a third party or parties is in the best interest of the County; and

WHEREAS, pursuant to the LDC Act, the Disposition of the Facility to the Corporation may be on such terms and for such amount or amounts as may be agreed upon by the County and the Corporation, and as provided herein, the County shall require that the net proceeds of the Disposition and of any eventual sale to a third party are paid to the County; and

WHEREAS, while the County retains a leasehold interest, the employees of the Orleans County Nursing Home facility, known as “The Villages of Orleans Health & Rehabilitation Center” will continue as county employees with all County rights and benefits associated therewith; and

WHEREAS, pursuant to and in accordance with Section 1411(d) of the LDC Act, a public hearing relating to the Disposition was duly

scheduled, noticed, and conducted by the Orleans County Legislature prior to the adoption of this resolution.

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF ORLEANS AS FOLLOWS:

RESOLVED, that the Orleans County Legislature hereby authorizes the following:

1. Creation of the Corporation by the filing of the Certificate of Incorporation in the form presented with the Chair of the Legislature as the sole member with authority to designate a board of directors and other powers of a member acting under the LDC Act; and

2. Pursuant to Section 1411(d)(1) of the LDC Act and upon due consideration of the presentations and comments received during the public hearing, the County Legislature hereby determines that fee title to the Facility is not required for use by the County; and

3. Pursuant to Section 1411(d) of the LDC Act, the County of Orleans hereby authorizes the undertaking of the Disposition, including transfer of fee title to the Facility together with the equipment and assets situate thereon to the Corporation pursuant to a Deed to be approved by the County Attorney (the "Deed"), and under the authority of County Law Section 215, a Bill of Sale for related personal property ("Bill of Sale") with the County retaining accounts receivable, inventory, and supplies; and

4. The transfer of fee title to the Facility, and the related transfer of personal property, from the County to the Corporation shall be subject to the County's reserved leasehold interest in the Facility and related personal property for continued operation thereof by the County, such leasehold interest to be memorialized within a lease agreement by and between the County and the Corporation (the "Reservation of Rights Lease Agreement", to be approved by the County Attorney), a memorandum of which Reservation of Rights Lease Agreement shall be recorded with the Offices of the Orleans County Clerk and Clerk of the

Legislature immediately prior to the recording of the Deed and delivery of the Bill of Sale; and

5. The Chairman of the Orleans County Legislature is hereby authorized to executed any and all documents related to the Disposition, including the Deed, Bill of Sale, and Reservation of Rights Lease Agreement, along with any other agreements, forms, certificates, or applications necessary to effectuate the foregoing; and

6. During the interim, the employees of the Facility will remain employees of the County until such time as the leasehold is terminated or modified and/or the Corporation sells the Facility following termination of the Reservation of Rights Lease Agreement, and such employment during the interim period of employment shall continue to be subject to Civil Service law and regulations and applicable collective bargaining agreements.

BE IT FURTHER RESOLVED, that the County has identified the Disposition as an “Unlisted Action” as said term is defined pursuant to the State Environmental Quality Review Act (“SEQRA”). The County’s review of the Disposition pursuant to SEQRA is uncoordinated. Based upon the review by the County of an Environmental Assessment Form (the “EAF”) and related documents, the County hereby finds that (i) the Disposition will result in no major impacts and, therefore, is one which may not cause significant damage to the environment; (ii) the Disposition will not have a “significant effect on the environment” as such quoted terms are defined in SEQRA; and (iii) no “environmental impact statement” as such quoted term is defined in SEQRA, need be prepared for this action. This determination constitutes a negative declaration for purposes of SEQRA.

This Resolution shall take effect immediately.

Moved, Eick; second, Rush.

Roll Call – 5 Ayes, Callard, Eick, Johnson, Rush, Smith; 1 nay, Bower; 1 absent, Allport.  
Adopted.

Chairman Callard called for a five minute recess at 5:50 p.m. Chairman Callard reconvened the meeting at 5:57 p.m.

### **RESOLUTION NO. 87-213**

#### **APPROVING AGREEMENT EXTENSIONS BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND THE NEW YORK STATE BOARD OF ELECTIONS**

RESOLVED, that this Legislature approves the Appendix X extensions for each of these previously approved Agreements between the Orleans County Board of Elections and the New York State Board of Elections, 40 North Pearl St. Albany, NY. These contract extensions will extend the period of time that funds are available to local board of elections as so stated below; and be it

FURTHER RESOLVED, that this Legislature acknowledges that all other provisions of said Agreements shall remain in full force and effect and authorizes the Chairman to execute the respective Appendix X documents.

Voter Education and Poll Worker Training Program, Contract #T002560, original funding amount of \$23,131 (Res No. 123-307), extending the term of the grant effective April 1, 2013 through March 31, 2014  
NYS Voting Access for Individuals with Disabilities Polling Place Access Improvement Grant, Contract #T002676, original funding amount of \$11,565 (Res No. 110-308), extending the term of the grant effective April 1, 2013 through March 31, 2014.

HHS 2009 Federal Accessibility Funds, Contract #T002989, original funding amount of \$1,828 (Res No. 32-110), extending term of the grant August 1, 2014 through September 30, 2014

Moved, Eick; second, Smith.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 88-213**

**APPROVING AGREEMENT BETWEEN THE HIGHWAY  
DEPARTMENT AND DORITEX CORPORATION**

RESOLVED, that this Legislature approves an agreement between the Highway Department and Doritex Corporation, 11980 Walden Ave., Alden, NY 14004 for the provision of textile cleaning services at a cost of \$1,900.08 per year and no more than a 8% increase each year thereafter; effective May 1, 2013 through April 30, 2016.

Moved, Smith; second, Bower.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 89-213**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S  
OFFICE/JAIL**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part-time Correction Officer position (3150.36) in the Sheriff's Office/Jail at an hourly rate of \$11.14 effective February 28, 2013.

Moved, Bower; second, Johnson.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 90-213**

**AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT  
OF SOCIAL SERVICES**

WHEREAS, New York State Civil Service Law 52 states that vacancies in positions in the competitive class shall be filled, as far as practicable, by promotion; therefore be it

RESOLVED, that this Legislature hereby authorizes the filling of the vacant full-time position of Sr. Account Clerk Typist (6010.2007) at

Grade 10 of the CSEA salary schedule effective February 28, 2013; and be it

FURTHER RESOLVED, that this Legislature hereby authorizes the filling of the vacant full-time position of Account Clerk Typist (6010.0408) at Grade 9 of the CSEA salary schedule effective upon the appointment of the Sr. Account Clerk Typist.

Moved, Smith; second, Bower.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

Legislator Smith moved an agreement between RGRTA and the County to construct a bus shelter at the Orleans County Office Building. Legislator Smith showed a picture of what the shelter looks like. He indicated that two additional shelters will be constructed later in Medina and Holley. Legislator Bower seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 91-213**

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ROCHESTER GENESEE REGIONAL TRANSPORTATION AUTHORITY

RESOLVED, that this Legislature approves an agreement with Rochester Genesee Regional Transportation Authority at 1372 E. Main St., Rochester, NY, 14609 is to grant RGRTA a license for construction, maintenance and use of a bus shelter located at the County Office Building, 14016 Route 31, Albion, NY 14411; County cost \$0.

Moved, Smith; second, Bower.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 92-213**

AUTHORIZING THE CHAIRMAN TO SIGN A MEMORANDUM OF UNDERSTANDING WITH IBERDROLA, USA



WHEREAS, Orleans County wishes to enter into a Memorandum of Understanding with Iberdrola, USA, to evidence their intent to reasonably work together to build and establish a shared Microwave Network; be it

RESOLVED, that this Legislature authorizes the Chairman to sign said Memorandum of Understanding.

Moved, Johnson; second, Bower.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

Legislator Johnson moved a resolution to protect the privacy of New York State pistol license and concealed carry permit holders. She pointed out several important points in the resolution. She is concerned that there are liberal newspapers in our state that, under NYS FOIL laws, are obtaining a list of gun owners and then publishing the location of pistol permit owners. This has created an information bank for criminals to know where people who do not own guns reside. This has created a huge issue and this Legislature opposes the release of this information. Legislator Bower seconded the resolution. Legislature Johnson informed the public that the forms are available here today to sign and submit to keep the County Clerk to keep their privacy. She invited Tinker Young, SCOPE, to speak and indicated that he will be personally delivering this resolution as he goes to Albany tomorrow.

Mr. Young, Chairman of the Orleans County Chapter of SCOPE, thanked the board personally on behalf of all gun owners in Orleans County on their stand in opposing the NYS Safe Act. This Act is not designed to stop crime in any way shape or form. No criminal walking into the mall with a 50 round clip will stop at 7 rounds. If so, it will give him more time to run or hide. He does not feel that all of us need to sign a piece of paper to keep our privacy. The Legislators should make that determination for us so that we can always keep our privacy. He asked if we could consider in Orleans County to put it in black in white for our county to keep our privacy. He knows that the County Clerk will do her utmost best to keep the privacy of our residents. He informed the board that Homeland Security is purchasing 1.5 billion rounds of ammunition. He indicated that we only used 70 million rounds in the Iraq war. Chairman Callard asked

that this resolution also be forwarded to our Towns and Villages. The following resolution was adopted:

**RESOLUTION NO. 93-213**

RESOLUTION CALLING ON THE NEW YORK STATE LEGISLATURE TO ENACT, AND GOVERNOR CUOMO TO SIGN INTO LAW, SUCH LEGISLATION AS SHALL PROTECT THE PRIVACY OF NEW YORK STATE PISTOL LICENSE AND CONCEALED CARRY PERMIT HOLDERS

WHEREAS, the Second Amendment to the Constitution of the United States clearly states that “the right of the people to keep and bear Arms, shall not be infringed;” and

WHEREAS, Article XII of the Constitution of the State of New York clearly states, “The defense and protection of the state and of the United States is an obligation of all persons within the state;” and

WHEREAS, the right to privacy of citizens, particularly within the confines of their own homes, is a cherished American tradition growing out from the Fourth, Ninth, and Fourteenth Amendments, and a right affirmed by the United State Supreme Court; and

WHEREAS, The Journal News, a liberal newspaper based in Westchester County, did obtain through Freedom of Information Law filings, the names and addresses of pistol permit holders in Westchester and Rockland counties, and has demanded the same in Putnam County, and may seek such information anywhere in the State of New York under the same law; and

WHEREAS, said liberal publication, The Journal News, did then use said pistol permit information to create an interactive map of pistol permit owners’ homes; and

WHEREAS, in addition to jeopardizing the privacy of citizens exercising their Second Amendment rights, this also jeopardizes the safety of those citizens who have elected not to exercise their Constitutional right

to keep and bear arms by identifying for criminals which households are less likely to resist an invasion; and

WHEREAS, this information has already been utilized by criminals currently incarcerated at the Rockland County Jail, who have taunted guards there by informing them they now know their home addresses, such information having been gleaned from the interactive maps created by The Journal News; and

WHEREAS, the Honorable Dennis Sant, County Clerk for Putnam County, having receive the same Freedom of Information Law request, has refused to comply in order to protect his county's citizens; and

WHEREAS, the Honorable Michael H. Ranzenhofer of Clarence and several colleagues in the Senate did introduce S.2360 during the 2012 session, and the Honorable Gregory R. Ball of Patterson, in Putnam County, did, while serving in the Assembly, did introduce in various years, similar legislation; and

WHEREAS, said legislation was unable to gain passage because the leadership of the New York State Assembly, including Speaker Sheldon Silver, refused to allow it to be acted on in committee; and

WHEREAS, Senator Ball has indicated he will introduce such legislation again this session; and

WHEREAS, it is the right of the citizens of Orleans County to take any reasonable measures necessary to be secure in their homes against criminals and other dangerous trespassers; now, therefore, be it

RESOLVED, that the Legislature of the County of Orleans does hereby call upon the New York State Legislature to set as a top legislative priority the passage of legislation amending §400 Subdivision 5 of the Penal Law, to make confidential the personal information of pistol permit holders and applicants; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon the leadership of the New York State Assembly to cease its blocking of such legislation; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon its full delegation to the New York State Assembly to vote in the affirmative on any bill as shall increase protection of the identities of pistol permit holders, except as such protections shall be included with legislation that restricts the Second Amendment rights of New Yorkers, and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby call upon the New York State Senate to vote upon, and pass, such legislation immediately; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon Governor Cuomo to endorse such legislation and sign it into law immediately upon its enactment by the New York State Legislature; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans commends the Honorable Dennis Sant for his execution of his charge, namely protecting the right to privacy of his county's citizens; and be it

FURTHER RESOLVED, that the County of Orleans shall forward copies of this Resolution to Governor Cuomo, Senate Vice President Pro Tem George D. Mazarz; Member of Assembly Steve Hawley; Member of the Assembly Jane L. Corwin; Senate Temporary President Dean G. Skelos, Senate Deputy Majority Leader Thomas W. Libous, Senator Gregory R. Ball, Senator Michael H. Ranzenhofer, Speaker of the Assembly Sheldon Silver, Assembly Majority Leader Joseph D. Morelle, Assembly Minority Leader Brian M. Kolb, EL Tinker Young, Orleans County Chapter of SCOPE; Orleans County Federation of Sportsmen Clubs; NYSAC; and InterCounty Association of Western New York; and all others deemed necessary and proper.

Moved, Johnson; second, Unanimous.  
Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 94-213**

**AUTHORIZING FILLING A POSITION AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full time night shift charge nurse has resigned; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time night shift charge nurse position, a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of a full-time RN Charge Nurse position (6030.007) at the Villages of Orleans Health and Rehabilitation Center effective February 28, 2013.

Moved, Eick; second; Rush.  
Adopted. 6 ayes, 0 nays; 1 absent, Allport.

**RESOLUTION NO. 95-213**

**AUTHORIZING TAX ABATEMENT FOR TOWN OF CLARENDON OLD STONE STORE**

WHEREAS, the Town of Clarendon became vested with title to the real property commonly known as 16301 East Lee Road in the Town of Clarendon, tax map no. 98.9-1-21 commonly known as the Old Stone Store; and

WHEREAS, the Town of Clarendon is in the process of selling the said real property to a party for rehabilitation in a historically consistent fashion which sale is contingent upon relief from unpaid real property taxes and penalties; and

WHEREAS, the real property is currently included in the pending In Rem Tax Foreclosure Proceeding and the County Treasurer has

consented to withdraw the parcel from the In Rem Proceeding in order to allow the sale by the Town of Clarendon; and

WHEREAS, the Town of Clarendon has requested this Legislature to grant relief from unpaid taxes and penalties in order to allow the sale and rehabilitation of the parcel as part of the Town's revitalization efforts and to improve the visual impact of the parcel on the community in a historically consistent fashion; and

WHEREAS, this Legislature recognizes and determines that the sale and rehabilitation of said parcel is in the best interests of the Town of Clarendon which in turn serves the best interests of the County of Orleans; now, therefore be it

RESOLVED, that this Legislature hereby authorizes the County Treasurer as the chief tax enforcing officer of the County to permit a cancellation of all interest, penalties and solid waste/recycling charges with respect to said tax map parcel no. 98.9-1-21 without chargeback; and be it

FURTHER RESOLVED, that this Legislature directs cancellation of any unpaid taxes and relieved school tax with respect to said tax map parcel no. 98.9-1-21 with appropriate chargebacks of the unpaid taxes and relieved school tax to the taxing entities.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes, 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 96-213**

**APPROVING AGREEMENT WITH THE HIGHWAY DEPARTMENT  
AND LABELLA ASSOCIATES, P.C.**

RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State Street, Suite 201, Rochester, NY 14614 to perform Professional Engineering Services for the County Highway Culvert Inventory and Database Input at a County cost of \$5,000. All data input and project

deliverables to be completed and submitted to Orleans County prior to July 31, 2013.

Moved, Smith; second, Bower.

Adopted. 6 ayes, 0 nays; 1 absent, Allport.

Legislator Eick announced that Congressman Collins will be in Medina this Saturday at 10:00 a.m. at the Shirt Factory to meet the public.

Legislator Eick moved into executive session at 6:10 p.m. to discuss information relating to a current investigation and union negotiations per Open Meetings Law Sections 105 (c) and (e); seconded by Legislator Johnson. Motion Carried. Legislator Bower informed the public that no further business will be conducted.

Legislator Eick moved to reconvene the meeting from Executive Session at 6:30 p.m.; seconded by Legislator Smith.

With there being no further business, Legislator Eick moved to adjourn; second by Legislator Smith. Meeting adjourned at 6:31 p.m.

**LEGISLATURE MEETING**  
March 13, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present, with the exception of Legislator Rush.

The Clerk presented the following communications: InterCounty Association of Western New York will be holding their monthly meeting in Wyoming County at Beaver Hollow Conference Center, The Biggest Loser Resort, on March 15<sup>th</sup>. The Medical Reserve Corps will hold a fire/emergency preparedness session at the Hoag Library on March 16<sup>th</sup> from 10 a.m. to 12 p.m. In celebration of Crime Victims Rights Week, the Annual Candle Light Vigil will be held on Thursday, April 25<sup>th</sup> from 5:00 to 8:00 p.m. at the Orleans County Courthouse steps. Permission is being requested to use the Courthouse for this event.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through February, 2013.

Chairman Callard opened the floor for discussion. Paul Rusin, Murray, thanked the Legislators for their action on the NY SAFE Act. He expressed that it is hard to hear in the chambers and suggested that speakers be installed. Chairman Callard indicated to him that we do have hearing devices available to the public to use upon request. Paul also suggested that meetings be videotaped in the case of a circumstance to where they can review the meeting again.

Chairman Callard reminded the public that Legislators are available before or after the meeting to discuss issues that do not pertain to the agenda. He wanted public comment only on items that are agenda related.

Mr. Rusin inquired about Resolution No. 102-313. Mr. Nesbitt explained that this pertains to the billing for the Early Intervention Program which involves special needs children from ages 3 to 5, which is no additional cost to the County.



Allen Lofthouse, Kendall, inquired about Resolution No. 106-313. Legislator Bower explained that if an emergency call comes from a cellular phone, this new system will help in pinpointing their location. He also expressed that more people are relying on cell phones and many no longer maintain their landlines.

Paul Lauricella, Yates, expressed that the Local Law introduced today should be thrown into the garbage. He asked why anyone would want to take term limits away from board appointments. Legislator Bower stated that he has sat on many boards over the years and it is hard to get people to serve especially designated areas needed for representation so if they are willing to serve, such as a Doctor, they will be asked to continue to serve if there are no term limits. Mr. Lauricella indicated that he would be willing to serve if asked. Chairman Callard advised that comments pertaining to this issue can be made at the upcoming Public Hearing.

Mr. Lauricella inquired about Resolution No. 99-313, concerning the IDA sales tax breaks and he shared his concern about businesses getting sales tax breaks on the backs of the taxpayers. Chairman Callard indicated that we are delaying the possibility of the state taking power away from the counties and that is why the county is objecting to them and having decisions made on a reasonable basis. It is counterproductive on the county itself. Mr. Lauricella added that to give people money to come to set up business in our County and then tax breaks too is just not right.

Mr. Lauricella also commented on Resolution No. 106-313 in that we are going to become a surveillance nation and everyone is helping homeland security to achieve their goal.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 97-313**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development

Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	3302-3456	\$394,580.39
Highway	134-141; 284-329	\$146,882.74
Nursing Home	1211-1218; 25795-25836	\$251,305.45
Job Development	No Claims	
Self Insurance	1024; 51749-51753; 51678	\$55,407.43

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 98-313**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 2-INTRO OF 2013 PERMITTING MEMBERS OF THE COMMUNITY SERVICE BOARD AND ITS SUB-COMMITTEES TO SERVE FOR MORE THAN TWO TERMS CONSECUTIVELY

WHEREAS, the County of Orleans wishes to remove the restrictions on the number of consecutive terms of service for members of the Community Service Board and any of its sub-committees; and

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled “A LOCAL LAW PERMITTING MEMBERS OF THE COMMUNITY SERVICE BOARD AND ITS SUB-COMMITTEES TO SERVE FOR MORE THAN TWO TERMS CONSECUTIVELY”; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 27<sup>th</sup> day of March at 4:25 p.m. at the Legislature Chambers, 3 South Main St., Albion, New York.

Moved, Eick; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 99-313**

#### **RESOLUTION OPPOSING THE GOVERNOR'S PROPOSAL TO LIMIT INDUSTRIAL DEVELOPMENT AGENCIES' ABILITY TO GRANT STATE SALES TAX EXEMPTIONS AS PART OF LOCAL ECONOMIC DEVELOPMENT EFFORTS**

WHEREAS, currently, an industrial development agency ("IDA") may grant exemption from State sales and use taxes for projects that the IDA determines advance the job opportunities, health, general prosperity, and economic welfare of the inhabitants of the county, region, and the State; and

WHEREAS, IDAs can provide State sales tax exemption without State approval and must give notice to the State of the agent/project operator's appointment; and

WHEREAS, IDA's are uniquely created and organized to cooperate with local economic development groups and deal with state agencies, local businesses, job retention, job creation, and grant inducements for economic development and stimulate economies of all sizes; and

WHEREAS, Governor Cuomo's proposed 2013-2014 Executive Budget contains a provision to restrict the authority of IDAs to provide State sales and use tax exemptions in the following ways:

- An IDA could only grant a State sales tax exemption to an agent or project operator that has been certified as a participant in the Excelsior Jobs Program, or is a business that would be eligible to participate in the Program,
- Eligibility in the Program is limited to certain types of firms, with specific criteria for job creation and capital investment for each type of firm,
- Before an IDA could award a State sales tax exemption, it would need to receive a determination from the Commissioner of Economic Development, in consultation with the Regional Economic Development Council, that the benefit plan is consistent with regional economic development strategies,
- An IDA would be prevented from providing a State sales tax exemption greater than that approved by the Commissioner of Economic Development,
- An agent or project operator would have to submit a claim for credit or refund to obtain a State sales tax exemption,
- An IDA would be required to send notice to the Tax Department when its appointment of an agent/project operator has expired or been revoked,
- An IDA would need to remit to the State any payments from a payment in lieu of taxes (PILOT) agreement for State sales and use taxes,
- If an IDA recaptures State sales and use tax monies from its agent or project operator, it would be required to turn such monies over to the NYS Commissioner of Tax and Finance,
- The bill would become effective immediately and apply to any IDA project, benefits, or PILOT agreements established or revised on or after the bill's effective date.

NOW THEREFORE BE IT RESOLVED, that the Orleans County Legislature opposes this proposal and calls for the Legislature to reject these reforms due to the detrimental impact they would have on local economic development and job creation efforts; and be it

FURTHER RESOLVED that the Orleans County Legislature shall forward copies of this resolution to Governor Andrew Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, the 10 regional economic development councils, The New York State Economic Development Council (NYS EDC), Orleans County Economic Development, NYSAC, InterCounty Association of Western New York, and all others deemed necessary and proper.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 100-313**

**AUTHORIZING THE HIGHWAY DEPARTMENT TO ACCEPT BID ON A 2013 NEW AND UNUSED SALT SPREADER**

WHEREAS, advertisement for sealed bids occurred and four bids were publically opened on February 28<sup>th</sup>; therefore be it

RESOLVED, that this Legislature authorizes the Highway Superintendent to accept the bid specifications of a 2013 New and Unused Salt Spreader from Snowfighting Equipment and Consultants of Buffalo, Inc., PO Box 126 Southside Station, Buffalo, NY 14220 in the amount of \$8,243 to be paid from the Road Machinery Fund account DM5130.270 – Capital Equipment. County Cost of \$8,243.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 101-313**

**APPROVING APPOINTMENT TO ORLEANS COUNTY BOARD OF HEALTH**

WHEREAS, Dr. Ciavarrì's term has expired and a doctor must be appointed to the vacancy per the membership requirements of the Orleans County Board of Health; now be it

RESOLVED, that this Legislature authorizes the appointment of Dr. David Bell to the Orleans County Board of Health for a term effective April 1, 2013 through December 31, 2017.

Moved, Eick; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 102-313**

#### **APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND THE NEW YORK STATE DEPARTMENT OF HEALTH**

RESOLVED, this Legislature approves an agreement between the Health Department and New York State Department of Health; Bureau of Early Intervention; Provider Approval & Due Process Unit, ESP Corning Tower, Rm 287, Albany, NY 12237-0660 has incorporated a new contract for the purpose of billing Early Intervention Services. All providers in which the Health Department contracts with will now submit their own bills for services to NYS for approval and payment. NYS will then bill the Health Department for the services rendered to the eligible children of Orleans County. Orleans County Health Department provides Early Intervention services and will also be submitting claims to NYS. Contract to be effective March 24, 2013 through March 23, 2017. County Cost \$0.

Moved, Eick; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Johnson moved a resolution to revise the County Hazardous Materials Plan by dissolving the Orleans County Special Response Team in the Emergency Management Office and removing it from the plan. She indicated that we now are becoming dependent on surrounding counties to

provide that service to us. Legislator Bower seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 103-313**

RESOLUTION FOR DISSOLUTION OF THE ORLEANS COUNTY SPECIAL RESPONSE TEAM IN THE EMERGENCY MANAGEMENT OFFICE AND APPROVING THE REVISION OF THE COUNTY HAZARDOUS MATERIALS PLAN

WHEREAS, Resolution No. 472-1101 established the Orleans County Special Response Team (SRT) in the Emergency Management Office; and

WHEREAS, membership for the SRT has dwindled to the point that the SRT is no longer able to field enough members to supply adequate personnel to respond to incidents; be it

RESOLVED, that the Orleans County Special Response Team is hereby dissolved; and be it

FURTHER RESOLVED, that the Hazardous Materials Response Plan, adopted by Resolution No. 68-104, has been revised to remove any reference and operating procedures for an Orleans County Special Response Team; and be it

FURTHER RESOLVED, that this Legislature approves the revised Orleans County Hazardous Materials Response Plan.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 104-313**

APPROVING AGREEMENT EXTENSION BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND SUPPLEMENTAL HEALTH CARE, INC.

WHEREAS, Resolution No. 210-611 approved an agreement between The Villages of Orleans Health and Rehabilitation Center and Supplemental Health Care for nursing services; now be it

RESOLVED, that this Legislature approves an agreement extension between The Villages of Orleans Health and Rehabilitation Center and Supplemental Health Care, 2005 Sheridan Dr, Buffalo, NY 14223 for agency nurse services on an as needed basis for the period July 1, 2012 to June 30, 2013; and be it

FURTHER RESOLVED, that the LPN and CNA cost schedule remains as follows:

	LPN	CNA
Weekday	\$35.00	\$23.00
Weekend	\$35.00	\$23.00

Holiday and Overtime hours over forty hours per week will be billed at time and half; and be it

FURTHER RESOLVED, that this agreement is subject to County Attorney and Chief Administrative Officer approval.

Moved, Eick; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 105-313**

**APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND MED REV RECOVERIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and Med Rev Recoveries, Syracuse, NY for the provision of collection services on resources owed to DSS; to be effective April 1, 2013 through March 31, 2014. Fee is 30% of recovered funds with no upfront costs.



Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 106-313**

APPROVING AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES OFFICE OF CYBER SECURITY

WHEREAS, the need exists for a Statewide address database and Statewide parcel layer that will enhance the ability of 911 Centers throughout the state to better determine the location of citizens needing police, fire, or emergency medical services; and

WHEREAS, The New York State Division of Homeland Security and Emergency Services Office of Cyber Security (DHSES OCS) is engaged in two separate but related projects: building a statewide address database and statewide parcel layer; and

WHEREAS, The New York State Division of Homeland Security and Emergency Services Office of Cyber Security is developing a Street Address Mapping (SAM) Project and desires to use the best available sources for the data build while not duplicating existing work. Recognizing that some counties have already mapped address points and most have data containing address information that could be useful for the data build (e.g., address points, building footprints, Master Street Address Guide (MSAG) ranges, Local Exchange Carrier subscriber database, Master Address lists, tax parcels) DHSES OCS is requesting copies of Orleans County address-related data to support the Statewide address point build. Source data provided may be used to add new address points, to validate the location and/or attributes of existing address points, or for other DHSES OCS internal uses; and

WHEREAS, while the statewide Address Point Geographic Information System (GIS) database will be publicly available, source data-apart from parcel data-will not be distributed outside of DHSES OCS

unless Orleans County instructs otherwise (e.g., it requests a provided data set be posted on the NYS GIS Clearinghouse); and

WHEREAS, *DHSES OCS* is simultaneously engaged in the implementation of the NYS Business Plan for Centralized Access to Consistent Cadastral Data, the goal being to create a publicly accessible digital statewide parcel data layer. The NYS GIS Coordinating Body and *DHSES OCS* collaborated with stakeholders across the State, including counties and other local governments, to develop the plan; now be it

RESOLVED, that Orleans County enter into an agreement with *DHSES OCS* to provide the following Data Set Names:

- 911 Data Base address points (Computer-Aided Dispatch [CAD] parcel centroids
- MSAG list
- Landmarks
- Parcel boundaries with the following attributes:  
street number; street suffix; street name; display boundaries; property class codes; SBL(Sector, Block, Lot); MSAG list; Landmarks

Data will be provided but not in a downloadable format or used in any internet/web feature service.

and be it

FURTHER RESOLVED, that there will be no costs levied upon the County or to the residents of the county in providing this information to *DHSES OCS*; and be it

FURTHER RESOLVED, that this agreement will be subject to review five years from its execution; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign this agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Allport moved to approve an agreement with Mollenberg Betz, Inc. to replace the boilers at the Mental Health Department; seconded by Legislator Smith. Legislator Smith added that Buildings and Grounds will be billing Mental Health for the service and they will be reimbursed so there is no cost to the county for this project. The following resolution was adopted:

**RESOLUTION NO. 107-313**

APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUND AND MOLLENBERG BETZ, INC.

WHEREAS, advertisement for sealed bids occurred and six bids were publically opened on December 14, 2012; therefore be it

RESOLVED, that this Legislature approves an agreement between Buildings and Grounds and Mollenberg Betz, Inc, 300 Scott St., Buffalo, NY 14204 for the replacement of boilers at the Orleans County Mental Health Department for the amount of \$44,450, to be paid from account A1620.403 – Maintenance Projects.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 108-313**

APPROVING RENEWAL OF AGREEMENT WITH FES ASSOCIATES TO PREPARE A LAKE ONTARIO REGIONAL HARBOR DREDGING PLAN

WHEREAS, Legislature Resolution No. 255-811 approved an agreement with FES Associates of Rochester, NY on August 24, 2011 to prepare a Lake Ontario Regional Harbor Dredging Plan; now be it

RESOLVED, this Legislature hereby renews said agreement through December 31, 2013 at no additional county cost and authorizes the Legislature Chairman to execute an Agreement Amendment with FES Associates.

Moved, Eick; second; Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 109-313**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY  
DISTRICT ATTORNEY’S OFFICE AND KEVIN ALLEN**

RESOLVED, that this Legislature authorizes the District Attorney’s Office to enter into an agreement with Kevin R. Allen, 19 Hutchins St., Batavia, NY to provide legal services particularly with respect to research and drafting of appeal briefs effective January 1, 2013 through December 31, 2013 with rate of payment to be commensurate with assigned counsel rates.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 110-313**

**AUTHORIZING PAYMENT OF TOURISM MATCHING FUNDS TO  
GREATER NIAGARA REGION**

WHEREAS, Resolution No. 353-1012 authorized application for, and receipt of, State I Love New York Matching Funds which, in part, are committed to regional tourism promotion; now be it

RESOLVED, that this Legislature hereby authorizes payment of \$46,932 to the Greater Niagara Region, 210 E. Main St., Batavia, NY 14020, to be paid from Tourism account A6410.468 - I Love New York Matching Funds with said amount to be expended for regional tourism promotion as follows:

5-County Greater Niagara Region	\$5,516
4-County Country Byways	\$28,666
2-County Genesee/Orleans Program	\$4,500
8-County Peace Garden Trail	\$250

Lake Ontario Sportfishing Promotion	\$3,000
Canal New York	\$2,000
Seaway Trail	\$3,000

Moved, Eick; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 111-313**

#### **AUTHORIZING AGREEMENT FOR MOTOR FUEL PURCHASES BETWEEN THE COUNTY OF ORLEANS AND QUALIFYING ORGANIZATIONS**

RESOLVED, that this Legislature hereby approves the execution of an agreement for Motor Fuel Purchases between the County of Orleans and organizations that are exempt from the payment of New York State sales and use taxes effective February 1, 2013 through January 31, 2014; and may automatically renew yearly, through January 31, 2018 unless either party wishes to renegotiate the terms of the agreement.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

### **RESOLUTION NO. 112-313**

#### **APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND EM SYSTEMS, INC**

RESOLVED, that this Legislature approves an agreement between EM Systems, Inc. and the Sheriff's Office for the 2013 Software Maintenance agreement covering the Jail Management System (JMS) in the Jail effective January 1, 2013 through December 31, 2013, at an annual cost of \$5,000 and \$125/per hour for on-site maintenance; to be paid from account A3150.270 - Capital Equipment; and be it

FURTHER RESOLVED, that this Legislature authorizes the automatic annual renewal of said contract effective through December 31, 2017 unless either party notifies the other in writing thirty days prior to the renewal date .

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to sign agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Bower moved a resolution, as amended by striking the first two “whereas” statements, to create and fill temporary positions at the Jail; seconded by Legislator Johnson. The following resolution was adopted:

**RESOLUTION NO. 113-313**

**AUTHORIZING CREATION AND FILLING OF TEMPORARY FULL TIME POSITIONS IN THE SHERIFF’S OFFICE**

WHEREAS, the Orleans County Jail must maintain NYS Commissioner of Corrections mandated staffing levels at every shift; and

WHEREAS, to help keep the cost of overtime at a minimum, it is requested that four temporary Correction Officer positions be created until such time as the security detail is no longer required; now be it

RESOLVED, that this Legislature authorizes the creation of four (4) temporary full-time Correctional Officer positions in the Sheriff’s Office at grade 5 of the Orleans County Sheriff’s Employees Association (OCSEA) contract effective March 14, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created temporary positions until such time the security detail is no longer required.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 114-313**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY ATTORNEY'S OFFICE AND MCCABE ASSOCIATES INC**

RESOLVED, that this Legislature authorizes the Chairman to sign an agreement with McCabe Associates Inc., 2242 Lyell Rd, Rochester, NY 14606 for security investigation and evaluation services.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 115-313**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND IM SOLUTIONS, INC**

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and IM Solutions, 109 Chatham Ave., Buffalo, NY 14216 for the provision of medical billing services in the amount of 50 to 55 hours per week, effective March 25, 2013 through April 1, 2014 at a cost of \$60,000.

Moved, Eick; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Eick moved into executive session at 4:53 p.m. to discuss information relating to a current investigation and pending litigation per Open Meetings Law Sections 105 (c) and (d); seconded by Legislator Johnson. Motion Carried.

Legislator Bower moved to reconvene the meeting from Executive Session at 5:36 p.m.; seconded by Legislator Bower.

With there being no further business, Legislator Bower moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:36 p.m.

## LEGISLATURE MEETING

March 27, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislators Rush and Smith.

The Clerk presented the following communications: Jim Sinner President and CEO of Orleans Community Health are requesting that the Orleans County Legislature support Legislation, along with over 300 other municipalities throughout New York State to create tobacco free parks. He is also asking that the Orleans County Legislature take action to create a tobacco free policy for all county parks within Orleans County. Orleans County Treasurer has reported two Real Property Tax refunds issued this calendar year per Resolution No. 19-113. The Genesee Finger Lakes Regional Planning Council's Spring Regional Local Government (full-day) Workshop is May 16<sup>th</sup> at the Burgundy Basin Inn in Pittsford. Early registration deadline is May 7<sup>th</sup>. This training fulfills the state training requirement for local planning officials. Gia Arnold, of NYR (New York Revolution) Orleans County, is requesting use of the Courthouse steps and use of power on April 13<sup>th</sup> to hold a peaceful gathering of 2<sup>nd</sup> Amendment supporters in Orleans County between 11 a.m – 2 p.m. Their intent is to host speakers and network amongst supporters. They plan to set up at 10 a.m. and be off the premises by 4 p.m. after cleaning up. The Orleans County Legislature approved this request. Prescription Drug Take Back Day – Saturday, April 27<sup>th</sup> from 10 a.m. to 2 p.m. Locations to drop off prescriptions include Holley Fire Department, Medina Fire Department, and the Orleans County Public Safety Building.

The Treasurer stated that she handed out her report at the last meeting but did report that she was very close to closing the books for 2012.

Chairman Called opened the floor for discussion. John Panek, Albion, stated that he started Panek Farms on Countyhouse Road; dedicating his life to farming and didn't follow up on what was happening around him. In the last few years they have had health problems and have landed into



the Villages Rehab section, after being in several other facilities. He was amazed at the treatment that happens there. He shared his concern about the sale of the facility to go for profit and not for care. He wanted to express his feelings and to have the Board keep their family members in mind as to where they want to go for care. He also indicated that George Lamont, who was unable to make it today, has also been highly grateful for the care his family has received at the Villages.

Daniel Schuth, Orleans County Soil and Water District Manager, stated that in October of 2012 NYS Ag and Markets announced a grant opportunity for funding under the Ag Non- Point Source Pollution Abatement Control Program. They had \$14.2 million available to be handed out on a competitive basis. It was recently reported that 76 applications were submitted for \$21.5 million, but the pot shrunk to \$12.2 million available for these grants. Mr. Schuth received a call several weeks ago that 29 grants would be funded and that Orleans County Soil and Water made the cut. Orleans County was awarded \$290,402 for this grant program which is based on cover crops for farmers along the Oak Orchard Water Shed. He explained that this is a three year program and money will go towards the seed for putting in cover crops. It is to see how it affects sections of the Oak Orchard River which DEC has labeled stressed or impaired due to sediment and nutrients in the water. This grant will get the cover crops planted in Ag land so the roots help keep soil in place therefore reducing run off to our streams. He explained the process and explained that farmers will use less chemicals and fertilizer because they are being held in the field by this cover crop. Therefore the quality of our soil and water goes up.

Chairman Callard also stated that Mr. Schuth represented Orleans County at a recent multi county meeting concerning dredging in our harbors and asked if he would report on this meeting. Mr. Schuth stated that this meeting pulled together Legislators from Niagara County, county residents, stakeholders of area yacht clubs and marina operators, and Town Supervisors from Newfane and Olcott area. He expressed that the Oak Orchard Harbor is a tourism attraction and brings money to our county, same for Niagara County harbors. These other towns have gotten further along in looking into dredging their harbors. They feel they are losing tourism because word spreads fast if boats can't get into our

harbors. This was a pre-meeting to discuss working together. Wilson has prepared an engineering plan for dredging, Olcott is close in completing theirs and we are a bit behind, indicated Mr. Schuth. First is sampling of the material and analysis of the sediment in the harbor area. To dredge material out is \$30 - \$50 per ton to remove to the lake and dump it. If there are high levels of contaminants, it has to go to a hazardous material landfill which doubles the cost of the removal. The Army Corp of Engineers, and NYS DEC representatives from regions 8 and 9 were present. They all were very receptive in accepting sampling plans as the first step towards dredging. There is no money to go forward and we are at the talking stages on how to address this as a group, said Mr. Schuth. He felt this meeting brought together the right people at the right time and no negativism was noticed. Chairman Callard stated that we are moving ahead to have our plan completed this year but he understands that monies will not be available from the state or federal government until next year. He said our situation at Oak Orchard Harbor is four to five feet in depth but at Wilson Harbor is three feet, which is becoming very problematic. Mr. Schuth also voiced concern that the federal government could be responsible between two jetties but the boats near the marina's are the state or county responsibility and this needs to be worked through by each party and agreeing to do their part. The stakeholders are taking this seriously, stated Mr. Schuth. Chairman Callard thanked Mr. Schuth for his involvement and today's report.

Chairman Callard invited the Election Commissioners to come to address their concern for a resolution on the today's agenda for a proposed law change by New York State to expand voting days. He stated that it is important for the people to understand the consequences and the local impact to the taxpayers. Commissioners Piedimonte and Grabowski were welcomed to comment on this resolution

Commissioner Piedimonte informed us that the State's plan would cost Orleans County approximately \$55,000 for two primaries. They are proposing voting seven days a week before the primary from 8 a.m. to 7 p.m. They propose voting 14 consecutive days before the general election from 7 a.m. to 7 p.m. Under this law, hoping this does not affect Orleans County, every county would have to have five sites. If Orleans County would be permitted to have one site, the cost would be approximately

\$15,000 to \$20,000. It would be ridiculous to require five sites for the county of our size, indicated Commissioner Piedimonte. The Orleans County Board of Elections opposes this at this time. He also added that we would need two to four people, a Democrat and Republican, at each of the sites, which is also costly along with a concern of not having enough people to staff the sites based on these new requirements of the law. Commissioner Grabowski added that she does not see any reason for this in Orleans County. Now, if someone cannot get to the polls, they are able to apply for an absentee ballot application and an absentee ballot would be mailed to them. Chairman Callard asked if every state in the nation does this. Commissioner Piedimonte responded that thirty-two states do. New York City only had a 45% turnout at the last election and this is where it is being pushed from. They have the power and votes to make this law happen. Commissioner Piedimonte spoke to Assemblyman Hawley the other day and he does not think this will be stopped.

Legislator Bower spoke on the closure of the Continuing Day Treatment that was at Mental Health. On Monday, he rode the bus with twelve Orleans County people attending the Continuing Day Treatment program in Genesee County. He spoke with them along the ride there and indicated it was a very happy atmosphere and he found no problems at all with the ride. He spent an hour and a half going through the Genesee County program, speaking with those who provide the services. Legislator Bower indicated he is completely satisfied that this Legislature did the right thing because they provide more services due to a larger staff and more funds to do things with this program.

Legislator Bower announced that he will not be seeking re-election and he assured the public that he will be here until December 31<sup>st</sup> doing the people's work.

Legislator Eick thanked Legislator Bower for reporting on his travels. He appreciates knowing that the committee recommended the right thing. Chairman Callard credited Legislator Bower for taking the time and effort to look into this and for always caring, which has always been appreciated.

The following resolutions were presented for adoption:

**RESOLUTION NO. 116-313**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	3472-3604	\$386,224.40
Highway	No Claims	
Nursing Home	1219, 1222-1230; 25837-25864	\$225,647.47
Job Development	1160-1168	\$16,363.46
Self Insurance	1025; 51823-51826; 51828	\$81,961.50

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 117-313**

**AUTHORIZING CREATING AND FILLING A TEMPORARY POSITION IN THE HIGHWAY DEPARTMENT**

RESOLVED, that this Legislature authorizes creating one (1) full-time temporary Motor Equipment Operator position (D5110.31\*) in the Highway Department at grade H2 of the CSEA Salary Schedule for the mowing season of June 1st through October 31, 2013, to be paid from D5110.100; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created, vacant position.

Moved, Allport; second, Eick.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

### **RESOLUTION NO. 118-313**

#### **APPROVING RENEWAL AGREEMENT BETWEEN PROBATION DEPARTMENT AND AUTOMON CORPORATION**

RESOLVED, that this Legislature approves a renewal agreement between Probation Department and Automon Corporation, 10450 N. 74<sup>th</sup> St., Scottsdale, AZ 85258, for a maintenance contract to maintain the Probation Case Management System (Caseload Explorer) for the term of June 21, 2013 through June 21, 2014 at a cost of \$6,822.50.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

### **RESOLUTION NO. 119-313**

#### **RESOLUTION OPPOSING THE PASSAGE OF LEGISLATION TO ALLOW EARLY VOTING, OR TO ALLOW COUNTIES TO OPT-IN TO EARLY VOTING OPPORTUNITIES, AND FOR THE STATE TO FULLY FUND ANY INCREASED COSTS ASSOCIATED WITH EARLY VOTING**

WHEREAS, A. 689 (Silver)/ S.1461 (Stewart-Cousins) has been introduced in the New York State Legislature establishing early voting in primary, general, and special elections in the State of New York; and

WHEREAS, this bill would allow early voting to take place up to 14 days before a general election and up to a week before a primary or special election, from 8:00 am until 7:00 pm on every early voting day including Saturday and Sunday; and

WHEREAS, county boards of elections would be required to select a minimum of five polling places throughout each county and provide election inspectors at each location; and

WHEREAS, county boards of elections would also be required to follow the same polling place protocols that are observed on election day on all early voting days; and

WHEREAS, there will be costs associated with staffing early voting locations, and printing of county paper ballots associated with early voting; and

WHEREAS, the 2 percent tax cap and insufficient relief from state-imposed mandates has placed an unprecedented strain on local governments to provide more services with less funding; now, be it

RESOLVED, that the Orleans County Legislature does hereby oppose the passage of legislation requiring counties to implement early voting; and be it

FURTHER RESOLVED, if the proposal is enacted, allow counties to opt-in to providing early voting opportunities and the State needs to fully fund the cost of early voting for those counties that provide early voting; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the sixty-two counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, New York State Assembly members Steve Hawley and Jane Corwin, NYSAC, Orleans County Towns, and all others deemed necessary and proper.

Moved, Eick; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 120-313**

**APPROVING AGREEMENT AMENDMENT BETWEEN COMPUTER SERVICES AND SYSTEMS MAINTENANCE SERVICES**

RESOLVED, that this Legislature amends Resolution No. 52-113 for an agreement between Computer Services and Systems Maintenance Services for server hardware maintenance, to include an additional server, Proliant DL 380 G5 with model number 3918356-B21 at a cost of \$396, effective February 1, 2013 through January 31, 2014.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 121-313**

**APPROVING AGREEMENTS BETWEEN THE SHERIFF'S OFFICE AND SOFTCODE, INC AND AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE SHERIFF'S BUDGET**

RESOLVED, that this Legislature approves an agreement between the Sheriff's Office and Softcode, Inc. for Civil Serve Version 4 upgrade at a cost of \$9,375; with said agreement to be reviewed for continuation of services on or before April 1, 2018; and be it

RESOLVED, that this Legislature approves an agreement between the Sheriff's Office and Softcode, Inc. for annual support of Civil Serve, commencing January 1, 2013 through December 31, 2013, at an annual cost of \$2,000 per year; and be it

FURTHER RESOLVED, the Treasurer is authorized to transfer funds within the Sheriff's Budget as follows:

From:

A3110.100	Personal Services	\$9,375
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To:

A3110.460	Training & Education	\$9,375
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Moved, Bower; second, Johnson.  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 122-313**

**APPROVING AGREEMENT BETWEEN BUILDINGS & GROUNDS  
AND TRANE**

RESOLVED, that this Legislature approves an agreement between Buildings & Grounds and TRANE of 45 Earhart Dr., Buffalo, NY 14221 for the replacement of four (4) VFD's (Variable Frequency Drive) at the County Office Building, per written proposal submitted, in the amount of \$13,380 with such work to be completed and paid from account A1620.418 - Other Contractual Expenses; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget as follows:

<u>From:</u>		
A1990.435	Contingency	\$13,380
 <u>Appropriation:</u>		
A1620.418	Other Contractual Expenses	\$13,380

Moved, Allport; second, Eick.  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 123-313**

**AUTHORIZING TEMPORARY INCREASE OF HOURS FOR  
EMPLOYMENT AND TRAINING COUNSELOR IN THE JOB  
DEVELOPMENT AGENCY**

WHEREAS, the Summer Youth Program requires assistance for staffing by a temporary Employment and Training Counselor each year; now, therefore be it



RESOLVED, that this Legislature authorizes a temporary increase in hours for the part-time Employment and Training Counselor assigned to the youth participants to 35 hours weekly for the period June 3, 2013 to August 30, 2013 to accommodate increased work for the Summer Youth Program. This is contingent on receiving funding.

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

### **RESOLUTION NO. 124-313**

#### **AMENDING AND APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

WHEREAS, the following parties entered into an agreement for calendar year 2013, which was authorized by Resolution No. 426-1212; and

WHEREAS, the parties are desirous of revising the agreement so as to increase the hourly rate paid to the Contractor; now, therefore be it

RESOLVED, that the aforementioned agreements are amended as follows:

Tulio Ortega MD, 2 Featherstone Court, Pittsford, NY 14534, providing services as Psychiatrist/Medical Director, the hourly rate increase from \$136.45 per hour to \$144.00 per hour, an increase of \$7.55 per hour from April 1, 2013 to December 31, 2013.

Kashinath B. Patil, MD, 490 Ridge Road, Rochester, NY 14621, providing services as Staff Psychiatrist, the hourly rate increase from \$132.48 per hour to \$140.00 per hour, an increase of \$7.52 per hour from April 1, 2013 to December 31, 2013.

Professional Psychiatric Services, PC, c/o Anthony Racaniello, MD, Unit 10-04, 2 Constitution Court, Hoboken, NJ 07030, for contract services to be provided by Anthony Racaniello, MD as Staff Psychiatrist, the hourly

rate increase from \$132.48 per hour to \$140.00 per hour, an increase of \$7.52 per hour from April 1, 2013 to December 31, 2013; and be it

FURTHER RESOLVED, that this Legislature approve the following agreement for the Mental Health Department:

Hillside Children's Center, Inc., 24 Main St., Mt. Morris, NY 14510 providing a program of family resiliency as a community support service for individuals with mental and emotional problems who are living in the community from January 1, 2013 to December 31, 2013 at a cost of \$79,112. County cost is \$0.

Moved, Eick; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

### **RESOLUTION NO. 125-313**

#### **APPROVING APPOINTMENTS TO THE AGING ADVISORY COUNCIL**

RESOLVED, that this Legislature approves the following appointments to the Office for the Aging Advisory Council for a three year term, effective April 1, 2013 through March 31, 2016, replacing Gloria Costello and Cindy Piedimonte:

Nancy Mack	343 S. Main St., Albion, NY 14411
Leon Randall	16566 Ridge Rd., Holley, NY 14470

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

### **RESOLUTION NO. 126-313**

#### **AUTHORIZING TREASURER TO SET-UP NEW MONEY IN THE SHERIFF'S BUDGET AND AUTHORIZING PURCHASE OF AN ADDITIONAL THERMAL IMAGING INFRARED CAMERA**

WHEREAS, Resolution No. 289-911 authorized the Sheriff to apply for grant funds from the U.S. Department of Homeland Security for Operation Stonegarden (FY2010); be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget to purchase Thermal Imaging Infrared Cameras and accessories:

Revenue:

A4308	Homeland Security/ Operation Stonegarden (FY2010)	\$8,234.92
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Appropriation:

A3110.486	Special Grants	\$8,234.92
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FURTHER RESOLVED, this Legislature authorizes the purchase of a second Thermal Imaging Infrared Camera and accessories from Port Supply, PO Box 50060, Watsonville, CA 95076, in the amount of \$8,234.92 to be paid from account A3110.486 – Special Grants.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 127-313**

**APPROVING PROPOSAL FOR HOUSEHOLD HAZARDOUS WASTE COLLECTION**

RESOLVED, that this Legislature hereby approves the proposal for household hazardous waste collection by Environmental Enterprises, Incorporated of Cincinnati, Ohio at the following waste unit costs, payment to be made from the Solid Waste Reserve Account:

Aerosol Cans	\$ .75 per pound
Anti-Freeze	\$ .16 per pound
Chemicals (labpacks)	\$1.00 per pound
Corrosive Acids	\$1.00 per pound

Corrosive Bases	\$1.00 per pound
Fluorescent Tubes	\$ .75 per pound
Household Cleaners	\$1.00 per pound
Miscellaneous Chemicals (reactives)	\$2.95 per pound
Oil Base Paints (liquids)	\$ .20 per pound
Oil Base Paints & Varnishes (sludges)	\$ .19 per pound
Oil Filters	\$ .09 per pound
Organic Liquids	\$ .19 per pound
Oxidizers	\$1.00 per pound
Pesticides/Insecticides	\$1.05 per pound
Pesticides/Insecticide (dioxin precursors)	\$1.05 per pound
Poisons	\$1.00 per pound
Resins & Adhesives	\$ .35 per pound
Waste Oil	\$ .09 per pound

Moved, Eick; second, Allport.  
Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

The Household Hazardous Waste collection day is scheduled for June 15, 2013.

**RESOLUTION NO. 128-313**

**PROVIDING NEW AUTHORIZATION AND SET UP OF NEW MONEY FOR THE CAPITAL PROJECT RADIO ACCOUNT**

WHEREAS, total funds to be received as part of the FCC mandated rebanding (Sprint/Nextel/EF Johnson) in the amount of \$489,205.99 need to be authorized and set up in the Capital Project Radio Account; therefore be it

RESOLVED, that the County Treasurer be, and is hereby authorized to set up additional authorization in the Capital Project Radio Account, as follows:

<u>Revenue</u>		
H1590	911/Radio Comm	\$489,205.99

Appropriation

H3097.250

Capital Project Radio

\$489,205.99

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 129-313**

**AUTHORIZING PAYMENT OF CAPITAL PROJECT CLAIM FROM  
ACCOUNT H3097 CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature does hereby authorize the County Treasurer to pay the sum of \$1,004,849.20 to Harris Corporation PSPC 8058, P. O. Box 7247, Philadelphia, PA 19170-8058; said payment is made in connection with the Capital Project Radio project, and upon signing of the agreement.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 130-313**

**RESCIND RESOLUTION NO. 12-113 AND AUTHORIZE PAYMENT  
OF LEGAL SERVICES FROM CAPITAL PROJECT-RADIO PROJECT  
ACCOUNT**

RESOLVED, that this Legislature rescinds Resolution No. 12-113; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to pay \$42,135.27 for legal services provided by Shulman, Rogers, Gandal, Pordy & Ecker, P.A. related to FCC mandated rebanding; said payment to be paid from H3097.250 Capital Project-Radio Project.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 131-313**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND MOBILEX USA

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and Mobilex USA, 4950 Genesee St, Buffalo, NY 14225 for the provision of radiology services to residents effective March 1, 2013 through March 1, 2014 at an annual cost of \$9,000.

Moved, Eick; second, Allport.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 132-313**

APPROVING AGREEMENT FOR DOCK WORKER/CUSTODIAL SERVICES AT ORLEANS COUNTY MARINE PARK

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Ronald Bierstine, 1764 Oak Orchard Rd., Albion, NY 14411, to provide dock worker and custodial services at Orleans County Marine Park and Oak Orchard State Boat Launch from April 15, 2013 to October 15, 2013 at a cost not to exceed \$15,559 to be paid from Account A7180.432-Contracts & Agreements.

Moved, Eick; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 133-313**

APPROVING AGREEMENT AMENDMENT BETWEEN COMPUTER SERVICES AND HEWLETT PACKARD FINANCIAL SERVICES

WHEREAS, Resolution No. 31-110 approved a lease agreement with Hewlett Packard Financial Services, lease number 572D178B; now be it

RESOLVED, that this Legislature approves an agreement amendment between Computer Services and Hewlett Packard Financial Services, 420 Mountain Ave., PO Box 6, Murray Hill, NJ 07974-0006, to increase the annual lease payment from \$1,269.57 to \$1,333.84 per year; to be paid from account A1680.222 – Equipment Lease.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

### **RESOLUTION NO. 134-313**

#### **APPROVING AGREEMENT BETWEEN ORLEANS COUNTY PUBLIC DEFENDER AND NYS OFFICE OF INDIGENT LEGAL SERVICES**

RESOLVED, that this Legislature approves the agreement between the Orleans County Public Defender and NYS Office of Indigent Legal Services, State Capitol Rm. 128, Albany, NY 12224 to provide funds in the amount of \$78,219 to assist the County in improving the quality of indigent legal services; effective June 1, 2012 through May 31, 2015.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

Legislator Johnson moved a resolution to support NYS Senate Bill S02111 to give state income tax credit to volunteer firefighters and ambulance corps, in good standing, up to \$1,200; seconded by Legislator Bower. Legislator Johnson reported that there has been a reduction of 50 to 60% in total membership in our volunteer fire departments. She said if in this small way going from a \$200 credit that they now receive in their New York State Tax return to a \$1,200 credit gets a few more people involved in our volunteer fire departments to increase the membership, then there is truly a need. Legislator Johnson requested that this resolution be sent to our Towns, while Legislator Bower also suggested sending it to our Villages. Chairman Callard indicated that the training requirements have increased along with the costs. Emerson L. Tinker Young, Yates, who is a Lyndonville Fire Policeman, thanked the board for this resolution on

behalf of all volunteer firemen and EMS personnel. He reviewed the cost of the training and the increased requirements that these volunteer firemen have to complete. The EMT's have even more training. This \$1,200 is a dent to help with those costs. Leon Randall, Murray, is the Orleans County Trustee for the Western New York Firemen's Association stated that he supports this resolution. Legislator Allport stated that it should be noted, if he has the numbers right, that if Orleans County was forced to hire paid firemen to man ten of the firehouses, it would cost the county/towns \$7 to \$8 million a year. These volunteers deserve this because when 911 is called we expect them to show up, stated Legislator Allport. Legislator Johnson added that we should not be thanked, it is more appropriate for this Board to thank the volunteers that we rely on in emergencies. The following resolution was adopted:

**RESOLUTION NO. 135-313**

SUPPORTING NEW YORK STATE SENATE BILL S.02111 WHICH GIVES STATE INCOME TAX CREDIT TO VOLUNTEER FIRE FIGHTERS AND MEMBERS OF VOLUNTEER AMBULANCE CORPS IN GOOD STANDING UP TO \$1,200

RESOLVED, that the Orleans County Legislature hereby supports New York State Senate Bill S.02111, AN ACT to amend the tax law, in relation to providing for a credit against personal income tax for volunteer firefighters and members of volunteer ambulance corps, and asks that the New York State Assembly adopt similar legislation; and be it

FURTHER RESOLVED, that the Clerk to this Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz and New York State Assembly members Steve Hawley and Jane Corwin, NYSAC, Orleans County Towns and Villages, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.



**RESOLUTION NO. 136-313**

**AUTHORIZING SETTING UP NEW MONEY IN OFFICE FOR THE AGING BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Office for the Aging budget due to anticipating more revenue for 2013 (Resolution No. 192-512 authorized agreements), as follows:

Revenue:

A1972	Office for the Aging Fees	\$2,000
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Appropriation:

A6772.452	Personal Serv. Contracts – Orleans Community Health	\$1,000
A6772.452	Personal Serv. Contracts – Hospice of Orleans	\$1,000

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

Legislator Johnson moved to approve the grant application to New York State Division of Homeland Security and Emergency Services as was presented by Chuck Kinsey, Director of Computer Services, during today’s conference session. This will provide door controls, file systems, and security needed in the county. Legislator Bower seconded the motion. Chairman Callard indicated it will include cameras also. The following resolution was adopted:

**RESOLUTION NO. 137-313**

**AUTHORIZING GRANT APPLICATION TO NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

RESOLVED, that this Legislature authorizes the County to apply to the office of the New York State Division of Homeland Security and

Emergency Services for a Critical Infrastructure Grant for the fiscal year of 2012, in the amount up to \$40,000.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 138-313**

**APPROVING AGREEMENT BETWEEN BUILDINGS AND  
GROUNDS AND SHRED-IT USA, INC**

RESOLVED, that this Legislature approves an agreement between Buildings and Grounds and Shred-it USA, Inc., 440 Lawrence Bell Dr., Williamsville, NY 14221 for the provision of secure destruction of county records effective April 1, 2013 through March 31, 2016 at a cost prescribed in the price sheet and pick up schedule.

Moved, Allport; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

**RESOLUTION NO. 139-313**

**APPROVING AGREEMENT BETWEEN THE DISTRICT  
ATTORNEY’S OFFICE AND THE LAKE COUNTRY PENNYSAVER**

RESOLVED, that this Legislature approves an agreement between the District Attorney’s Office and Lake Country Pennysaver, 170 N. Main St., Albion, NY 14411 for the purposes of printing indictment covers and plea slips, as quoted below, for the period April 1, 2013 through March 31, 2018.

<u>Quantity</u>	<u>Print Job:</u>	<u>Cost:</u>
1000	Blue indictment covers	\$67.28
3000	White indictment covers	\$152.01
1000	Three-part plea slips	\$184.00

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Rush and Smith.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 5:14 p.m.

## LEGISLATURE MEETING

### April 10, 2013

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Chairman Callard called the meeting to order at 4:35 PM. After the pledge to the flag and invocation, led by Pastor Roy Harriger, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: A Spaghetti Dinner Fundraiser to benefit the ARC of Orleans County's Nutri-Fair/Meals on Wheels Program will be held on Thursday, April 11<sup>th</sup> from 4:30 p.m. to 7:00 p.m. Coffee at the College series continues at the GCC Medina Campus on Tuesday, April 16<sup>th</sup> from 8 to 9 a.m. They will offer a 20-minute presentation on new academic programs, new facilities master plan, workforce training initiatives and other news. The next meeting of the Oak Orchard Watershed Protection Alliance will be held April 17, 2013 at 7:00 p.m. at the Orleans County Soil and Water Conservation District office, 446 West Avenue, Albion, NY 14411. InterCounty Association of Western New York will hold their April meeting on Friday, April 19, 2013 at the Lakeside Restaurant and Tavern in Hammondsport, Steuben County. Prescription Drug Take Back Day – April 27<sup>th</sup> from 10 a.m. to 2 p.m. Locations to drop off prescriptions include Holley Fire Department, Medina Fire Department, and the Orleans County Public Safety Building. Freedom of Information Act, Open Meetings Law, Personal Privacy Protection Law presented by Robert Freeman, Chairman of the Committee on Open Government, a New York State Agency and The League of Women Voters of Orleans County on April 29, 2013 at 7:00 p.m. at the Shelby Town Clerk's Office, 4062 Salt Works Road, Medina, New York. Topic: Updates to the law since his 2006 visit. The program is free and open to all members of the public and public officials. This presentation will be followed by a public question and answer session. Orleans County Office for the Aging and The ARC of Orleans will hold their Spring Jubilee celebrating "Older Americans Month" on May 3, 2013, 10:00 a.m., at the Trolley Building at the 4-H Fairgrounds. The 31<sup>st</sup> Annual Youth Recognition Banquet will be held on May 9, 2013 at Hickory Ridge Golf and Country Club at 6 p.m. Orleans County Board of Health submitted a letter supporting legislation to create a tobacco free environment on County-owned grounds, and parks and playgrounds throughout Orleans County. Marcia B. Tuohey, OTB Director for Orleans

County, has provided the Western Regional Off-Track Betting Corporation Revenue Summary through 2012. ABATE of New York – Orleans County Chapter is requesting permission to use the Courthouse steps and power on Sunday, May 5, 2013 for their Motorcycle Safety and Awareness Rally. The Board approved this request.

Legislator Johnson presented Terrissa Drennan, Crime Victim’s Services Coordinator, with a proclamation to proclaim April 21-27 as Nation Crime Victim’s Rights Week in Orleans County. Mrs. Drennan invited everyone to attend the Candlelight Vigil on Thursday, April 25<sup>th</sup> at the Courthouse Steps. They will be honoring victims and then a cookie and punch reception will follow.

Legislator Eick presented a proclamation to Paul Pettit, Director of Public Health, proclaiming April as National Donate Life Month in Orleans County.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through March, 2013. She stated that she also included the Capital Projects report through the end of December 2012. She made a million dollar loan to the radio capital project so don’t be nervous when you review the reports.

Chairman Callard opened the floor for discussion on the resolution for presentation today. Paul Rusin, Holley, inquired as to what the Major Felony Crime Task Force is and does. Mr. Nesbitt explained that it involves multi units that investigate major felonies. A lot of their activity is mostly focused on drug work in our County and it results in major seizures of drugs, guns, and money. Chairman Callard added that we have similar agreements with the Villages of Albion and Medina. Legislator Johnson stated that each of the Villages contributes an officer and we make payment back to the village to compensate their payroll for their time they commit to the task force.

Paul Lauricella, Yates, questioned Chairman Callard why there is a limitation on his first amendment rights to speak only on items on today’s agenda. He stated that he always praised the Legislature for allowing people to speak their mind. Now it seems to be limited to what is on the

agenda, when people have other concerns on county issues. Mr. Lauricella questioned Resolution No. 153 concerning the participation in NYS Homeland Security grant for inoperability and asked what this pertains to. Legislator Johnson requested Paul Wagner, Director of Emergency Management to provide information about this grant. Mr. Wagner explained that the LEMPG is an annual grant that is passed through from the Federal government down through the State office to the local office to aim at several different facets of emergency management planning and response, for equipment acquisition. It is the basis of how we maintain our Comprehensive Emergency Plan in Orleans County. Mr. Lauricella asked about what type of equipment they plan to acquire. Mr. Wagner indicated that they will seek interoperable radio equipment which will include 20 portable radios and accessories to be used by all emergency agencies.

Chairman Callard wanted it to be understood that people are not precluded in speaking about county issues but there are times that people have gotten carried away with national and world wide issues and we are limited in the time for these types of discussion. Chairman Callard did not want anyone to feel that their privileges had been rescinded. He is trying to limit the discussion to the business of the county. Mr. Lauricella expressed that he understands that but sometimes the national things do reflect down to the county level. Chairman Callard stated if time permits, we can have those discussions.

Chairman Callard asked if any of the Legislators wished to offer anything. Legislator Smith introduced the Life Partnership Program who is present at today's meeting. Legislator Smith explained the dynamics of the program which is lead by GCC through a grant from the NYS Department of Education. This program provides academic and personal support services for students in grades 6 through 12. In 1989 this program began in Albion and Medina Schools. Theresa Zwifka, Director of Building Partnerships Program at GCC, works in the Albion School District introduced herself along with her partner from Medina School, Andrea Zena. Mrs. Zwifka stated she brought twelve students today to expose them to some civic opportunities and to hopefully get them involved in their community. The students stood while they introduced themselves and indicated what school they attend. A photo was taken of them along

with Legislators and their leaders. Chairman Callard thanked them for attending today.

The following resolutions were presented for adoption:

**RESOLUTION NO. 140-413**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	3621-3761	\$318,826.33
Highway	143-151; 330-366	\$101,696.05
Nursing Home	1231-1232; 1235-1248; 25865-25911	\$781,735.20
Job Development	No Claims	
Self Insurance	1026; 51890; 51945	\$17,366.38

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 141-413**

**AUTHORIZING EXTENSION OF A SPECIAL USE PERMIT TO OPERATE THE OAK ORCHARD STATE BOAT LAUNCH**

WHEREAS, Resolution No. 122-412 authorized Orleans County to operate and maintain the Oak Orchard State Boat Launch through October 31, 2012; now, therefore be it

RESOLVED, that this Legislature hereby approves the extension of the Special Use Permit for county operation and maintenance of the Oak Orchard State Boat Launch from April 1, 2013 through October 31, 2013.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 142-413**

APPROVING ACCEPTANCE OF GRANT FUNDING THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to accept monies in the amount of \$5,531 from the NYS Division of Criminal Justice Services for the Article 13-A Classification Alternatives to Incarceration ATI award for the delivery of Pre-Trial Services for grant period July 1, 2013 to June 30, 2014

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 143-413**

AUTHORIZING PROBATION DIRECTOR TO APPLY FOR GRANT FUNDING THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to apply for monies (\$149,616) from the NYS Division of Criminal Justice Services for the period of July 1, 2013 through June 30, 2014 for the following block grant funding:



Regular State Aid (RSA) to reimburse the county for probation services.

Probation Eligible Diversion (PED) to provide supervision and treatment to high risk offenders (Drug Court) eligible for services who are in jeopardy of incarceration.

Intensive Supervision Program (ISP) to provide Intensive Supervision to eligible felons who would otherwise be sentenced to incarceration in our local jail or with the New York State Department of Corrections.

Enhanced Sex Offender Supervision (ESSO) of level 2 and level 3 SORA Registerable Sex Offenders.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 144-413**

#### **APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND ARC OF ORLEANS COUNTY**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and ARC of Orleans County, Albion, NY for the provision of Consumer Directed Personal Care Assisted Program; to be effective May 1, 2013 through April 30, 2014 at rates established by the NYS Department of Health. County cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 145-413**

#### **AWARDING BIDS FOR VARIOUS MATERIALS AND COMMODITIES FOR HIGHWAY DEPARTMENT**

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the years 2013-2014; and

WHEREAS, such bids have been received, opened and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 146-413**

ADOPTING LOCAL LAW NO. 2 OF 2013, ENTITLED A LOCAL LAW PERMITTING MEMBERS OF THE COMMUNITY SERVICE BOARD AND ITS SUB-COMMITTEES TO SERVE FOR MORE THAN TWO TERMS CONSECUTIVELY

WHEREAS, Local Law No. 2-Intro of the year 2013 was introduced at a regular meeting of the Orleans County Legislature held on March 13, 2013 and a Public Hearing was held on March 27, 2013, at which time all interested persons wishing to speak were heard; now be it

RESOLVED, that Local Law No. 2 Intro of 2013 is hereby adopted as Local Law No. 2 of 2013 and be enacted as follows:

COUNTY OF ORLEANS  
LOCAL LAW NO. 2 OF 2013

Permitting Members of the Community Service Board and its Sub-Committees to Serve for More Than Two Terms Consecutively

SECTION 1: The intent of this local law is to remove the restrictions on the number of consecutive terms of service for members of the Community Service Board or any of its sub-committees.

SECTION 2: This local law is adopted pursuant to the enabling statute, Section 41.11(d) of the Mental Hygiene Law, and does hereby authorize and permit members of the Community Service Board, or any of its sub-committees, to serve for more than two terms consecutively.

SECTION 3: This local law shall be effective and applies to incumbents and all future appointments to the Community Service Board, to its sub-committees, as hereinafter approved.

SECTION 4: All resolution of the Legislature of Orleans County, to the extent that the same are inconsistent with this local law, are hereby superseded by this local law.

SECTION 5: This local law shall immediately after it shall have been adopted and certified copies thereof have been filed as required by Section 27 of the Municipal Home Rule Law of the State of New York.

Moved, Eick; second, Rush.

Roll Call - 7 ayes, Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

### **RESOLUTION NO. 147-413**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request by Paul A. Pettit, Public Health Director; to attend the Robert Wood Johnson Partnering for Sustainability conference held in Chicago, IL, May 8 – May 10, 2013. All expenses covered in full by the P2 Collaborative. County Cost \$0.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 148-413**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to recruit a part time RN charge nurse; and

WHEREAS, the creation of a part-time RN charge nurse will provide clinical coverage for The Villages of Orleans Health and Rehabilitation Center; now, therefore be it

RESOLVED, that this Legislature authorizes the creation of a part-time RN Charge Nurse position at a Grade 21 of the CSEA Salary Schedule at the Villages of Orleans Health and Rehabilitation Center; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position effective April 11, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the elimination of two (2) per diem RN Charge positions at The Villages of Orleans Health and Rehabilitation Center, one (1) effective immediately and one (1) effective upon the filling of the part-time RN Charge Nurse as authorized in this resolution.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 149-413**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to reduce overtime and staffing agency costs; and

WHEREAS, the creation of two (2) part-time Licensed Practical Nursing (LPN) positions and two (2) part-time Certified Nursing Assistant (CNA) positions will reduce overtime and agency staffing costs at The Villages of Orleans Health and Rehabilitation Center; now, therefore be it

RESOLVED, that this Legislature authorizes the abolishment of four (4) per diem LPN positions and four (4) per diem CNA positions effective April 11, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of two (2) part time LPN positions at a Grade 12 of the CSEA Salary Schedule and two (2) part-time CNA positions at a Grade 4 of the CSEA Salary Schedule at the Villages of Orleans Health and Rehabilitation Center; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position effective April 11, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 150-413**

RESOLUTION TO SUPPORT NEW YORK STATE ASSEMBLY BILLS A.88 AND A.824 REGARDING THE PROPOSED LAWS CONCERNING CONTACT INFORMATION FOR VACANT STRUCTURES

WHEREAS, vacant, abandoned, and foreclosed homes and structures have proliferated throughout New York State over the last five years; and

WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant structures do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly Bill A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding vacant structures; and require good faith in obtaining a foreclosure; now be it

RESOLVED, that the Orleans County Legislature hereby supports the passage of said Bills and respectfully requests that Senator George Maziarz, Assemblyman Hawley and Assemblywoman Corwin, the State Representatives who represent constituents in the Towns and Villages of Orleans County, support the passage of said Bills; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is directed to send copies of this resolution to Governor Andrew Cuomo, Senate Majority Leader Dean Skelos, Assembly Speaker Sheldon Silver, Senator George Maziarz, Assembly members Michael P. Kearns, Steve Hawley and Jane Corwin, NYSAC, InterCounty of Western New York, Orleans County Towns and Villages, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson requested that copies of each of the Assembly Bills accompany the resolutions when distributed.

### **RESOLUTION NO. 151-413**

#### **APPROVING APPOINTMENT TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Raymond Wenzel 15704 Carr Rd Kent, NY 14477	Town of Kendall (Alternate)	12/31/2013

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 152-413**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF HOLLEY FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Holley for the fiscal year of 2013; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$25,000 per year to the Village of Holley with such payments to the municipality in an amount commensurate with the participation for 2013.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 153-413**

AUTHORIZING EMERGENCY MANAGEMENT TO PARTICIPATE IN THE LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT FY 2012

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for participation in the Local Emergency Management Performance Grant FY2012 through the NYS Division of

Homeland Security and Emergency Services (DHSES) in the amount of \$20,665 to be used for interoperability, for the period June 1, 2012 through May 31, 2014; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 154-413**

**CONFIRMING APPOINTMENT OF MENTAL HEALTH DIRECTOR**

RESOLVED, that this Legislature confirms the Community Services Board's appointment of Mark O'Brien to the position of Mental Health Director, at grade 11, step 7 of the Management Salary Schedule, effective April 30, 2013.

FURTHER RESOLVED, that this Legislature appoints Mark O'Brien as the countywide corporate compliance officer with an annual stipend of \$2,500.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 155-413**

**SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES NOTWITHSTANDING ANY RESOLUTION HERETOFORE ADOPTED**

RESOLVED, that the following terms of auction for County-owned property for the auction to be held Wednesday, May 22, 2013 at 11:00 a.m. at the Albion American Legion Post, 131 South Main Street, Albion, New York, be approved by this Legislature as follows:



TERMS OF AUCTION  
ORLEANS COUNTY TAX PROPERTY AUCTION  
ALBION AMERICAN LEGION POST  
ALBION, NEW YORK  
May 22, 2013  
11:00 AM

This is the sale at public auction of various parcels of real property, which have been conveyed in the County of Orleans by final judgment under the so-called In Rem Tax Foreclosure Proceedings. This sale is ordered by various resolutions of the Orleans County Legislature and is in accordance with the appropriate provisions of the Real Property Tax Law. This sale and sale of each and every parcel herein is upon the following terms:

TERMS AND CONDITIONS  
OF THE  
ORLEANS COUNTY AUCTION OF TAX FORECLOSED PROPERTY

1. Orleans County acquired title to these properties in accordance with Article 11 of the Real Property Tax Law of the State of New York, and all known rights of redemption under said provisions of law have been extinguished by the tax sale proceedings; and/or as a result of forfeiture.
2. For purposes of these Terms and Conditions, parcel shall be defined as a section, block and lot number.
3. All real property, including any buildings thereon, is sold "AS IS" and without any representation or warranty whatsoever as to the condition or title, and subject to: (a) any state of facts an accurate survey or personal inspection of the premises would disclose; (b) applicable zoning/land use/building regulations; (c) water assessments are the responsibility of the purchaser, whether they are received or not; (d) the levied 2013 Town and County tax bill including any releived taxes, 2012/2013 village taxes, 2012/2013 school tax, any village or town water and sewer rents and assessments, in addition to any other applicable charges (including, but not limited to, omitted and pro rata taxes, demolition charges, interest and penalties); and (e) for purposes of taxation, the

- purchaser shall be deemed to be the owner prior to the next applicable taxable status date after the public auction.
4. The purchaser shall be solely responsible for the payment of: the levied 2013 Town and County tax bill including any relieved taxes; any Village taxes levied after May 31, 2013, the 2013/2014 school taxes, the 2014 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.
  5. All purchasers are advised to personally inspect the premises and to examine title to the premises prior to the date of the auction. Upon delivery of the quitclaim deed by the County of Orleans to the successful purchaser, any and all claims with respect to title to the premises are merged in the deed and do not survive.
  6. No personal property is included in the sale of any of the parcels owned by Orleans County, unless the former owner or occupant has abandoned same. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.
  7. All informational tools, such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record cards, etc., are for identification purposes only and are neither a guarantee nor a warranty as to location, dimensions, parcel use and/or size, or anything else. THE COUNTY, THE AUCTIONEER, AND THE AUCTION SERVICE MAKE NO WARRANTY EXPRESSED OR IMPLIED IN CONNECTION WITH THIS SALE.
  8. The County of Orleans reserves the right, in its sole discretion, to withdraw from the auction any of the properties listed on the schedule of real property.
  9. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific parcel(s) is so designated and sold subject to the provisions of law applicable thereto.
  10. All bidders are required to register and provide suitable personal identification prior to the auction. Auctioneer reserves the right to decline registration if identification is not sufficient.

11. All bidders are required to use the bidder number issued to them for all purposes associated with the auction. A bidder may not bid on behalf of a party who is on the prohibited bidder list.
12. Bidder acknowledges receipt of the pamphlet entitled “Protecting Your Family From Lead in Your Home.” Bidder also acknowledges that he/she has had the opportunity to conduct a risk assessment or inspection of the premises for the presence of lead-based paint, lead-based paint hazards, mold, asbestos or any other hazardous substances.
13. The former owner of the property, or his agent, shall not be deemed to be the successful bidder on the property or purchase same at the public auction, unless the bid amount exceeds the amount of the purchase price to affect the release of County’s interest. If the former owner or his agent reacquires the property, all liens existing prior to the foreclosure, will be reinstated and the purchaser (former owner) must sign the deed to reinstate the liens.
14. Purchaser shall provide information necessary to complete, and shall execute, the necessary forms and documents required for recording the deed in the Orleans County Clerk’s Office. The purchaser executing the auction terms and conditions of sale may not assign or otherwise transfer his right to complete the bid, unless the County agrees in writing. The deed prepared will be in the name of the successful bidder (and spouse) only. No third party bidding will be accepted, unless the bidder identifies that he is bidding as an agent for a disclosed principal.
15. The auctioneer’s decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the proceeding bid.
16. The Purchaser will execute an Offer to Purchase form immediately upon being declared the high bidder. The approval of each bid by Resolution of the County Legislature *will not constitute a Contract of Sale* and the County reserves the right to reject any bid prior to the closing of title and the recording of the deed.
17. The Purchaser shall be responsible for the payment of an eleven percent (11%) buyer’s premium should buyer be paying by credit card or a ten percent (10%) buyer’s premium should the buyer be paying by cash or by bank check in addition to the accepted purchase price and the closing fees/costs. The “buyer’s premium”

is the fee/commission earned by the auctioneer. An additional one and one half percent (1.5%) of the purchase price will be added to each parcel for advertising expenses. Accepted purchase price is the amount bid by a perspective bidder, which has been approved by the Orleans County Legislature.

18. All required deposits must be paid in full for all successful bids immediately upon being declared the successful bidder. Any successful bidder, who fails to tender the deposit immediately upon being declared the successful bidder, will be forbidden to participate in this or any other auction. Any parcels which the County did not receive deposits for, as per these terms and conditions, will be considered to be defaulted, and resold and the bidder will be disqualified from further bidding.
19. 25% of the total contract price (total contract price is the combination of the high bid and the buyer's premium, as defined in section 17 of these terms and conditions), shall be paid as a down payment on the day of the auction upon execution of an Offer to Purchase Form. Total contract prices selling for \$250.00 or less must be paid in full at auction, including all closing costs which consist of the following will be paid with the down payment on the day of the auction for each parcel: (a) New York State Transfer Tax [\$4.00 for the first \$1,000; \$2.00 for each \$500 thereafter of the purchase/bid price]; (b) Filing Fee for the Real Property Transfer Report [\$125.00 if the parcels classification code is 100-199, 200-299 or 411-C; \$250.00 for all parcels otherwise classified]; (c) Filing Fee for combined Gains Transfer Tax Affidavit [\$5.00]; (d) all fees required by the Orleans County Clerk for recording of the deed [\$50.00 to record a one page deed; \$5.00 for each additional page] *Closing costs may be subjected to an increase in fees as required by law, without notice.* All deposits must be made in cash or guaranteed funds payable to the "Orleans County Treasurer" and drawn on banks insured by the Federal Deposit Insurance Corporation (FDIC). No exceptions.
20. All bids shall be subject to approval by the Orleans County Legislature, which shall have the right, in the Legislature's sole discretion, to reject any bid for any reason whatsoever.
21. All parcels for which you are the successful bidder for must be paid in full. No selective closings subsequent to the auction.

Failure to remit full payment on all parcels for which you are the successful bidder will result in a default of all deposits tendered, and you will not be permitted to close on any other parcels for which you are the successful bidder.

22. The entire balance of the accepted purchase price, the buyer's premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to received by the Orleans County Treasurer's Office on or before June 28, 2013. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on June 28, 2013, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.
24. All sales shall be final, absolute and without recourse, once title has closed and the deed has been recorded. In no event, shall Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, success or assigns, against Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. arising from this sale.
25. The County of Orleans will execute no warranties concerning the parcel or title thereto and will not deliver or be responsible for abstracts, title insurance, title searches, surveys, maps or other documents concerning a parcel whatsoever.
26. Conveyance shall be by quitclaim deed only, containing a description of the property as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the accepted purchase price, buyer's premium, and closing fees/costs. POSSESSION OF PROPERTY IS

FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE ORLEANS COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED. It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording the deed.

27. A quitclaim deed issued as a result of the auction shall contain the following provisions: (a) "Nothing contained in any description herein is intended to convey more than the assessed owner owned at the time of the levy of the tax, the non-payment of which resulted in the tax sale. There is no representation as to the extent of the acreage conveyed herein;" (b) Orleans County shall in no event be or become liable for any defect in the title so conveyed for any cause whatsoever, or for any encroachments or disputed boundaries; and that no claim or demand of any nature shall ever be made against said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
28. Evictions, if necessary, are solely the responsibility of the successful purchaser after closing and recording of the deed.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 156-413**

**AUTHORIZING AGREEMENT WITH HAROFF AUCTION AND REALTY, INC. AND ABSOLUTE AUCTIONS AND REALTY, INC.**

RESOLVED, that this Legislature approves an agreement with Haroff Auction and Realty, Inc. and Absolute Auctions and Realty, Inc. for professional auction and licensed real estate broker services for the County In Rem Auction; for their professional services rendered through December 31, 2013 for the County In Rem Auction to be held on Wednesday, May 22, 2013.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved into executive session at 5:09 p.m. to discuss information relating to pending litigation and contract negotiations per Open Meetings Law Sections 105 (d) and (e); seconded by Legislator Smith. Motion Carried.

Legislator Allport moved to reconvene the meeting from Executive Session at 5:23 p.m.; seconded by Legislator Bower.

Legislator Allport moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:25 p.m.

## LEGISLATURE MEETING

### April 24, 2013

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Chairman Callard called the meeting to order at 4:41 PM. After the pledge to the flag and invocation, led by Pastor Harriger, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower.

The Clerk presented the following communications: Orleans County Treasurer has submitted a report listing additional Real Property Tax refunds issued this calendar year per Resolution No. 19-113. Assemblyman Hawley will be hosting a public forum on New York's new gun laws on April 25 from 6:30 – 8:00 p.m. at Genesee Community College – Auditorium at Conable Technology Building, Room T102.

Susan Heard, Treasurer, reported that she just went through a Moody's Bond rating last week and we maintained our A1 standing. Chairman Callard congratulated her and emphasized how outstanding this is in today's market. Treasurer Heard indicated it is very good for the size of our county.

Chairman Callard opened the floor for discussion as it relates to today's agenda but stated he will take comments after the resolutions for any other concerns. Allen Lofthouse, Kendall, inquiring about Resolution No. 166, asking how many residents are served per year in this program and an idea as to the average hours per year. Chairman Callard referred the question to Melissa Blonar, Director of Office for the Aging. She indicated that Orleans County has sixty-five home care clients and actually are at developing a waiting list at this time. Currently there are three housekeeper aids on staff and have contract with two agencies, including Angels in Your Home. This is our back up agency and helps serve the eastern part of the county. Clients can get two hours of housekeeping service per week or every other week; and personal care, depending on their needs which they can receive anywhere between one to three hours of care per week.

Paul Lauricella, Yates, inquired about how the infrared cameras are going to be used. Sheriff Hess expressed that as he explained before, they will



be used on patrol and if a suspect is out in the woods, these hand held cameras will be used to see better. Sheriff Hess also explained that if services are needed for aircraft, other agencies will be called.

Legislator Johnson and Sheriff Hess presented a Motorcycle Safety and Awareness Month in Orleans County proclamation to Charlie McAllister. Mr. McAllister was grateful for the twenty-five years of support this Legislature has given to the Safety and Awareness to our Motorcyclists in our area.

Legislators Smith and Allport presented a proclamation to Melissa Blanar, Director of Office for the Aging, in celebration of Older Americans Month for May in Orleans County. Mrs. Blanar indicated that this proclamation will also be presented at the Annual Spring Jubilee on May 3<sup>rd</sup>.

Legislators Eick and Rush presented a Special Recognition Certificate to James Graziano as a result of retiring as Director of Mental Health Services in Orleans County upon eight years of leadership. Mr. Graziano received a standing ovation and was applauded for his service. Mr. Graziano voiced his appreciation in working with everyone in Orleans County to provide quality Mental Health services.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Rush. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 157-413**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the

Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	3774-3931	\$341,533.36
Highway	No Claims	
Nursing Home	25912-25951	\$159,172.10
Job Development	1173-1181	\$13,982.46
Self Insurance	1027; 51892; 51944-51948	\$58,251.58

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to approve an agreement for psychological employment screenings on employees as new hires in the Sheriff's Department who are required to carry a gun; seconded by Legislator Smith. CAO Nesbitt expressed that we have always done psychological screenings but these are much more intense. The following resolution was adopted:

**RESOLUTION NO. 158-413**

**APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND LAW ENFORCEMENT PSYCHOLOGICAL ASSOCIATES**

RESOLVED, that this Legislature approves an agreement between the Sheriff's Office and Law Enforcement Psychological Associates (LEPA), 448 White Spruce Blvd, Rochester, NY, 14623, for pre-employment screening for new hires, effective January 1, 2013 through December 31, 2013, as per fee schedule.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 159-413**

**APPROVING APPOINTMENT TO THE LOCAL DEVELOPMENT CORPORATION BOARD**

WHEREAS, in Resolution No. 448-1212, Legislator Donald Allport was appointed to the Local Development Corporation Board but now is resigning from this position; now be it

RESOLVED, that this Legislature approves the appointment of Lynne Johnson to the Local Development Corporation Board effective through December 31, 2013.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 160-413**

**AUTHORIZING SETTING UP NEW MONIES IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, Resolution No. 297-912 authorized the Orleans County Health Department to apply for a \$5,000 grant through the National Association of County and City Health Officials to support our Medical Reserve Corps and an agreement has been executed; be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department as a result of the awarding of this grant from the National Association of County and City Health Officials as follows:

Revenue:

A4489	Bioterrorism Preparedness	\$ 4,000
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Appropriations:

A4010.434	Advertising	\$ 279
A4010.452	Personal Services Contract	\$ 3,025
A4010.460	Training/Education	\$ 599

A4010.487                      Environmental Health Supplies                      §     97

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 161-413**

**AUTHORIZING FILLING VACANCY IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Clinic Coordinator position (4310.03) in the Mental Health Department at Grade 9 of the Management Compensation Plan, effective April 30, 2013.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 162-413**

**APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Buffalo Time Clock, 2468 Niagara Falls Blvd., Ste 8, Tonawanda, NY for time clock software and equipment to monitor attendance at a monthly cost of \$390.50, effective April 15, 2013 through April 14, 2015.

Monroe Piping and Sheet Metal, LLC, 68 Humboldt St., Rochester, NY 14609 to replace the condenser #1 on the McQuay chiller at a cost of \$6,151.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 163-413**

**AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the part time Clerk has resigned; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the part time clerk position, a critical position for the effective operation of the Nursing Home; be it

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Clerk Position (6030.555) at the Villages of Orleans Health and Rehabilitation Center at grade 7 of the CSEA Salary Schedule effective April 25, 2013.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to approve an agreement for J.J. Keller to upgrade Personnel software. Mr. Welch indicated that this software will monitor the Family Medical Leave and Worker Compensation leave requests and allow more extensive Human Resource monitoring that their current software does not provide. Legislator Smith seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 164-413**

**APPROVING SOFTWARE AGREEMENT BETWEEN DEPARTMENT OF PERSONNEL AND SELF INSURANCE DEPARTMENT AND J.J. KELLER**

WHEREAS, the Department of Personnel and Self Insurance Department has been using a dbase program to maintain human resources information and health assessments that has become difficult to maintain; and

WHEREAS, to maintain and retrieve human resources information and health assessments is a critical function and needs to be efficiently performed; be it

RESOLVED, that this Legislature approves an agreement between the Department of Personnel and Self Insurance Department and J.J. Keller, PO Box 368 Neenah, WI 54957-0368, for a 36-month lease of Prospera Professional Plus which will include two licenses at a total three year price of \$7,648.30.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 165-413**

#### **APPROVING HOUSEHOLD HAZARDOUS WASTE COLLECTION AGREEMENT**

WHEREAS, this Legislature desires to conduct a Household Hazardous Waste Collection on June 15, 2013 to provide county residents safe and convenient disposal of household hazardous waste; and

WHEREAS, this Legislature approved a proposal for household hazardous waste collection at unit costs stipulated in Resolution No. 127-313; now be it

RESOLVED, that this Legislature approves an agreement with Environmental Enterprises, Incorporated of Cincinnati, Ohio for the 2013 Orleans County Household Hazardous Waste Collection Program.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 166-413**

#### **APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND ANGELS IN YOUR HOME**

RESOLVED, that this Legislature does hereby approve an agreement between Office for the Aging and Angels in Your Home, 231 East Ave, Hilton, NY 14468 to provide personal care services for Orleans County residents age 60 and older with no change in hourly rate of \$17.33 per hour for Personal Care Services, and Nursing Supervision at the rate of \$33.03 per hour from January 1, 2013 to December 31, 2013. County cost is 25% of rate, \$4.33 per hour of service.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Allport commended the Office for the Aging for the services they provide to allow people to stay in their homes for as long as possible and he thanked them for their efforts.

### **RESOLUTION NO. 167-413**

**AUTHORIZING TREASURER TO SET-UP NEW MONEY IN THE SHERIFF'S BUDGET AND AUTHORIZING PURCHASE OF THERMAL IMAGING INFRARED CAMERA**

WHEREAS, Resolution No. 289-911 authorized the Sheriff to apply for grant funds from the U.S. Department of Homeland Security for Operation Stonegarden (FY2010); be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget to purchase Thermal Imaging Infrared Cameras and accessories:

Revenue:

A4308	Homeland Security/Operation Stonegarden (FY2010)	\$8,234.92
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Appropriation:

A3110.486	Special Grants	\$8,234.92
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FURTHER RESOLVED, this Legislature authorizes the purchase of a third Thermal Imaging Infrared Camera and accessories from Port Supply, PO Box 50060, Watsonville, CA 95076, in the amount of \$8,234.92 to be paid from account A3110.486 – Special Grants.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Allport moved to approve an agreement with Integrys Energy Services; seconded by Legislator Smith. Legislator Allport indicated that this program should save the County money on electrical costs and he thanked Jerry Gray, Highway Superintendent, and CAO Nesbitt for their efforts in this arrangement. Chairman Callard added that it will be a \$20,000 savings per year for the next three years. The following resolution was adopted:

**RESOLUTION NO. 168-413**

**APPROVING AGREEMENT BETWEEN BUILDINGS AND  
GROUNDS AND INTEGRYS ENERGY SERVICES**

RESOLVED, that this Legislature approves an agreement between the Buildings and Grounds Department and Integrys Energy Services, 106 Afton Lake Rd., Afton NY 13730 to provide the County energy services (electric) through the MEGA (Municipal Electric and Gas Alliance) Program to help reduce the cost of energy services; agreement in effect for thirty-seven months starting on or about the first meter read date of May 30, 2013.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 169-413**

**APPROVING THE 2013 YOUTH BUREAU RESOURCE  
ALLOCATION PLAN**



WHEREAS, the Orleans County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board, Youth Bureau, and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2013 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation; and

WHEREAS, guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Orleans County Youth Bureau and the Committee on Economic Assistance and Opportunity does recommend approval at this time; now, be it

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman of the Legislature to execute such documents as are deemed necessary to effect the 2013 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 170-413**

#### **AUTHORIZING SETTING UP NEW MONEY IN YOUTH BUREAU BUDGET**

WHEREAS, an anonymous donation of \$1,000 has been received to cover the cost of the Youth Awards Program; and

WHEREAS, the Genesee/Orleans County Youth Bureau Executive Director did request a budget amendment to include appropriation and revenue for this donation and the Committee on Economic Assistance and

Opportunity did review the request and does recommend approval at this time; now be it

RESOLVED, that the Orleans County Treasurer is hereby authorized to set up new money in the Youth Bureau budget as follows:

Revenue:

A2705	Gifts and Donations	\$1,000
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Appropriation:

A7312.418	Other Contractual	\$1,000
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Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 171-413**

AMENDING RESOLUTION NO. 155-413 AND 156-413  
CONCERNING DATE FOR ORLEANS COUNTY IN REM AUCTION

RESOLVED, that this Legislature hereby amends Resolution No. 155-413 and 156-413 to change and set a new date of the auction for the County-owned properties to Thursday, May 30, 2013 with all other terms and details unchanged.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 172-413**

APPROVING PARTICIPATION AND AGREEMENT FOR THE 2012  
STATE HOMELAND SECURITY PROGRAM

RESOLVED, that this Legislature authorizes the Sheriff's Office to accept funding of the FY2012 Operation Stone Garden grant, (C838729/SH12-1004-D00) through the U.S. Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA) for the period of September 1, 2012 through August 31, 2014, in the amount of

\$135,800; said funds to be used to enhance capability to support international border and waterway security.

Moved, Johnson; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Allport stated that he had the privilege, with Chairman Callard, to speak at the 2<sup>nd</sup> Amendment Rally held at the Courthouse opposing the NY SAFE Act. Legislator Allport thanked everyone in the large crowd for attending and for supporting and fighting for their constitutional rights. It was with his honor to present the following resolution, along with his distain towards Albany and Washington, calling for the repeal of the New York Safe Act, seconded by Legislator Johnson. Legislator Allport stated that he heard talk from the crowd that they are in favor of the Mental Health checks and considering Obama Care kicking in 2014 our doctor's will be answering to the government, and not their patients. Legislator Allport is sure with today's psychology tests, that they could find issues with everyone therefore it would give them a backdoor in confiscating guns. He strongly recommends opposing every piece of this act. We don't need more laws on the books and they should enforce the ones we have now than to continue to infringe on law abiding citizens and taking our rights away. The following resolution was adopted with applause from those in attendance:

### **RESOLUTION NO. 173-413**

**ORLEANS COUNTY LEGISLATURE CALLS FOR REPEAL OF THE  
"NEW YORK SAFE ACT"**

WHEREAS, the New York State Legislature enacted and Governor Andrew Cuomo signed into law the New York Secure Ammunition and Firearms Enforcement Act of 2013 (NY SAFE ACT); and

WHEREAS, this legislation is viewed by many citizens of the State of New York as being extremely controversial as those citizens view this Legislation as infringing upon their rights guaranteed to them under the second Amendment of the United State Constitution; and

WHEREAS, each and every issue that comes before the New York State Legislature before an enactment deserves a fair and open discussion which incorporates all points of views in order to ensure that all citizens are heard and that the Legislation incorporates the various points of view expressed during that discussion and benefits all of the citizens of the State of New York; and

WHEREAS, the NY SAFE ACT was adopted after minimal public discussion, contains serious flaws, i.e., police officers are not exempt, and having been on the desks of the members of the New York State Legislature for only a few hours, thereafter was literally adopted in the night and signed into law by Governor Andrew Cuomo; and

WHEREAS, the Governor has pledged to inflict no new unfunded mandates on local governments yet the Act contains no provision for funding the additional duties being imposed upon local Mental Health Departments, County Clerks, or local law enforcement agencies and as such constitutes yet another unfunded mandate by the State upon local municipal government with no corresponding revenue; and

WHEREAS, the Orleans County Legislature, by passage of Resolution No. 82-213, opposed the process of enactment and certain provisions contained within the New York Safe Act; and

WHEREAS, it is believed that many Orleans County residents are deeply concerned with this legislation, its effects, and the undue haste with which it was enacted; be it

RESOLVED, that the Orleans County Legislature calls for reconsideration and repeal of the so called NY SAFE ACT of 2013; and be it

FURTHER RESOLVED, that copies be sent to New York State Governor Andrew Cuomo, Senator George Maziarz, Assembly members Steve Hawley and Jane Corwin, NYSAC, Orleans County Towns and Villages, and all others deemed necessary and appropriate.

Moved, Allport; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Eick moved to approve two collaborative agreements for the Health Department. Paul Pettit, Director of Orleans/Genesee Public Health indicated that it will be a cost savings for engineering and medical consulting services. These agreements will align and share these services amongst our two counties. Legislator Rush seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 174-413**

**APPROVING AGREEMENTS BETWEEN THE ORLEANS COUNTY HEALTH DEPARTMENT AND VARIOUS CONTRACTORS**

RESOLVED, that this Legislature approves agreements between the Health Department and the following contractors:

Timothy Hens, PE, 7319 Quinlan Rd, Leroy, NY 14482 to provide Engineering Services to the Orleans County Health Department Environmental division. Contract period May 1, 2013 through December 31, 2014. Contractor to be paid \$85 per hour, with the maximum reimbursement amount of \$6,800 during the term of this agreement. Reimbursement from State Aid and collected fees. County Cost \$0.

Dr. Bruce Baker, 46 E. Main St., Leroy, NY 14482; to provide Medical Consultant services to the residents of Orleans County through the Orleans County Health Department. Medical Consultant services are needed in various departments throughout the Health Department. Contract period May 1, 2013 through December 31, 2014. Contract amount \$7,500. Dr. Baker will take a salary of \$2,500, and donate the remaining \$5,000 back to the Health Department for the training and education of staff. Reimbursement from State Aid.

and be it

FURTHER RESOLVED, that the Chairman is authorized to execute these agreements upon the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Eick; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 175-413**

APPROVING PAYMENT TO HARRIS BEACH PLLC AND AUTHORIZING TREASURER TO TRANSFER FUNDS INTO THE COUNTY ATTORNEY BUDGET

RESOLVED, that this Legislature approves payment to Harris Beach, PLLC, 99 Garnsey Rd, Pittsford, NY 14534 in the amount of \$20,002.71 for the purposes of professional legal services rendered and costs incurred in the transfer of the Orleans County Nursing Home to the Local Development Corporation; to be paid from the County Attorney budget account A1420.493 – Outside Counsel; and be it

FURTHER RESOLVED, that the Treasurer is authorized to transfer funds into the County Attorney budget as follows:

<u>From:</u>		
A1990.435	Contingency Fund	\$50,000
<u>To:</u>		
A1420.493	Outside Counsel	\$50,000

Moved, Eick, second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 176-413**

AUTHORIZING FILLING A VACANCY IN THE MOTOR VEHICLE DEPARTMENT

WHEREAS, it is important to service the public's needs in the Department of Motor Vehicles in these challenging times; and

WHEREAS, a forthcoming retirement of a Motor Vehicle Application Examiner effective May 3, 2013, will create a challenge to servicing the public's needs in the Department of Motor Vehicles; be it

RESOLVED, that this Legislature does hereby approve the filling of a vacant full-time Motor Vehicle Application Examiner position (1410.07) in the Motor Vehicle Department at Grade 9 of the CSEA Salary Schedule, effective May 6, 2013.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Chairman Callard opened the floor for general discussion and comments. First, Chairman Callard recognized David Godfrey from the Niagara County Legislature who also serves as the Niagara County representative on the Niagara Orleans Regional Alliance (NORA). Chairman Callard mentioned that Legislators Johnson and Eick are his counterparts on NORA representing Orleans County. Legislator Godfrey thanked the Board for being here today and indicated he wanted to discuss the success NORA has brought to both Niagara and Orleans Counties. NORA started with our radio towers, the narrow banding mandates, in hopes to locate towers at each side of our borders to share the towers. It turned out it did not come to fruition however this started a really good relationship and he thanked Chairman Callard, Niagara County Chairman Bill Ross, and Orleans County Legislators Johnson and Eick for supporting this Alliance.

Legislator Godfrey explained that there is an initiative that came out of Orleans County for rural broadband to bring high speed internet into every single home and business within our counties. He said he is pleased that this was extended into Niagara County. He said they are trying to hold back all the bordering counties, because this initiative has gained a tremendous amount of visibility across our state and also in Washington because of the Connect America Initiative President Obama has. Currently we have three towns in Orleans County and four towns in Niagara County that have signed up for this initiative. This is an

economic requirement to bring jobs and businesses into our county. People are unable to apply through online job applications if they don't have access to the internet. At an educational standpoint, students need to have access to internet for their academic needs. It is an inhibitor to our growth for both for our students and businesses. He applauds Orleans County, Evhan Tupiss, who started this initiative and Legislator Johnson for moving this forward.

Legislator Godfrey complimented the passage on the NY SAFE Act resolutions in Orleans County. He indicated they have been in discussions through a relationship with Erie County under the Niagara Erie Regional Coalition. With the assistance of Legislator Ed Rath, they have identified opportunities to where all three counties will work together to go beyond the issues of the SAFE Act. Our administrative costs have escalated due to the increased paperwork that is hitting our clerks as a result of this legislation. All three counties will come together to support resolutions calling upon Albany to start funding these unfunded mandates that are literally being pushed down our throats.

Legislator Godfrey applauded the passage of the resolution to support our local volunteer firefighters and first responders. Taking quality time away from their families, they put their lives on the line for us so they are very deserving of this recognition. Niagara County was able to purchase imaging cameras for all of their volunteer fire companies, a life saving device, through Homeland Security Funding and will help Orleans County through Legislators Johnson and Eick to do the same for Orleans County.

Legislator Godfrey indicated that we have had a unified voice through the International Joint Commission (IJC) about our lake level. It goes on every single day. He reported that he had a good phone interview with WXXI of Rochester, raising that level of interest on our lake level from Rochester to the Niagara River thanks to NORA. Our dredging issues hit Albany using our unified voice. Senator Maziarz stood firm on getting our harbors - Oak Orchard, Olcott, and Wilson open. Congressman Collins has secured the Army Corp of Engineers funding and commitment to open all three of these harbors as a result of our alliance and standing strong together. He said with our growing relationship with Erie County



we will see, with all three counties working together and sharing services will result in a savings for our taxpayers.

Mattie Zarpentine, Holley, helped co-host the second amendment rally recently held at the County Courthouse. She thanked Legislators Allport and Chairman Callard for coming to speak at the rally which meant a lot to the citizens that were there. She thanked the entire board for the continuation in supporting the citizens in voicing their concerns about the rights that are slowly being taken away especially these second amendment rights. She was thanked for her help in the coordination of this rally.

Paul Lauricella, Yates, indicated how he continues to read in the newspaper about tax increases in our villages and in our towns. He commended the Kendall Central School District for lowering their taxes. He wishes it would rub off for the rest of them in this county. He questioned Legislator Allport regarding his comment on background checks and shared his concerns. Legislator Allport stated that background checks will help make sure we have good quality employees working for the County.

Chairman Callard requested Pastor Harriger to perform the benediction.

Legislator Allport moved to adjourn; second by Legislator smith. Meeting adjourned at 5:20 p.m.

## LEGISLATURE MEETING

May 8, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Legislator Johnson, the Clerk called the roll. All Legislators were present, with the exception of Legislators Allport and Smith.

The Clerk presented the following communications: Orleans County Department of Planning and Development and the Niagara County Department of Economic Development will be hosting Land Use Training for Municipal Officials on Monday, June 24<sup>th</sup> at the Albion Middle School Auditorium from 5:00 p.m. to 9:30 p.m. Pre-registration required by June 17<sup>th</sup>. Al Capurso has requested use of the Courthouse Square lawn, in front of the County Clerk's Office, on Saturday, July 6, 2013 at 1:00 p.m. for the Historic Marker dedication to the people of Orleans County by the Capurso Family to commemorate Albion's first pioneer settlers, Mr. and Mrs. William McAllister. There will also be a musical presentation prior to and after the dedication. The Board approved this request.

Paul Lehman, the Interim Director at Cornell Cooperative Extension introduced himself and indicated that he came out of retirement to hold this position to work through a transitional period with new staff at the Extension. He stated that he appreciates Orleans County and the core volunteers who support the Extension. He is looking forward to looking at new staffing patterns and financial measures to keep Orleans County Cornell Cooperative Extension successful. Chairman Callard voiced appreciation of Mr. Lehman for coming to the Extension, out of his retirement.

During open discussion, Paul Lauricella, Yates, questioned Resolution No. 179-513 concerning the extension of the sales tax. Mr. Lauricella thought that it was just done. It was explained by Mr. Nesbitt that the process takes a long time due to the Home Rule Process through both State Legislative houses. It was explained that it does not involve a new tax, but extends the additional 1% that is due to expire on November 30, 2013.

Allen Lofthouse, Kendall, expressed his concern in reference to Resolution No. 190-513, for mandate relief in the new Common Core educational process. He said it is a way of taking our children's minds through taxpayers money. With the new software and computers, it will determine how children do in education. He indicated that it is a socialist agenda. He indicated that four or five states have opted out realizing that it is not beneficial to their education process. Mr. Lofthouse asked for the board to look into this mandate. Chairman Callard voiced appreciation to Mr. Lofthouse's comment.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Rush. Motion carried.

Legislator Bower stated that he received several calls in respect to the next scheduled LDC meeting and asked about the location. Per the three postings on the website and on the bulletin board outside of the Legislature office, the meeting will be held on Wednesday, May 15<sup>th</sup> at 1:30 in the Conference Room at the Public Health Office.

The following resolutions were presented for adoption:

### **RESOLUTION NO. 177-513**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	3941-4093	\$406,024.65
Highway	152-163; 367-392	\$106,746.30
Nursing Home	1253-1260; 25952-25999	\$138,344.04
Job Development	1184-1190	\$1,396.46
Self Insurance	1028; 52015-52016; 52019	\$2,286.81

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

### **RESOLUTION NO. 178-513**

#### **APPROVING AGREEMENT BETWEEN PROBATION AND NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION**

RESOLVED, that this Legislature does hereby approve an agreement between the Probation Department and the New York State Department of Corrections and Community Supervision (Parole) to provide an appropriate reporting station at the Orleans County Probation Department located at 13925 State Route 31, Suite 200, Albion, NY effective October 1, 2012 through September 30, 2013 at an annual cost of \$9,000, to be paid \$750 per month by New York State Parole.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

### **RESOLUTION NO. 179-513**

#### **REQUESTING THE ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO EXTEND THE EXPIRATION OF THE IMPOSITION OF AN ADDITIONAL 1% SALES AND COMPENSATING USE TAX**

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the provisions authorizing the County of Orleans to impose an additional 1% sales and compensating use tax is in the best interests of the County of Orleans; be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of Senate Bill S.4703, sponsored by Senator Maziarz, and Assembly Bill A.6733, sponsored by Assemblyman Hawley entitled “An Act to amend the tax law in relation to extending the expiration of the provisions authorizing the County of Orleans to impose an additional one percent sales and compensating use tax”; said bills to extend the sales tax increase through November 30, 2015.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

### **RESOLUTION NO. 180-513**

#### **APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Department of Social Services and the following agencies:

Children’s Home of Wyoming Conference, Binghamton, NY for the provision of residential foster care services; to be effective May 1, 2013 through April 30, 2014 at per diem rates established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Gustavus Adolphus C&FS Jamestown, NY for the provision of residential foster care services; to be effective May 6, 2013 through May 5, 2014 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved Rush; second, Eick

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

**RESOLUTION NO. 181-513**

**APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND HEALTH RESEARCH INCORPORATED**

RESOLVED, that this Legislature does hereby approve an agreement between the Health Department and Health Research Incorporated, 150 Broadway-Suite 560, Menands, NY 12204 to provide funding for Public Health Preparedness/Response for Bioterrorism services and supplies to the Orleans County Health Department and the residents of Orleans County. Contract period, July 1, 2012 through June 30, 2017. Contract amount \$267,500 to be divided evenly for the five year contract which equates to \$53,500 per year. Contract amount remains the same. County cost \$0.

Moved, Eick; second, Rush.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

**RESOLUTION NO. 182-513**

**APPROVING AGREEMENT EXTENSION BETWEEN ORLEANS COUNTY AND NYS OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, Resolution No. 150-412 approved an extension of this grant through March 31, 2013; now be it

RESOLVED, that this Legislature does hereby approve an agreement extension between the Orleans County and NYS Office of Indigent Legal Services, State Capitol Rm. 254, Albany, NY 12224 providing extension on the drawdown of funds in the amount of \$11,462 to assist the County in improving the quality of indigent legal services; effective through September 30, 2013; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute the Appendix X for Contract No. T000024 approving this agreement extension.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

**RESOLUTION NO. 183-513**

**APPROVING AGREEMENT BETWEEN THE PUBLIC DEFENDER  
AND SEAN BEMONT**

RESOLVED, that this Legislature does hereby approve an agreement between the Public Defender and Sean Bemont, 28 S. Main St, Holley, NY 14470 to provide as needed Spanish Interpreting services effective May 1, 2013 through April 30, 2014 in the amount not to exceed \$5,000; to be paid from the Indigent Legal Services Grant FY12-15. County Cost \$0.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

**RESOLUTION NO. 184-513**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO  
ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	May monthly installment
\$39,945.55	Shulman, Rogers, Gandal, Pordy & Ecker, PA	FCC Mandated Rebanding

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

**RESOLUTION NO. 185-513**

**AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending March 31, 2013; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment  
 October 1, 2012 through March 31, 2013**

	Town Taxable	Double	Village Taxable	Rate	Due Town	Village share	Town share
<b>Albion</b>	201,783,750	403,567,500	118,118,589	29.27%	17,549.79	5,136.58	12,413.21
<b>Barre</b>	85,858,152				14,825.63		14,825.63
<b>Carlton</b>	190,091,756				17,810.05		17,810.05
<b>Clarendon</b>	151,083,826				17,854.17		17,854.17
<b>Gaines</b>	111,312,120	222,624,240	22,932,939	10.30%	11,576.95	1,192.56	10,384.39
<b>Kendall</b>	152,085,456				40,959.99		40,959.99
<b>Murray</b>	174,510,750	349,021,500	51,905,314	14.87%	18,972.81	2,821.57	16,151.24
<b>Ridgeway</b>	219,818,065	439,636,130	93,555,772	21.28%	22,795.83	4,851.02	17,944.81
<b>Shelby</b>	177,709,745	355,419,490	71,494,511	20.12%	25,791.03	5,188.00	20,603.03
<b>Yates</b>	<u>152,045,248</u>	304,090,496	<u>28,895,424</u>	9.50%	11,145.57	1,059.08	10,086.49
<b>Total</b>	1,616,298,868		386,902,549		199,281.82	20,248.81	179,033.01

Moved, Johnson; second, Bower.  
 Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

**RESOLUTION NO. 186-513**

AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET AND AUTHORIZING PURCHASE OF EQUIPMENT AND ACCESSORIES



WHEREAS, Resolution No. 289-911 authorized the Sheriff to apply for grant funds from the U.S. Department of Homeland Security for Operation Stonegarden (FY2010); be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget to purchase equipment and accessories as noted below:

Revenue:

A4308	Homeland Security/Operation Stonegarden (FY2010)	\$19,888.25
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Appropriation:

A3110.486	Special Grants	\$19,888.25
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FURTHER RESOLVED, this Legislature authorizes the purchase of three (3) ITT Exelis Night Enforcer NEPVS-14 Monocular Gen 3 Pinnacle with accessories and one (1) MV/PVS-15SLG Binocular Gen 3 Pinnacle with accessories from Morovision Night Vision, Inc., 23382 Mill Creek Suite D-115, Laguna Hills, CA 92653 in the amount of \$19,888.25 to be paid from account A3110.486 – Special Grants.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

**RESOLUTION NO. 187-513**

AMENDING RESOLUTION NO. 124-394, CALLING FOR THE PREPARATION OF AN INFORMATION TECHNOLOGY CAPITAL BUDGET PLAN

WHEREAS, the prevalence of computer related technology has increased dramatically in the conduct of County business and will continue to change the nature of the conduct of County business in the future; and

WHEREAS, there is a need for long-term planning for Information Technology related projects to maintain the existing technology

infrastructure, anticipate future need for expenditures, and to prioritize projects to allocate resources for the conduct of County business; now, be it

RESOLVED, that this Legislature does hereby amend Resolution No. 124-394 to include Information Technology project planning as part of the Capital Planning process for the year 2013, for budget year 2014, using forms and guidelines provided to Department Heads; and be it

FURTHER RESOLVED, that the Administration and Finance Committee with the Computer Services Director and Department Head associated with the proposed Information Technology project or their designee, will review and recommend each proposed project either as part of the Capital Planning process, or off-cycle from the Capital Planning process should the need arise.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

Legislator Johnson moved a resolution to support amending the Correction Law to require inmates to make medical co-payments. She stated that Senator Maziarz is sponsoring this bill to have inmates make a medical co-payment towards their medical needs which may curb unnecessary medical transports. Our inmates, in 2012, have spent over \$69,000 on commissary items which include telephone calls, postage, and miscellaneous items. This bill is asking for \$7 co-pays, which the Orleans County inmates could afford and would minimize our medical expenses. Legislator Johnson requested that this resolution also be sent to the towns. Legislator Bower seconded the following adopted resolution:

### **RESOLUTION NO. 188-513**

RESOLUTION IN SUPPORT OF NEW YORK STATE SENATE BILL S1894 – AN ACT TO AMEND THE CORRECTION LAW IN RELATION TO REQUIRING INMATES TO MAKE MEDICAL CO-PAYMENTS

WHEREAS, on January 9, 2013, Senator Michael F. Nozzolio sponsored bill S1894 in the New York State Senate 2013-2014 regular session, calling for an amendment to the correction law requiring inmates to make medical co-payments for medical services rendered within the jail. A companion bill in the Assembly, bill A6205 was introduced on March 15, 2013 sponsored by Assemblymen James Tedisco and Brian Kolb; and

WHEREAS, the cost for providing medical care has increased exponentially over the past several years, including prescription medications and in-jail medical treatment, without sufficient relief through state and federal reimbursements; and

WHEREAS, the savings that could be realized by decreasing the number of frivolous medical claims, in addition to the revenue generated by co-payments, would allow jail staff to provide better, more comprehensive care to those inmates with valid medical needs; and

WHEREAS, recorded spending by Orleans County Jail inmates for 2012 of \$69,089.13 on commissary items demonstrates their ability to pay a medical co-pay without creating a financial hardship; and

WHEREAS, it is the consensus of this legislative body that requiring small medical co-payments from inmates will deter malingerers who abuse the current system, and will also help defray the escalating cost of providing healthcare; and

WHEREAS, it is acknowledged that lack of funds on the part of an inmate will never be grounds for denying medical treatment as guaranteed under the Eighth Amendment to the Constitution of the United States; now be it

RESOLVED, that the Orleans County Legislature strongly supports New York State Senate Bill S1894, which seeks to implement a medical co-payment system for inmate healthcare; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Cuomo; Senator George D.

Maziarz; Senator Dean G. Skelos; Members of the Assembly Steve Hawley and Jane L. Corwin; Speaker of the Assembly Sheldon Silver; Assembly Minority Leader Brian M. Kolb; NYSAC; InterCounty of Western New York, Orleans County Towns; and all others deemed necessary and proper.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

### **RESOLUTION NO. 189-513**

**AUTHORIZING PLACEMENT OF A HISTORIC MARKER AT COURTHOUSE SQUARE HONORING MR. AND MRS. MCALLISTER, FIRST SETTLERS OF ALBION**

WHEREAS, Al Capurso of Gaines, NY, has done extensive research about Albion's first settlers, Mr. and Mrs. William McAllister, who in 1810 bought 368 acres from the Holland Land Company, the east side of the currently known Village of Albion; and

WHEREAS, in 1811 Mr. McAllister and his wife built a log cabin where the current County Clerk's building stands next to the County Courthouse and farmed the land around it; and

WHEREAS, in 1812 Mrs. McAllister passed away in the cabin and was laid to rest on the clearing near the home. Soon after his wife's death Mr. McAllister sold all of his land and moved away; and

WHEREAS, in 1957 the Orleans County Board of Supervisors awarded a construction contract to build an addition to the County Clerk's building, during which they discovered skeletal remains believed to be Mrs. McAllister and it is unclear as to where these remains were relocated; now be it

RESOLVED, that this Legislature authorizes the placement of a historic marker on the Courthouse Square to commemorate Mr. and Mrs. William McAllister as being Albion's first pioneer settlers; and be it

FURTHER RESOLVED, that this Legislature commends the Capurso Family for their extensive research into the history of our first settlers and is grateful for their donation towards the purchase and dedication for the placement of this historic marker celebrating this pioneer spirit.

Moved, Bower; second, Johnson.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

Legislator Bower publically thanked the Capurso Family for their generous donation and hours spent in researching these pioneers for the proper placement of this Historic Marker.

### **RESOLUTION NO. 190-513**

RESOLUTION DECLARING “MAYDAY FOR MANDATE RELIEF” AND URGING THE STATE TO ADOPT LAWS THAT DO NOT IMPOSE FURTHER FISCAL STRESS ON LOCAL GOVERNMENTS AND TAXPAYERS AND BUILD UPON RECENT EFFORTS TO REFORM COSTLY UNFUNDED MANDATES

WHEREAS, counties are mandated to administer and finance dozens of state and federal programs; and

WHEREAS, many counties in New York State face significant fiscal challenges made worse by the recent recession and slow economic recovery; and

WHEREAS, these county fiscal challenges are also directly tied to state-imposed mandates and in recent years reduced state reimbursement; and

WHEREAS, the New York State Association of Counties has identified 9 state mandates that consume 90 percent of all county property taxes levied across the state (outside of New York City), representing over \$4 billion in county property taxes levied. These mandates include: Medicaid, Public Assistance Safety Net, Child Welfare Protective and

Preventive Care, Special Education Pre-School, Early Intervention, Probation, Indigent Defense, Youth Detention, and Pensions; and

WHEREAS, these mandated and fixed employee costs can consume more than 80 percent of a county's total budget, leaving fewer local dollars that can be devoted to local programs and services; and

WHEREAS, these State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of important local services; now, therefore be it

RESOLVED, that Orleans County hereby declares the month of May to be "Mayday for Mandate Relief" to raise awareness that decisions made in Albany have a direct impact on the property tax levy and local community services here in Orleans County; and be it

FURTHER RESOLVED, that Orleans County strongly encourages the Governor and State Legislature to continue working to enact meaningful mandate relief; and be it

FURTHER RESOLVED, that Orleans County calls on State Lawmakers to enact legislation preventing future unfunded mandates without corresponding state aid to pay for them; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, NYSAC, Orleans County Towns, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

Legislator Eick moved to approve an agreement with NY eHealth Collaborative and the Mental Health Department. Legislator Eick called upon Mark O'Brien, Director of Orleans County Mental Health to explain their participation. Mr. O'Brien explained that this is a Department of Health subcontractor that will provide full service implementation of a complete medical record system at the Mental Health Department at no

cost to the County. The deadline to submit this application agreement is May 15<sup>th</sup> therefore we need to act on it quickly. Legislator Rush seconded the following resolution that was adopted:

**RESOLUTION NO. 191-513**

**APPROVING AGREEMENT BETWEEN NEW YORK eHEALTH COLLABORATIVE, INC. (“NYeC”) REGIONAL EXTENSION CENTER (REC) HEAL 22 FULL SERVICE PRACTICE PARTICIPATION AND ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH**

WHEREAS, NYeC has entered into a contract with the DOH Office of Health Information Technology Transformation (“OHITT”), under Phase 22 of the HEAL NY Program (the “HEAL 22 Grant”), under which NYeC will receive funds for use in connection with the Agreement to support mental and behavioral health providers with a Health Home; and

WHEREAS, toward that goal NYeC will provide support, including technical guidance and instructions, to assist behavioral and mental health providers with the selection and implementation of a Behavioral Health-EHR (“BH EHR”) ; and

WHEREAS, this is a NYSDOH funded initiative that provides assistance to providers at no cost to the provider and provides “full-service” assistance in adopting the Meaningful Use initiative and complete electronic health record implementation; and

WHEREAS, the Orleans County Department of Mental Health has committed to, and accepted the first monies for meaningful use; now be it

RESOLVED that this Legislature approves the agreement between New York eHealth Collaborative and the Mental Health Department to support mental and behavioral health providers who are actively engaged in a New York State Medical Health Home project (a “Health Home”) to accelerate healthcare provider adoption and support the “Meaningful Use” of Electronic Health Records (“EHRs”) as defined by the Centers for

Medicare and Medicaid Services (“CMS”), subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Rush.

Adopted. 5 ayes; 0 nays; 2 absent, Allport and Smith.

Chairman Callard made mention that this year’s Mortgage Tax apportionment is the highest we have received in the last five years so it is indicative of the fact that things are improving in our housing market.

Chairman Callard opened the floor to general concerns. Paul Lauricella, Yates, inquired about the resolution for Homeland Security and the purchase of equipment. Legislator Johnson explained that this is a Homeland Security Grant that we apply for and in asking for the money we have to be specific with a budget submitted as to what items will be purchased. We have to transfer money into the appropriations account in order to purchase the items. Mr. Lauricella asked if anyone wonders why Homeland Security continues to offer all of this money and why we invest in cameras, night vision, and soon it will be drones and tanks. He indicated that soon our country will be all set up with all of this equipment. Legislator Johnson stated that Orleans County gets these funds because we border international waters. Mr. Lauricella questioned if anyone has been caught coming across Lake Ontario and Legislator Johnson stated that he should direct that question to Sheriff Hess.

With there being no further business, Legislator Bower moved to adjourn; second by Legislator Eick. Meeting adjourned at 4:52 p.m.



## LEGISLATURE MEETING

May 22, 2013/May 30, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Annual Financial Report Update Document for the County of Orleans for the Fiscal Year ending December 31, 2012 has been filed by the Orleans County Treasurer. Traffic Diversion Program has reported their Distribution of Revenue for the period of January 1, 2013 through March 31, 2013.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through April, 2013. Treasurer Heard stated that on her report the loan is outstanding on the radio capital project but it was closed on yesterday at a rate of 1.415% and funds have been received. Treasurer Heard was complimented on the outstanding rate received for this loan.

During open discussion, Allen Lofthouse, per Resolution No. 205, asked what the Real Property Tax Director does and how many people work under this individual. Dawn Allen, Real Property Tax Director, stated that she oversees the assessment process and makes sure it is done in a uniform manner. She coordinates all of the tax functions for the schools, towns, and villages. She provides advisory appraisals to the assessors throughout the county when needed on complex properties. She provides training to the assessors across the county. She is responsible to do tax mapping for the county. The Real Property Tax office has contracts with the Towns of Albion and Gaines to provide full assessment services. Her office assists with the In Rem Auction. She explained that she has a full time assessor and a part time clerk on staff. Mr. Lofthouse asked how many years Mrs. Allen has in the business. Mrs. Allen replied that this year she will be starting her twenty-fifth year in the Real Property business.

Paul Lauricella, Yates, reported that he had a real good experience visiting the Orleans County Motor Vehicle Department last week. He also stated that he supports the repeal of the motor vehicle weight tax.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Bower. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 192-513**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	4107-4263	\$415,836.48
Highway	No Claims	
Nursing Home	1263-1270; 26000-26029	\$179,047.50
Job Development	1193-1202	\$16,381.01
Self Insurance	1029; 52018; 52020- 52023; 52079	\$5,893.44

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION 193-513**

**APPROVING RENEWAL AGREEMENT BETWEEN OFFICE FOR THE AGING AND PEERPLACE NETWORKS, LLC**

RESOLVED, that this Legislature approves the agreement between the Office for the Aging and Peerplace Networks, LLC, 300 Main St.,

Rochester, NY 14445 to continue to meet the data requirements at the state and federal level with the HIICAP program (health insurance counseling). Renewal for this program is \$395/year or \$32.92/month effective July 1, 2013 through April 30, 2015. County Cost is \$0.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 194-513**

CANCELING FIRST LEGISLATURE MEETING IN THE MONTH OF JUNE

RESOLVED, that the Legislature meeting held on the second Wednesday in the month of June (June 12, 2013) will be canceled.

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 195-513**

AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, the first Legislature meeting in June has been canceled; be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of June 12, 2013:

Fund/Department	Check Number (s):	Amount:
General	4281-4472	\$314,348.73
Highway	164-187; 393-423	\$1,381,951.66
Nursing Home	1273-1287, 1290; 26030- 26080	\$179,810.76
Job Development	1205-1208	\$441.41
Self Insurance	1030-1031; 52077-52078; 52139-52140	\$14,781.10

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 196-513**

#### **AUTHORIZING FILLING OF VACANCIES IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby authorize filling two vacant full-time positions in the Department of Social Services as follows:

Social Welfare Examiner (6010.0701) at Grade 13 of the CSEA Salary Schedule effective May 23, 2013;

Caseworker (6010.0211) at Grade 16 of the CSEA Salary Schedule effective June 8, 2013.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 197-513**

#### **AUTHORIZING DISTRICT ATTORNEY TO ACCEPT THE STATE AID TO PROSECUTION GRANT RENEWAL WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES**

WHEREAS, the District Attorney has previously obtained several grants for State Aid to Prosecution with the Division of Criminal Justice Services; and

WHEREAS, an application has been submitted to renew said State Aid to Prosecution grant for the year April 1, 2013 through March 31, 2014; be it

RESOLVED, that the District Attorney is authorized to accept the renewal of the State Aid to Prosecution Grant in the amount of \$29,200, with the Division of Criminal Justice Services to provide for an experienced 1<sup>st</sup> Assistant District Attorney.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 198-513**

#### **APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Orleans/Niagara BOCES, 3181 Saunders Settlement Rd., Sanborn, NY 14132; for a health care affiliation arrangement, effective July 1, 2013 through June 30, 2015, for the purposes of establishing a health care training affiliation. County Cost \$0.

Leading Age New York, 13 British American Blvd., Suite 2, Latham, NY 12100; effective January 1, 2013 through December 31, 2014 for the provision of regulatory, reimbursement, operations, and advocacy services for the long term care industry, at an annual cost of \$7,962.87.

Freedom Therapy, 2050 South Clinton Ave., Rochester, NY 14618; for the provision of rehabilitation services for the residents of the Villages of

Orleans not to exceed \$65 per hour for various professional staff support, effective April 30, 2013 through April 29, 2015, with no change in cost from previous contract.

Wescom Solutions, 6975 Creditview Rd., Mississauga, Ontario, Canada Unit 4. L5M8E9; effective July 1, 2013 through June 30, 2014, for the provision of electronic medical software including assessments, care plans, progress notes, physician orders, medication administration, billing and accounting modules, at a cost of \$27,672 per year. Monthly subscription fee includes application maintenance and help desk support. County Cost \$0.

Atlantic Business Credit, 1865 NE Dixie Hwy., Jensen Beach, FL 34957; effective July 1, 2013, for the lease of computer equipment for the electronic medical records at a monthly cost of \$709.11 for 60 months. County Cost \$0.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 199-513**

#### **AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full time Quality Assurance Program Coordinator has retired; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time Quality Assurance Program Coordinator nurse position, a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the change for the Quality Assurance Program Coordinator at the Villages of Orleans Health and Rehabilitation Center from 35 hours per work week to 40 hours per work week effective May 23, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a vacant full time Quality Assurance Program Coordinator (6030.017) position at the Villages of Orleans Health and Rehabilitation Center at Grade 7 of the Management Compensation Plan effective May 23, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 200-513**

#### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND ABC THERAPEUTICS**

RESOLVED, that this Legislature approves an agreement between the Health Department and ABC Therapeutics, OT, PT, PLLC, 11390 Transit Rd, East Amherst, NY 14051; to provide related services: Physical Therapy and Occupational Therapy through the 3-5 program for the eligible children in Orleans County. Reimbursement from New York State Department of Health, Medicaid, and some third party insurances. Contract period May 1, 2013 through April 30, 2016.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 201-513**

#### **APPROVING APPOINTMENTS AND RE-APPOINTMENTS TO THE COMMUNITY SERVICES BOARD, THE ALCOHOL AND SUBSTANCE ABUSE SUBCOMMITTEE, AND THE MENTAL HEALTH SUBCOMMITTEE**

RESOLVED, that this Legislature approves the appointments and re-appointments to the Community Services Board, the Alcohol and Substance Abuse Subcommittee, and the Mental Health Subcommittee as follows:

#### **Community Services Board**

Bonnie Malakie, to serve a third term to begin May 31, 2013 and ending May 30, 2017.

**Alcohol and Substance Abuse Subcommittee**

Mike Dorr, to serve a third term to begin May 31, 2013 and ending May 30, 2017.

Brandie Winter, to serve a four-year term to begin May 31, 2013 and ending May 30, 2017.

**Mental Health Subcommittee**

Colleen McKenna, to serve a second term to begin May 31, 2013 and ending May 30, 2017.

Michelle McCoy, to serve a second term to begin May 31, 2013 and ending May 30, 2017.

Mike Dorr, to serve a third term to begin May 31, 2013 and ending May 30, 2017.

Holly Baxter, to serve a second term to begin June 11, 2013 and ending June 10, 2017.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 202-513**

AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET AND AUTHORIZING PURCHASE OF EQUIPMENT AND ACCESSORIES

WHEREAS, Resolution No. 289-911 authorized the Sheriff to apply for grant funds from the U.S. Department of Homeland Security for Operation Stonegarden (FY2010); be it



RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget to purchase to purchase equipment and accessories as follows:

Revenue:

A4308	Homeland Security/Operation Stonegarden (FY2010)	\$45,300
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Appropriation:

A3110.486	Special Grants	\$45,300
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and be it

FURTHER RESOLVED, this Legislature authorizes the purchase of two (2) mini split mobile system cameras with accessories and two (2) license fees from ELSAG North America, 205-H Creek Ridge Rd, Greensboro, NC 27406, in the amount of \$45,300 to be paid from account A3110.486 – Special Grants; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set-up additional new monies in the Sheriff's budget to purchase FLIR 100 mm quick disconnect lens for Thermal Imaging Camera (PO 52716) as follows:

Revenue:

A4308	Homeland Security/Operation Stonegarden (FY2010)	\$4,283.96
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Appropriation:

A3110.486	Special Grants	\$4,283.96
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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 203-513**

RESOLUTION CALLING UPON NEW YORK STATE LEGISLATURE  
TO BLOCK CONSTRUCTION OF THE CHAMPLAIN HUDSON

POWER EXPRESS 1,000-MEGAWATT POWER LINE TO PROVIDE HYDROPOWER FROM QUEBEC TO NEW YORK CITY TO THE DETRIMENT OF NEW YORK STATE-BASED POWER SUPPLIERS

WHEREAS, the New York Public Service Commission did, on April 18, 2013 approve construction of the Champlain Hudson Transmission Line, a line capable of moving 1,000 megawatts of hydropower from Quebec to New York City; and

WHEREAS, construction of said line would benefit Canadian state-owned power producers HydroQuebec, as well as New York City-based international investment firm "The Blackstone Group"; and

WHEREAS, according to a March 9, 1988 article about Hydro-Quebec's long-term expansion plans in The New York Times, "from a start in the early 1970's, when the [United States and Canada] sold almost equal amounts of electricity to each other, Canada has built up a surplus of \$750 million to \$1 billion a year in its electricity trade with United States utilities. More than 70 percent of the Canadian electricity goes to New York State and New England ... Canada's advantage in power generation lies in the fact that 80 percent of the country's electricity is produced by hydroelectric plants [which are] are largely immune to the fluctuating fuel costs that face most American utilities, which rely primarily on thermal power generation, involving coal, oil, or nuclear power"; and

WHEREAS, the same 1988 article states, "Some American critics have resisted the increasing Canadian sales arguing that they make the United States too dependent on Canada, and that they result in cutbacks in production at United States power plants"; and

WHEREAS, construction of a 335-mile line under Lake Champlain and the Hudson River would come at the expense of existing New York State-based power producers, including Upstate New York Power Producers, Inc., which has repeatedly taken its Somerset power generating plant offline due to fluctuations in price in the coal industry as well as non-industry costs including government regulation of the coal industry; and

WHEREAS, the New York Power Authority has previously approved construction of a 660-megawatt power transmission line to supply Midtown Manhattan with electrical power from the State of New Jersey; and

WHEREAS, Mr. Gavin J. Donohue, President and CEO of the Independent Power Producers of New York, called the Champlain-Hudson Transmission Line "basically an electrical extension cord from Canada just flooding the marketplace in New York ... You have struggling areas in Upstate New York where smaller power plants are trying to make a go of it and this project will certainly take away huge ability of them to prosper in an economic development way"; and

WHEREAS, Mr. Donohue also stated that there are approximately 3,000 megawatts of electricity being generated in New York State that are available for transmission; and

WHEREAS, such competition against private-sector companies by a foreign state-owned company constitutes an unbalanced system where a giant state-funded monopoly is being permitted to compete against small, privately-owned companies by the very regulatory agency set up to protect small companies against undue power of monopolies, namely the Public Service Commission; and

WHEREAS, Angie O'Connor, president of the New England Power Generators Association, called Hydro-Quebec "a monopoly in the purest sense, and I don't think that's supportive of competition"; and

WHEREAS, Upstate New York Power Producers, Inc. is Niagara County's largest taxpaying entity as well as a significant employer, and the loss of both tax revenue and jobs associated with Upstate New York Power Producers and its suppliers would devastate both Niagara County and the larger Western New York region; now, therefore be it

RESOLVED, that the Legislature of the County of Orleans does oppose construction of the proposed Champlain Hudson Transmission Line; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby call upon the New York State Legislature to halt the actions of the City of New York, Transmission Developers Inc., Consolidated Edison, and the New York State Public Service Commission, the last of which has failed in its principal responsibility; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon the entire Western New York delegation to the New York State Legislature, and those chairmen and ranking minority members of relevant committees in the New York State Senate and Assembly, to use all oversight tools at their disposal to block construction of this transmission line which forces private businesses to compete with foreign state-run monopolies; and be it

FURTHER RESOLVED, that the County of Orleans shall forward copies of this Resolution to Governor Cuomo, Senate Vice President Pro Tern George D. Maziarz; Senate Temporary President Dean G. Skelos; Senate Majority Leader Thomas W. Libous; Member of the Assembly Jane L. Corwin; Member of the Assembly Steve Hawley; Mr. Garry A. Brown, Chairman, New York State Public Service Commission; Mr. Gregg C. Sayre, Commissioner; Mr. James L. Larocca, Commissioner; Ms. Maureen F. Harris, Commissioner; Ms. Patricia L. Acampora, Commissioner; NYSAC; InterCounty of Western New York; Niagara County Legislature; Orleans County Towns/Villages, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard reference a Buffalo Business First article entitled “WNY Leaders Slam Quebec Power Plan” and the Chairman stated that copies could be made should anyone wish to read this article.

### **RESOLUTION NO. 204-513**

**AUTHORIZING THE SHERIFF TO APPLY FOR FUNDING THROUGH THE BUREAU OF JUSTICE ASSISTANCE**

RESOLVED, that this Legislature authorizes the Sheriff to apply through the Bureau of Justice Assistance for grant funding from the Bullet Proof Vest Partnership in the amount of \$18,426 for the purchase of 34 bullet proof vests for the Orleans County Jail, to be reimbursed at 50% leaving a county cost of \$9,213.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to reappointment Dawn Allen for a six year appointment as the Orleans County Director of Real Property Tax Services. Legislator Johnson commended Mrs. Allen on the job that she has done. It has been a re-evaluation year and along with what she does, as explained today, she should add several other things that she does under her hat. Legislator Bower seconded the motion. Chairman Callard commented that our website and the information provided is one of the most easily accessible and most understandable of websites accessed across the state. Chuck Nesbitt added that it has been a complete transformation over the last five and a half years in the Real Property Tax Department and he indicated that he is pleased to see that Mrs. Allen is being re-appointed for another six years. Legislator Smith expressed to Mrs. Allen that she is doing a great job. The following resolution was adopted:

### **RESOLUTION NO. 205-513**

#### **APPOINTING REAL PROPERTY TAX DIRECTOR**

RESOLVED, that this Legislature re-appoints Dawn M. Allen to the position of Director of Real Property Tax Services, said appointment to be for a six-year term commencing October 1, 2013 and ending September 30, 2019 at Grade 9, Step 9 of the Management Salary Schedule.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 206-513**

**AUTHORIZING FILLING VACANCY IN THE MOTOR VEHICLE DEPARTMENT**

WHEREAS, it is important to service the public's needs in the Department of Motor Vehicles in these challenging economic times; and

WHEREAS, a vacancy exists for a part time Motor Application Examiner in the Motor Vehicle Department due to a resignation of a part time employee; be it

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part time Motor Vehicle Application Examiner position (1410.13) in the Motor Vehicle Department at a Grade 9 of the CSEA Salary Schedule, effective May 23, 2013.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 207-513**

**APPROVING RENEWAL OF AGREEMENT BETWEEN COUNTY TREASURER AND EFP ROTENBERG, LLP FOR INDEPENDENT AUDIT**

WHEREAS, it is the recommendation of the County Treasurer to renew the auditing contract with EFP Rotenberg, LLP for two extension years; and be it

RESOLVED, that this Legislature approves a two-year agreement between the County of Orleans and EFP Rotenberg, LLP, 280 Kenneth Dr, Ste 100, Rochester, NY 14623; to provide auditing services for the fiscal years 2012 and 2013 at a cost of \$29,250 per year, including the Department of Transportation audit, and all out of pocket costs. Cost of Audit will be billed to maximize reimbursement to Treasurer, Department of Social Services, Workforce Investment Act (WIA), and the Highway Department.

Moved Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 208-513**

**ACCEPTING PROPOSAL FROM VALUE PAYMENT SYSTEMS TO  
PROVIDE CREDIT CARD AND DEBIT CARD SERVICES FOR THE  
COUNTY TREASURER'S OFFICE**

WHEREAS, the County Treasurer would like to offer a service to our taxpayers that would allow the use of credit cards or debit cards for tax payments; and

WHEREAS, after reviewing various vendors has selected Value Payment Systems, 2207 Crestmoor Rd., Suite 200, Nashville, Tennessee 37215 to provide this service; and

WHEREAS, Value Payment Systems provides this service at no cost to the County, this program allows the taxpayer to choose their method of payment at their cost. The cost would be a 2.39% percentage transaction fee for the use of any credit card or a flat \$3.95 fee for use of a debit card for tax payments; now be it

RESOLVED, that this Legislature authorizes the Treasurer to enter into an agreement with Value Payment Systems for this service.

Moved Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 209-513**

**AUTHORIZING FILLING VACANCY IN THE HEALTH  
DEPARTMENT**

WHEREAS, a Public Health Sanitarian will be resigning effect June 7, 2013 in the Health Department, and

WHEREAS, this position is an essential position in the operations of the Public Health Department; now be it

RESOLVED, that this Legislature does hereby approve filling a vacant full-time Public Health Sanitarian position (4010.04) in the Health Department at Grade 18 of the CSEA Salary Schedule effective June 10, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved one add on resolution to authorize purchase of rabies vaccine due to a need by a family to undergo rabies post exposure treatments; seconded by Legislator Rush. Paul Pettit, Director of Public Health indicated that there is a shortage of vaccine so cannot keep an inventory. Mr. Nesbitt indicated that it is a mandated, life saving vaccine. The following resolution was adopted:

### **RESOLUTION NO. 210-513**

#### **AUTHORIZING EMERGENCY PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of approximately 5 residents at a cost of \$14,285.91 to be paid from the Health Department Budget account A4010.409 – Vaccines and Medications.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard reminded everyone that the first meeting in June, June 12<sup>th</sup>, has been cancelled.



Chairman Callard recessed the meeting at 4:49 p.m. to reconvene on Thursday, May 30, 2013 at 4:00 p.m. in order to approve the sale results from the Orleans County In Rem Auction.

**Recessed from May 22, 2013  
May 30, 2013**

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Chairman Callard called the recessed meeting of May 22, 2013 back into session at 4:00 p.m. on May 30, 2013. After the pledge to the flag, the Clerk called the roll. All Legislators were present with exception of Legislators Allport and Eick.

Susan Heard, Orleans County Treasurer, provided an overview of today's In Rem Auction. She indicated that it started out slow but ended in the black. She reviewed that on the final page on the report indicated that we had \$378,000 in grand total of delinquencies and we sold for \$410,000. She reported that in the first time in the last four or five years, we ended on a positive note. In review, she said last year we lost \$134,000, in 2011 we lost \$157,000, in 2010 we lost \$146,000 of tax principal. She indicated that she only had the last three years handy. This year if everyone pays and follows through, we will have a positive outcome on our Auction. There was much discussion on individual properties. It was well attended. They have until June 28<sup>th</sup> to pay in full. Attorney Schubel indicated that he already visited the County Clerk's Office, right after the auction ended, and two people had paid in full and wanted their deed. Chairman Callard asked how many were redeemed prior to the auction. Treasurer Heard indicated that about seventeen were either removed by legal issues or paid. Treasurer Heard stated that in whole it was one of our better auctions that we have held in the last few years. Legislator Johnson noted that we had a quite a few out of county buyers. Treasurer Heard indicated that we had a lot of local buyers and we sold everything from \$50 to \$60,000. She said that properties were being bought back even yesterday and removed from the auction list for today's sale.

The following resolutions were presented for adoption:

## RESOLUTION NO. 211-513

### APPROVING SALE OF COUNTY-OWNED PROPERTY

WHEREAS, a public auction of various parcels of property owned by the County under the In Rem Foreclosure was held May 30, 2013; and

WHEREAS, bids for various properties were obtained by the auctioneer at such auction in accordance with the stated terms of auction; and

WHEREAS, due deliberation has been made by the Orleans County Legislature as to the propriety of each of the said bids; now, therefore be it

RESOLVED, that bids for various parcels set forth on the schedule hereto annexed be, and the same individually are accepted pursuant to the provisions of the Real Property Tax Law; and be it

FURTHER RESOLVED, that the standard form quitclaim tax deeds be prepared for the separate parcels and delivered to the County Treasurer for execution and delivery upon receipt of the balance of the purchase price set forth in the said deed.

### ORLEANS COUNTY AUCTION May 30, 2013

ALBION – VILLAGE		Sold To:	Amount:
62.18-3-32 PC - 311 1	MILLER TIMOTHY McClelland St; 2.00 acres Land Total - 17,200	Ronald Croft 237 Caroline St Albion, NY 14411	\$100.00
62.20-2-5 PC - 311 3	PAWLACZYK LUCY SACHANOWSKI ESTHER Knapp St; 66.00 x 305.25 Land Total - 6,000	Vicki L. Bergeman 121 Knapp St Albion, NY 14411	\$2,200
73.5-3-44 PC - 312 4	STEPHEN WILLIAM & CRYSTAL 118 Day St; 49.5 x 165.00 Land - \$9,300 Total - 10,000	Thomas V. Fiorilli 590 Seneca Parkway Rochester, NY 14613	\$200
73.6-3-9 PC - 220 5	HAMZA, JEROLD J. 139 East Bank St; 56.40 x 94.00 Land - 7,700 Total - 15,000	Craig Ernewein 15225 Holley Rd Albion, NY 14411	\$600
73.6-5-24 PC - 210 6	HOME BUYER FUNDING LLC 128 McKinstry St; 70.62 x 132.00 Land - 10,300 Total - 58,500	Joan H. Whittier 12900 Roosevelt Hwy Waterport, NY 14571	\$17,500

73.6-7-33 PC - 210 7	RUSSO NICHOLAS M 141 South Clinton St; 14.00 x 94.50 Land – 2,000 Total - 36,000	Gloria E. Cavaluzzi 290 Dry Brook Rd Roscoe, NY 12776	\$10,000
<b>ALBION – OUTSIDE</b>			
72.-3-2.1 PC - 311 9	BRUSKI BRIAN JOHN Phipps Rd; 160.00 x 105.00 Land Total – 3,900	Sandra A. Freeman 3768 Eagle Harbor Rd Albion, NY 14411	\$100
74.-2-41.2 PC – 210 10	ALLIS RICHARD J 3516 Densmore Rd; 200.00 X 175.25; 80 acres Land – 9,200 Total – 30,000	Mark H. Lawson 1446 E. Kent Rd Kent, NY 14477	\$8,000
<b>BARRE</b>			
126.-1-27.1 PC-311 12	BRAMER BARBARA J BRUNEA SCOTT M East Shelby Rd; 3.40 acres Land Total - 1,700	David C. Williamson 2635 East Shelby Rd Oakfield, NY 14125	\$4,250
<b>CARLTON</b>			
5.11-1-2.31 PC-311 14	MILLER JEAN A Sunset Pkwy; 80.00 x 50.00 Land Total - 27,000	Stephen W. Ross 2879 Clarkson Parma Road Brockport, NY 14420	\$1,700
5.19-1-17.1 PC-210 15	GRESHAM STELLA 1092 Lakeside Rd; 49 acres Land – 7,500 Total - 14,500	Heather A. Furness 105 W. State St Albion, NY 14411	\$3,500
8.-1-10 PC-314 16	MACKIE HAROLD A E. Shore Dr.; 75 x 140 Land Total - 5,000	Deborah M. DeFazio 50 Public Square Holley, NY 14470	\$50
<b>CLARENDON</b>			
97.-2-19.21 PC – 314 18	ABRAMSON FRED East Lee Rd; 189.50 x 207.00 Land Total - 2,300	Darryl L. Winkley 4465 South Manning Road Holley, NY 14470	\$4,500
98.-1-15 PC – 311 19	LUSK TIA (formerly NRLL East LLC) Fourth Section Rd; .92 acres Land Total – 6,400	Peter Dunn 16608 Ridge Rd Holley, NY 14470	\$100
<b>GAINES</b>			
52.-1-17.121 PC-311 20	COOPER DARLEEN Lattin Rd; 188.25 x 192.00 Land Total – 9,400	Roger E. LaMont 3031 Densmore Rd Albion, NY 14411	\$1,200
<b>KENDALL</b>			
31.-2-38 PC – 210 22	WADSWORTH PHYLLIS 2181 W Kendall Rd; 3.00 acres Land – 13, 300; Total - \$37,600	William McNulty 14819 W. Brighton Cliff Dr Kent, NY 14477	\$24,000
43.-2-43 PC - 210 26	BURCH ROBERT 16855 Creek Rd; 148.50 x 110.22 Land – 6,400 Total – 43,800	Gloria E. Cavaluzzi 290 Dry Brook Rd Roscoe, NY 12776	\$8,000
<b>MURRAY-INSIDE</b>			
77.17-2-60 PC-432 27	HALSTEAD OIL CO INC 39 E Albion; 73.00 x 86.50 Land - 13,000 Total – 78,300	Charmelyn Fe Marte/Charlenny Fe Marte 224 Park Ave Medina, NY 14103	\$9,000
<b>MURRAY – OUTSIDE</b>			
53.-2-36.1 PC - 310 29	BLAIR JOSEPH & ROSE 15964 Ridge Rd; 8.50 acres Land Total - 21,200	Ronald L. Croft 237 Caroline St Albion, NY 14411	\$3,500
54.-1-53 PC - 314 30	NEWBOULD, SR. PHILLIP Center Rd; 7.70 acres Land Total - 19,900	Craig C. Siebert 1105 Countyline Rd, P O Box 76 Morton, NY 14508	\$7,000
86.-1-18.1 PC - 210 31	VAN AMERON CRAIG (formerly Vaneron Craig) 16170 Albion Rd S; 5.70 acres Land - 16,600 Total - 121,000	William Wittman 14030 Albion Eagle Harbor Rd Albion, NY 14411	\$60,500
<b>RIDGEWAY-VILLAGE</b>			
79.12-1-27 PC - 210 32	SEVENSKI RONALD & TRACY 509 S Academy St; 66.00 x 125.40 Land - 9,800 Total - 67,800	Joan H. Whittier 12900 Roosevelt Hwy Waterport, NY 14571	\$25,500

79.36-1-67 PC - 311 33	MCCARTHY JAMES & CHERYL 224 Eagle St; 66.00 x 181.50 Land Total - 11,300	Brenton O. Poole 210 East Oak Orchard St Medina, NY 14103	\$200
80.9-1-26.1 PC - 449 34	SEED AMERICA PROPERTY 54 LLC 525 East Ave; 3.80 acres Land - 25,600 Total - 80,400	Danny G. Dunn 1800 Goodwin Rd Lyndonville, NY 14098	\$15,000
80.37-1-7 PC - 482 35	331 MAIN ST INC 331 Main St; 73.50 x 121.00 Land Total - 10,900	Angelo T. Licciardello 50 Stablegate Dr Webster, NY 14580	\$9,500
80.45-1-12 PC - 210 36	LUTES NOEL 121 Starr St; 34.00 x 92.00 Land - 2,400 Total - 15,200	Tonya E. Yanicki 2009 Angling Rd Lyndonville, NY 14098	\$50
80.45-1-23 PC - 311 37 (w/80.45- 3-5)	HOLLOWAY RICHARD K 122 Starr St; 62.04 x 43.00  Land Total - 300	Dorothy A. Charles 118 Starr St  Medina, NY 14103	\$300
<b>RIDGEWAY-OUTSIDE</b>			
46.-1-44.1 PC - 210 38	AVERY TIMOTHY E 2942 Lyndonville Rd; 160.00 x 200.00 Land - 8,400 Total - 59,200	Mark H. Lawson 1446 E. Kent Rd Kent, NY 14477	\$18,500
69.-1-29 PC - 210 41	SMITH WALTER E & ALICE 3701 Horan Rd; 100.00 x 275.25 Land - 10,900 Total - 20,000	Mark H. Lawson 1446 E. Kent Rd Kent, NY 14477	\$7,500
69.-1-63 PC - 270 42	KINNEY DARLENE M 3605 Horan Rd; 120.00 x 155.25 Land - 8,600 Total - 26,700	Ronald L. Croft 237 Caroline St Albion, NY 14411	\$3,000
70.2-3-24 PC - 210 43	BISSELL RONALD & CONNIE 3634 Knowlesville Rd; 66.00 x 286.00 Land - 7,300 Total - 63,200	Deborah M. DeFazio 50 Public Square Holley, NY 14470	\$7,000
<b>SHELBY-INSIDE</b>			
79.16-2-44 PC - 210 45	TREMBLEY TAMMI 1027 Gwinn St; 78.00 x 89.00 Land - 7,500 Total - 58,500	Adam Driscoll 412 Erie St Medina, NY 14103	\$21,000
79.60-2-6 PC - 210 47	BROWN ROXANNE/SEARLS BEVERLY M 211 North Ave; 23.50 x 148.50 Land - 3,500 Total - 39,100	James E. Rhoades, Jr. 211 North Ave Medina, NY 14103	\$10,000
80.9-3-83 PC - 210 48	PITTS CANDACE 719 Orient St; 39.00 x 107.00 Land - 3,100 Total - 44,500	Gary Saj 1023 West Ave Medina, NY 14103	\$12,500
80.13-2-70 PC - 220 49	NAPLES ANTHONY M 915 South Main St; 56.00 x 82.00 Land - 3,900 Total - 47,100	Richard Colonna/Renee J. Colonna 130 West Ave Albion, NY 14411	\$17,500
80.45-3-5 PC - 210 51	HOLLOWAY RICHARD K 122 Starr St; 62.04 x 95.00 Land - 4,900 Total - 39,600	Dorothy A. Charles 118 Starr St Medina, NY 14103	\$50
<b>SHELBY-OUTSIDE</b>			
81.3-1-41 PC - 210 52	CROWLEY ROBIN M 12348 Maple Ridge Rd; 136.95 x 127.10 Land - 8,000 Total - 64,900	Stephen W. Ross 2879 Clarkson Parma Rd Brockport, NY 14420	\$9,000
103.-1- 11.112 PC - 314 53	MCADOO TINA M MCADOO ROBERT East Shelby Rd; 7.80 acres Land Total - 9,800	Thomas M. Stark 14229 Root Rd Albion, NY 14411	\$5,000
<b>YATES - INSIDE</b>			
25.13-1-22 PC - 210 54	AMSDILL JOANNE 117 Maple Ave; 120.00 x 190.40 Land - 13,500 Total - 15,100	Julia M. Robinson 125 Maple Ave Lyndonville, NY 14098	\$3,500
<b>YATES - OUTSIDE</b>			
1.-1-25.114	LICINIO JOHN III	Michelle M. Siuta	\$18,000

PC - 210 55	10598 Lake Shore Rd; 7.27 acres Land - 17,400 Total - 83,400	279 Bryant St Upper North Tonawanda, NY 14120	
12.3-1-21 PC - 210 57	HARRINGTON JASON (formerly Harrington Dorothy) 1525 County Line Rd; 4.80 acres Land - 14,900 Total - 94,600	Carlos Alfonso 3472 Hulberton Rd Holley, NY 14470	\$29,500
26 -1-21 PC - 210 60	KELLY ELAINE M 1818 Yates Carlton Townline Rd; 1.70 acres Land - 10,500 Total - 84,700	John R. Klatt 90 Sycamore St East Aurora, NY 14052	\$32,000
	TOTAL:		410,600

Moved, Johnson; second, Bower.

Adopted. 5 yeas; 0 nays; 2 absent, Allport and Eick.

Legislator Johnson moved to approve an agreement between Emergency Management and New York State Division of Homeland Security and Emergency Services for the Round 2 Statewide Interoperable Communications Grant and we are accepting funding in the amount of \$2,000,000 towards our public safety communications capital project; seconded by Legislator Bower. Chairman Callard stated that this is one of the largest grants given from Homeland Security for emergency services. This is phenomenal help to us for bringing closure to our radio project stated Chairman Callard. Legislator Johnson commented that this shows how important communications are to our first responders when it is taken this seriously by awarding us this \$2,000,000. The following resolution was adopted:

### **RESOLUTION NO. 212-613**

**APPROVING AGREEMENT BETWEEN THE EMERGENCY MANAGEMENT AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE ROUND 2 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT (SICG)**

RESOLVED, that this Legislature approves an agreement between the Emergency Management Office and the New York State Division of Homeland Security and Emergency Services to accept funding in the amount of \$2,000,000 (SI12-1016-D00) for the FY12 Statewide Interoperable Communications Grant to provide for the facilitation of the development, consolidation and/or improved operation of public safety communications to support and enhance statewide interoperable

communications for first responders effective February 4, 2013 through February 3, 2014; and be it

FURTHER RESOLVED, that the Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Johnson; second, Bower.

Adopted. 5 ayes; 0 nays; 2 absent: Allport and Eick.

With there being no further business, Legislator Bower moved to adjourn; second by Legislator Smith. Meeting adjourned at 4:13 p.m.

## LEGISLATURE MEETING

June 26, 2013

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Chairman Callard called the meeting to order at 4:36 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

During open discussion, Paul Lauricella, Town of Yates, in regards to Resolution No. 232-613 he stated that it is a good idea, but the problem that we face is something that society has created. It has become too easy for people to get assistance. The embarrassment and shame has been taken out of it. He recalls when he was a child; if you were to stand in line and pay for groceries with food stamps it was very embarrassing. People would look down on you. Most people who were on the assistance wanted to get off of it as quickly as possible because of the stigma. Now there is an electronic card that makes us wonder, is a credit card, debit card, or EBT card. The government likes it too because it spends just like cash and helps the economy. Go to Walmart and watch people sell their groceries in the parking lot for cash after paying for them on the EBT card. Benjamin Franklin said people need to feel uncomfortable in their poverty. He feels we have gotten away from that. Going out to eat should be a luxury, now McDonald's and Kentucky Fried Chicken accept the EBT cards. We as a society we have put up with it and now as taxpayers we have to pay for investigators. Half of them are fraudulent from the get go and the other half are legit.

Mr. Lauricella commented on the Driver's License Policy resolution. He feels we need to check the driving records when they come in. Chairman Callard informed him that this resolution was simply updating the existing policy on file to be consistent with NYS. Mr. Lauricella questioned if the driver's are required to be drug tested. Mr. Nesbitt stated that all of the DOT drivers are. Chairman Callard reiterated that the new position of Fraud Investigator, there is no additional cost to the County. The department is allocating the existing cost of the abolished position in a different direction for a greater return in dealing with welfare fraud. This local Legislator has zero tolerance for it, it must be dealt with, and our citizens must know the County is serious about it.

Marie Rice, Town of Carlton, relative to Resolution No. 236-613 cautions the Legislature about adding additional land to the Agriculture Districts. She stated that it is huge already. An article on the NYS Ag & Markets webpage addressed the question of who bears the cost of the agricultural assessment benefit. It stated that property taxes saved by farmers must be ultimately made up by all taxpayers in the effected municipalities. By giving more tax relief to farmers, which she has great respect for, will put an additional burden on those of us who don't own a farm. She questioned why Orleans County needs to add more land to the Ag District when there is a huge amount already.

Allen Lofthouse, Town of Kendall, asked how long the Orleans County Land Restoration Corporation has been in existence. Legislator Allport stated approximately six years. It was developed for the property next to the ethanol plant to get the railroad spur off the main rail so the trains could get to the ethanol plant. Chairman Callard added that it was east of Bates Rd next to Brunner Corp. Mr. Lofthouse asked if the amount of money in Resolution No. 243-613 is geared toward the property directly south of the ethanol plant. It was clarified that it is the property cattycorner.

Legislator Eick reported that he attended an ARC event on Monday. John Robinson, a disabled person is biking from Buffalo to Albany to raise awareness and funding. This was very inspiring. The event was well attended, including Adam Tabela, Senator Maziarz, and Assemblyman Hawley, amongst many others. He is due to arrive in Albany on the 8<sup>th</sup> of July.

Legislator Bower added that the Cottages at Troutburg are being built this summer by local builders. Chairman Callard added that that will be a significant development for the Town of Kendall and the County.

Legislator Rush reported that earlier in the day he and the Chairman attended a meeting this morning at Point Breeze, where a check for \$25,000 was awarded for being voted the "Ultimate Fishing Town" by WFN, and read the Special Recognition Award to the audience. This event was held at the Haines cottage at the Point. The Town of Carlton Board was also present to accept the award. Chairman Callard pointed out



that this was a proud moment for Orleans County, that a community was recognized as number one in the United States. This Board has invested greatly in the growth and development of Marine Park and promoted the fishing and tourism in this area. Legislator Rush added that he has been a resident of the Town of Carlton most of his life and when he sees things like this it really makes him feel great that he is a resident.

Chairman Callard continued by stating that he is working toward intercounty cooperation with Genesee and Niagara Counties similar to the Niagara-Orleans relationship NORA established. Legislator Johnson recently attended a gathering regarding the Niagara Falls Air Reserve Station. At that gathering it was determined that a new focus group be established to encompass Erie, Niagara, and Orleans to continue in the efforts to preserve 580 jobs. The inter relationships are important. Chairman Callard thanked Legislator Johnson for taking on this task.

The following resolutions were presented for adoption:

**RESOLUTION NO. 213-613**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	4485-4630	\$415,921.68
Highway	No Claims	

Nursing Home	26081-26122	\$233,955.28
Job Development	1211-1223	\$14,645.86
Self Insurance	52203-52205	\$46,328.23

Moved, Rush; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 214-613**

#### **ACCEPTING GRANT AND APPROVING AGREEMENT BETWEEN THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES**

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to accept monies (\$149,616) and approving agreement with the NYS Division of Criminal Justice Services for the following block grant funding effective July 1, 2013 to June 30, 2014:

Regular State Aid (RSA) to reimburse the county for probation services;

Probation Eligible Diversion (PED) to provide supervision and treatment to high risk offenders (Drug Court) eligible for services that are in jeopardy of incarceration;

Intensive Supervision Program (ISP) to provide Intensive Supervision to eligible felons who would otherwise be sentenced to incarceration in our local jail or with the New York State Department of Corrections;

Enhanced Sex Offender Supervision (ESSO) of level 2 and level 3 SORA Registerable Sex Offenders.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 215-613**

**AUTHORIZING SETTING UP NEW MONEY IN THE SHERIFF’S BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Sheriff’s budget to cover final grant purchases with Morovision Night Vision, Dell Computer Corp., and Brite Computer as follows:

Revenue

A4308	Homeland Security/Operation Stonegarden (FY2010)	\$8,200
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Appropriation

A3110.486	Special Grants	\$8,200
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Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 216-613**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,528.60	Harris Corporation PSPC	June Monthly Installment
\$497,400.36	Harris Corporation PSPC	10% of Total Agreement Price
\$5,558.69	Fiber Instrument Sales	Fiber Optic Hardware, components and test set (PO

		52837)
\$6,021.98	Graybar Electric	Fiber duct boxes (PO 52866)
\$3,426.82	Shulman, Rogers, Gandal, Porty & Ecker, P.A.	Legal Services for 800 MHz Rebanding (Inv #98603559)
\$435.00	Shulman, Rogers, Gandal, Porty & Ecker, P.A.	Legal Services for General Telecommunications (Inv #98603560)
\$8,475.00	Orrick, Herrington & Sutcliffe LLP	Professional Services for issuance of Bond
\$1,978.18	Premier Printing, Inc	Statement and Notices for Bond
\$10,000.00	Moody's Investors Service, Inc	Professional services for issuance of Bond
\$12,500.00	Fiscal Advisors & Marketing, Inc.	Services for issuance of Bond

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 217-613**

#### **AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 2-113 set the Legislature meeting schedule for 2013, not scheduling a meeting on the second Wednesday in July; now be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County

from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of July 10, 2013:

Fund/Department	Check Number (s):	Amount:
General	4638-4779	\$287,757.77
Highway	188-206; 424-455	\$245,515.19
Nursing Home	1293-1302; 26123-26164	\$210,276.54
Job Development	1226-1239	\$17,808.62
Self Insurance	1032; 52267; 52270-52273	\$20,892.71

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 218-613**

#### **APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby authorize the following agreements for the Health Department:

ADDENDUM TO RESOLUTION NO. 59-213: WNY Clinical Information Exchange, dba HealtheLink; The Commons at Walden, 2568 Walden Ave, Ste 107; Buffalo, NY 14225 to provide Electronic Health Records for Public Health Disease Investigations. This access will allow the Public Health Nursing staff a more efficient collection of data in regards to the health of Orleans County residents. Contract period effective January 1, 2013 through December 31, 2017. Addendum adds additional verbiage to clarify specific organizations authorized to utilize this Health information network. County Cost \$0.

AMENDMENT TO RESOLUTION NO. 174-413: Timothy Hens, PE; 7319 Quinlan Road, Leroy, NY 14482 to provide Engineering Services to the Orleans County Health Department Environmental division. Contract period effective May 1, 2013 through December 31, 2014. Contractor to be paid \$85 per hour, with the maximum reimbursement amount of \$6,800

during the term of this agreement. Reimbursement from State Aid and collected fees. CONTRACT AMENDMENT REMOVES THE MAXIMUM REIMBURSEMENT AMOUNT OF \$6,800. All other terms remain the same. County Cost \$0.

Humana – ChoiceCare Network; 3 Second St, Ste 204, Harborside Financial Center-Plaza 10, Jersey City, NJ 07311; to provide Medicare Billing services for the Orleans County Health Department and the services they provide. Contract period effective June 1, 2013 through May 31, 2014. County Cost \$0.

The ARC of Orleans Rainbow Preschool - 122 Caroline St., Albion, NY 14411, to provide Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract period effective July 1, 2013 through June 30, 2014. Rates set by New York State Department of Health. Reimbursement from and New York State Department of Health, Medicaid, and some third party insurances.

Oak Orchard Community Health, 300 West Ave., Brockport, NY 14420; to provide Migrant Health Services through the New York State Department of Health Migrant contract. Contract to provide Translation services and a liaison between the Orleans County Health Department and the Migrant population. Contract amount \$19,000. Contract period effective April 1, 2013 through March 31, 2014. Contract amount covered in full by the New York State Department of Health Migrant Grant. County Cost \$0.

New York State Department of Health, Bureau of Early Intervention, ESP Corning Tower, Rm 287, Albany, NY 12237-0660; to provide monies for Early Intervention Administration. Contract period effective October 1, 2012 through September 30, 2013. Contract #C027498. Contract amount \$36,641. Contract amount paid in full by NYS Department of Health. County Cost \$0.

New York State Department of Health, Bureau of Public Water Supply Protection, Corning Tower, Rm 1110, Empire State Building, Albany, NY 12237; to provide \$107,516 to the Orleans County Health Department for

the Public Water Supply Program. Contract period effective April 1, 2013 through March 31, 2014. Contract# C026479. County Cost \$0.

University of New England, 11 Hills Beach Rd, Biddeford, ME 04005; to provide an association for the purpose of carrying out an educational program in the Graduate Program in Public Health. Carrie Whipple will be the summer intern beginning June 24, 2013 and will work up to 120 hours. Carrie is in the Masters of Public Health program at the University of New England. County Cost \$0.

Centers for Disease Control, 1600 Clifton Rd, Atlanta, GA 30333; to accept a federally funded individual for two years to work within the Orleans County Health Department within the Public Health programs. County cost covers local mileage for programmatic travel.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to approve an agreement with Language Line Services; seconded by Legislator Allport. Legislator Allport added that are approximately fifty languages that this service translates. Melissa Blonar, Director of the Office for the Aging confirmed this and added that she spoke with neighboring counties about the number of time they have add to use this service. She stated they haven't used the service in over twenty years, but the service must be in place. The following resolution was adopted:

### **RESOLUTION NO. 219-613**

#### **APPROVING AGREEMENT BETWEEN OFFICE FOR THE AGING AND LANGUAGE LINE SERVICES**

RESOLVED, that this Legislature approves the agreement between the Office for the Aging and Language Line Services, 1 Lower Ragsdale Rd, Monterey, CA 93940; to provide telephone interpretation provider services following the term of the New York State Office of General Services contract dated October 25, 2012 through October 24, 2017 at a

cost of \$.75/minute of translation services. County cost \$.08/minute of translation services.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 220-613**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE/JAIL AND KEEFE COMMISSARY, INC.**

RESOLVED, that this Legislature approves an agreement between the Sheriff's Office/Jail and Keefe Commissary Network Inc., to receive a commission of 22% of purchases from the jail commissary, jail lobby kiosk to accept inmate monies and inmate telephone orders for commissary purchases, effective upon execution for a term of 3 years.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 221-613**

**APPROVING PAYMENT OF POSTAGE COSTS FOR ANNUAL MAILING TO REGISTERED VOTERS OF ORLEANS COUNTY**

RESOLVED, that this Legislature approves the payment of postage costs in the amount of \$5,320 for mailing of the annual mail check postcards by NTS Data Services, Niagara Falls, NY to all active registered voters of Orleans County advising them of the 2013 Primary and General Election dates and other relevant voter information as pursuant to New York State Election Law, to be paid from Election Account A1450.461 – Postage.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 222-613**

**APPOINTING MEMBERS TO THE GLOW WORKFORCE INVESTMENT BOARD**

RESOLVED, that this Legislature endorses the Chairman's recommendation of the new terms of membership for At Large vacancies for the following individuals who statutorily represent organizations on the Workforce Investment Board, with such terms to commence immediately:

Joseph Steinmetz, Director, Career and Technical Education and Adult/Secondary Programs, Orleans Niagara BOCES to replace Roger Amati, retired, from Orleans County Niagara BOCES;

Reid Smally, Executive Director of Workforce Development, GCC – The Best Center to replace Jerry Kozlowski, retired from the GCC Best Center, who represented Perkins VATEA/Local Education Entity Rep;

Marcell Taylor, Training and Employment Manager, Pathstone Corporation, representing the Migrant Seasonal Farmworkers category.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 223-613**

**AUTHORIZING FILLING A VACANCY IN THE HIGHWAY DEPARTMENT**

WHEREAS, an employee will be retiring July 20, 2013 in the Orleans County Highway Department; now, therefore be it

RESOLVED, that this Legislature does hereby authorize the filling of a vacant Motor Equipment Operator position (5110.14), Grade H2 of the CSEA Salary Schedule, effective July 22, 2013.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 224-613**

**AMENDING AGREEMENT BETWEEN PROBATION AND NEW YORK STATE DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION**

WHEREAS, Resolution No. 178-513 approved an agreement (Appendix X) between the Probation Department and New York State Department of Corrections and Community Supervision (Parole), extending Contract T-000127 through September 30, 2013; now be it

RESOLVED, that this Legislature now does hereby approve a Revocable Permit between the Probation Department and the New York State Department of Corrections and Community Supervision (Parole) to provide an appropriate reporting station at the Orleans County Probation Department located at 13925 State Route 31, Ste 200, Albion, NY effective January 1, 2013 through December 31, 2017 at an annual cost of \$9,000, to be paid \$750 per month by New York State Parole; and be it

FURTHER RESOLVED, that the Director of the Orleans County Probation Department shall review the contract at the end of five years to address the two, one year options to renew with the Office of General Services, which they may exercise within 90 days prior to expiration in writing.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve an agreement with Genesee County NYSARC; seconded by Legislator Rush. Legislator Johnson added that this signifies how shared services can work and has worked in Orleans County. The following resolution was adopted:

**RESOLUTION NO. 225-613**

**APPROVING AGREEMENT WITH GENESEE COUNTY CHAPTER NYSARC, INC TO PROVIDE PARATRANSIT SERVICES FOR THE**

ORLEANS COUNTY HEALTH DEPARTMENT'S EARLY INTERVENTION AND PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAMS

WHEREAS, Orleans County is required to provide transportation services for the Early Intervention and Preschool Supportive Health Services Program; and

WHEREAS, the Public Health Director did receive proposals for the provision of this service; and

WHEREAS, the review committee scored all proposals and has recommended the award go to Genesee ARC; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to enter into a contract with Genesee County Chapter NYSARC for the provision of paratransit services for the Early Intervention and Preschool Supportive Health Services Programs for the period of September 1, 2013 through August 31, 2014; including the County's option to renew for four (4) additional years at the following rates as bid:

In County	\$ 38.83/child/day/round trip
Out of County*	\$214.63/child/day/round trip
Bus Aide	\$ 61.25/round trip

Additional child to an established out of county round trip  
\$5.10/child/day/round trip

\* Where a one-way trip is ten (10) miles or more outside of the County lines.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 226-613**

AUTHORIZING PURCHASE FROM WEIGHTS AND MEASURES AND FUEL FARM BUDGET

RESOLVED, that this Legislature authorizes the Director of Weights and Measures and Fuel Farm Manager to purchase a 2013 half-ton, extended cab, full size pickup with matching cap from VanBortel Ford, Inc., 71 Marsh Rd, E. Rochester, NY 14445 under state contract, at a cost of \$23,850.44; \$22,000 to be paid from account A6610.470- Capital Plan and \$1,850.44 to be paid from account DM5140.250- Other Equipment.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 227-613**

AUTHORIZING EXTENSION OF AGREEMENT WITH NEW YORK STATE DEPARTMENT OF STATE FOR IMPROVEMENTS AT MARINE PARK

WHEREAS, Resolution No. 270-812 extended grant agreement #M030571 through July 31, 2013; be it

RESOLVED, that this Legislature approves Appendix X extending Agreement #M030571 with the New York State Department of State through July 31, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign Appendix X of Agreement #M030571.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 228-613**

APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Baker Victory Services, Lackawanna, NY for the provision of residential foster care services; to be effective July 1, 2013 through June 30, 2014 at per diem rates established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Orleans County Job Development, Albion, NY for funding of summer employment for TANF eligible youth, ages 14 – 20; to be effective June 1, 2013 through September 30, 2013 at a cost of 53,784. County cost is \$0.

New Directions Youth & Family Services, Randolph, NY for the provision of residential foster care services; to be effective July 1, 2013 through June 30, 2014 at per diem rates established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed; and be it

FURTHER RESOLVED, that this Legislature does hereby approve the following new agreement between the Orleans County Department of Social Services and Kevin Allen, Albion, NY for the provision of legal services relating to child support matters; to be effective June 4, 2013 through June 3, 2014 at a cost of \$75/hour. County cost \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 229-613**

AMENDING RESOLUTION NO. 392-1112 AUTHORIZING THE ABOLISHING, CREATING, AND FILLING OF A VACANCY IN THE MENTAL HEALTH DEPARTMENT

WHEREAS, Resolution No. 392-1112 authorized the creation and filling of a part-time Community Mental Health Nurse position at Grade 21 of the CSEA Salary Schedule; and

WHEREAS, it has now become necessary to restore the position to full-time status due to increased demands of the clinic, the Meaningful Use electronic medical records, and e-prescribing system, and the opportunity to increase services and revenue in the clinic; now be it

RESOLVED, that this Legislature authorizes the abolishing of the part-time Community Mental Health Nurse position (Position # 4310.45); and be it

FURTHER RESOLVED, that this Legislature authorize the creation of a full-time Community Mental Health Nurse position at Grade 21 of the CSEA Salary Schedule, effective June 28, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective June 28, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 230-613**

#### **AUTHORIZING CREATING AND FILLING OF A POSITION IN MENTAL HEALTH DEPARTMENT**

WHEREAS, the Department of Mental Health has proposed to reorganize its operations to improve efficiency and maximize revenue; be it

RESOLVED, that this Legislature authorizes the creation and addition of an Assistant Clinic Coordinator full-time position to the 2013-2014 Management Compensation Plan at Grade 6; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of an Assistant Clinic Coordinator full-time position in the Mental

Health Department at Grade 6 of the Management Compensation Plan; and be it

FURTHER RESOLVED, should a County Employee be appointed to this position, the step shall be placed as described under the Compensation Upon Promotion section of the 2013-2014 Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position effective June 28, 2013; and be it

FURTHER RESOLVED, that upon the successful completion of the probationary period of the individual in the newly created Assistant Clinic Coordinator position that a vacant Clinic Therapist position be abolished.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 231-613**

#### **AWARDING BID FOR PURCHASE OF COMPOSITE DECKING BOARDS FOR ORLEANS COUNTY MARINE PARK**

RESOLVED, that this Legislature, upon the review and approval of the New York State Office of Parks, Recreation, and Historic Preservation, awards the bid for purchase of composite decking boards for Orleans County Marine Park to Lakeside Building Products, 5954 Brockport-Spencerport Rd., Brockport, NY 14420, at a cost of \$20,452 to be paid from account A7180.486 – Special Grants as set up in Resolution No. 187-511.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 232-613**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services continuously reviews staffing to provide more efficient operations of county business; and

WHEREAS, a Child Support Specialist has recently retired; and

WHEREAS, over time there has become a greater need in the Social Welfare Fraud Unit to pursue fraud offenders which will help in avoidance and recovery of tax dollars for taxpayers; now be it

RESOLVED, that this Legislature does hereby abolish the position of a full-time Child Support Specialist (6010.0804) effective June 27, 2013; and be it

FURTHER RESOLVED, that this Legislature does hereby create a full-time position of Fraud Investigator in the Department of Social Services at Grade 15 of the CSEA Salary Schedule, effective June 27, 2013; and be it

FURTHER RESOLVED, that this Legislature approves the filling of this newly created vacant position in the Department of Social Services effective June 27, 2013.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 233-613**

**AUTHORIZING EMERGENCY MANAGEMENT OFFICE AND THE  
SHERIFF'S OFFICE TO PARTICIPATE IN THE FY2013 STATE  
HOMELAND SECURITY PROGRAM**



WHEREAS, Orleans County has tentatively been awarded \$90,000 under the FY2013 State Homeland Security Program, (SHSP) with funding for this grant to be provided by the U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA) which will be administered by the New York State Division of Homeland Security and Emergency Services (DHSES) on behalf of FEMA; now be it

RESOLVED, that this Legislature authorizes the Emergency Management Office to participate in the FY2013 SHSP allocating \$67,500 to be used towards interoperable communications; and be it

FURTHER RESOLVED, that this Legislature authorizes the Sheriff's Office to participate in the FY2013 SHSP, receiving 25% under Federal guidelines of this grant award under the State Law Enforcement Terrorism Prevention Program (SLETPP) allocating \$22,500 to be used specifically for law enforcement terrorism prevention activities.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 234-613**

#### **APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND LAKE PLAINS MEDICAL, PLLC**

RESOLVED, that this Legislature approves a 2-year agreement between the Sheriff's Office and Lake Plains Medical, PLLC, 100 Ohio St, Medina, NY, 14013, for nursing services at the Orleans County Jail at a cost of \$7,309 per month for 2013 and \$7,528 per month for 2014, an annual increase of 3%, effective January 1, 2013 through December 31, 2014.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 235-613**

**AUTHORIZING TREASURER TO TRANSFER OF FUNDS INTO THE COMPUTER SERVICES BUDGET AND AUTHORIZING PURCHASE OF SERVER VIRTUALIZATION HARDWARE AND SOFTWARE**

RESOLVED, that the Treasurer is authorized to transfer funds into the Computer Services Budget to purchase the below items as follows:

<u>From:</u>		
A1990.435	Contingency Fund	\$12,000
<u>To:</u>		
A1680.250	Other Equipment	\$12,000

and be it

FURTHER RESOLVED, this Legislature authorizes purchase of VMware VSphere software from CDWG, 230 North Milwaukee Ave., Vernon Hills, IL 60661 in the amount of \$5,228.88; two (2) Netgear ReadyNas file server units with replication software from CDWG, 230 North Milwaukee Ave., Vernon Hills, IL 60661 in the amount of \$4,122.16; and additional server memory from CDWG, 230 North Milwaukee Ave., Vernon Hills, IL 60661 in the amount of \$2,628.38; to replace the failing Treasurer’s server OCTRAS01, and two (2) of the Real Property Services terminal services and database servers with a virtualized server environment.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Rush moved to set a date for a public hearing for additions to the Agricultural Districts; seconded by Legislator Eick. Legislator Rush addressed Mrs. Rice’s concerns regarding the additions to the Ag District. He stated that there is no tax savings for the farmers in the Ag District. Mr. Nesbitt stated that it is a matter of NYS Statute. The following resolution was then adopted:

**RESOLUTION NO. 236-613**

**SETTING DATE FOR PUBLIC HEARING FOR ADDITIONS TO  
CERTIFIED COUNTY AGRICULTURAL DISTRICTS**

RESOLVED, that a public hearing will be held by this Legislature to consider requests for inclusion of additional agricultural lands in certified County Agricultural Districts on the 24<sup>th</sup> day of July at 4:25 PM at the Legislative Chambers, 3 South Main Street, Albion, New York; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearing in the two official County newspapers.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 237-613**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER**

WHEREAS, the Assistant Director of Nursing has resigned; and

WHEREAS, the Villages of Orleans Health and Rehabilitation Center wishes to recruit a full time evening shift RN charge nurse; and

WHEREAS, the creation of a full time evening RN charge nurse will provide clinical coverage for The Villages of Orleans Health and Rehabilitation Center; now, therefore be it

RESOLVED, that this Legislature abolishes a full-time Assistant Director of Nursing position (6030.004) at The Villages of Orleans Health and Rehabilitation Center; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time RN Charge Nurse position at the Villages of

Orleans Health and Rehabilitation Center at a Grade 21 of the CSEA Salary Schedule effective June 27, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective June 27, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 238-613**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND IM SOLUTIONS, INC

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and IM Solutions, Inc, 109 Chatham Ave., Buffalo, NY 14216 for the provision of Business Office Operations services, effective July 1, 2013 through June 30, 2014, at a cost of \$8,000 per month.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 239-613**

AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the full time night shift RN Charge Nurse has resigned; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time night RN Charge Nurse position, a critical position for the effective operation of the Nursing Home; therefore; be it

RESOLVED, that this Legislature authorizes the filling of the vacant full time RN Charge Nurse position (6030.007) at the Villages of Orleans Health and Rehabilitation Center effective June 27, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 240-613**

### **ADOPTING DRIVER RECORD CHECK POLICY**

RESOLVED, that this Legislature adopts the following updated Driver Record Check policy, amending the existing Policy as adopted by Resolution No. 376-792:

#### **Driver Record Check Policy**

##### **Background**

The operation of a motor vehicle in the delivery of County services presents one of the greatest exposures to a liability loss that the County can face.

Even though accidents cannot be totally eliminated, the frequency can be reduced, and the potential liability may be lowered if the number of unsafe drivers can be minimized.

This is the basis for the April 1, 1992 recommendation by the County's insurance carrier, the Hartford. Among other things, they request the County to obtain a licensed driver file search on newly hired drivers. The Legislature concurs with this recommendation, and in response, has developed this policy.

##### **Policy**

1. Before the final selection of a candidate is made for any position which requires the employee to drive a County vehicle as an essential function of their position, a licensed driver file search check will be made. This includes current non-driver employees being considered for promotions. The results of the check will be evaluated against the attached guidelines.

2. All employees who drive either a County vehicle or their own vehicle in the performance of their duties for the County must provide the County with a copy of their current driver license. These records will be maintained as part of the employee's personnel file. Annually, each employee assigned to a position which requires the operation of a County vehicle must complete a Verification of Driving Record form.

### **Procedure**

The Personnel Office will create and maintain a list of all positions which require an employee to drive a County vehicle, as well as a list of those positions where an employee may be required to use their own vehicle (employees who are reimbursed for mileage on a regular basis). This list will be periodically reviewed to insure that the driver license information is current. A copy will be provided to County departments upon request. Each department head along with the Director of Personnel and Self Insurance is responsible to obtain and evaluate the required licensed driver file search. To obtain a record check prior to the hiring or promotion of an employee to a driving position, the attached form should be completed and forwarded to the Personnel Office. The report will be returned to the department head, usually within two days. This will be provided without cost to the County.

### **DRIVER DISQUALIFICATION GUIDELINES**

The following will result in immediate disqualification of a candidate for hire or employee being considered for promotion/transfer for a position which requires the incumbent to drive a County vehicle as an essential function of the position:

- A conviction for the violation of provisions of §1192 of Vehicle Traffic Law within the three (3) year period preceding the date of application for hire, promotion or transfer
- Three (3) or more traffic violations or infractions (excluding parking) in the three (3) year period preceding the date of application for hire, promotion or transfer

An employee operating a County vehicle will be disqualified from their position or any position which requires the employee to drive a County vehicle as an essential function of their position for any of the following for a minimum period of three years. Additionally, such employee may be subject to disciplinary action up to and including termination and criminal prosecution.

- A conviction for the violation of provisions of §1192 of Vehicle Traffic Law
- Suspension, revocation or cancellation of driver's license
- Homicide by vehicle, including but not limited to criminally negligent homicide or involuntary manslaughter
- Driving without a license or while license suspended or revoked
- Hit and run
- Failure to notify the County of a suspended, revoked or cancelled license by the end of the business day following the notification
- Three (3) or more traffic violations or infractions (excluding parking) in a three year period

### DRIVER RECORD CHECK REQUEST FORM

TO: Department of Personnel and Self Insurance  
14016 Route 31 West  
Albion, New York 14411  
Phone: 589-3008  
Fax: 589-3183

FROM: Name: \_\_\_\_\_  
Date: \_\_\_\_\_  
Department: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Fax: \_\_\_\_\_

Please provide me with a Motor Vehicle Licensed Driver Report for the following individuals:

Name: \_\_\_\_\_  
Date of Birth: \_\_\_\_\_  
License #: \_\_\_\_\_

Copy of license is attached

Name: \_\_\_\_\_  
Date of Birth: \_\_\_\_\_  
License #: \_\_\_\_\_

Copy of license is attached

Name: \_\_\_\_\_

Date of

Birth: \_\_\_\_\_

License

#: \_\_\_\_\_

Copy of license is attached

Request Authorized

By: \_\_\_\_\_

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 241-613**

**AUTHORIZING CHAIRMAN TO FILE A CERTIFICATE DESIGNATING THE SECRETARY OF STATE AS THE AGENT FOR SERVICE OF NOTICES OF CLAIM**

WHEREAS, the State Legislature has enacted and Governor Cuomo has signed Chapter 24 of the Laws of 2013, which, *inter alia*, adds a new Section 53 to the General Municipal Law, effective June 15, 2013; and

WHEREAS, Chapter 24 of the Laws of 2013 permits claimants to serve notices of claim upon the Secretary of State rather than effecting personal service of such notices upon the municipality which is the subject of the claim; and

WHEREAS, the statute directs the Secretary of State to forward copies of notices of claim served in the above-referenced manner to the municipalities involved; and

WHEREAS, Section 53 of the General Municipal Law requires that municipalities, including Orleans County, within thirty days after the effective date of the law, file a certificate in the office of the Secretary of State designating the Secretary of State as the agent for service of notices of claim and providing the name, post office address and electronic mail address of an officer, person or designee, nominee or other agent-in-fact for the transmittal of notices of claim served upon the secretary; now, therefore be it



RESOLVED, that the Chairman be, and hereby is, authorized and directed to file, not later than July 12, 2013, a certificate with the Secretary of State designating the Secretary of State as Orleans County's agent for the service of notices of claim; and be it

FURTHER RESOLVED, that the County Attorney is hereby designated to receive such notices of claim served in the manner set forth herein; and be it

FURTHER RESOLVED, that the Chairman in such certificate, and in amendments thereof as from time to time may be necessary, shall provide the Secretary of State with the name, post office address and electronic mail address of the County Attorney.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve an agreement with the Bonadio Group; seconded by Legislator Bower. Legislator Johnson added that this agreement is for a dependant eligibility audit. It is good fiscal management. With the size of the Orleans County workforce it is estimated that there is as much as a 9% ineligible dependant situation on the employee health insurance. This agreement will more than pay for itself if Orleans County runs the average. The following resolution was adopted:

### **RESOLUTION NO. 242-613**

**APPROVING AGREEMENT WITH THE BONADIO GROUP TO PROVIDE AN AUDIT OF THE ORLEANS COUNTY EMPLOYEE HEALTH PLAN**

WHEREAS, the Orleans County Legislature wishes to ensure the responsible use of taxpayer resources; and

WHEREAS, such assurance requires periodic audits to make sure that county taxpayer dollars are being spent as they were intended; now be it

RESOLVED, that the Orleans County Legislature authorizes the Chairman to sign an agreement with The Bonadio Group for a “Dependent Eligibility Audit” of the Orleans County Employee Health Plan subject to Chief Administrative Officer and County Attorney approval; and be it

FURTHER RESOLVED, that the Legislature authorizes the Treasurer to transfer monies as follows:

<u>From:</u>		
A1990.435	Contingency Fund	\$7,500
 <u>To:</u>		
A1430.418	Other Contractual Expenses	\$7,500

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 243-613**

RESCINDING RESOLUTION NO. 29-113; SETTING UP MONEY IN THE PLANNING BUDGET FROM THE 2013 CONTINGENCY FUND AND APPROVING AN AGREEMENT WITH THE ORLEANS COUNTY LAND RESTORATION CORPORATION

WHEREAS, the Orleans County Legislature feels an obligation to the citizens of Orleans County to make investments in the future of this county in order to provide economic opportunities for our citizens and their families; therefore, be it

RESOLVED, that this Legislature rescinds Resolution No. 29-113; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer 2013 funds into the Planning Department budget to

further the goal of Economic Development and rural broadband as follows:

FROM:

A1990.435            Contingency            \$55,000

TO:

A8020.418            Other Contractual Expenses            \$55,000

and be it

FURTHER RESOLVED, that the Chairman is authorized to sign an agreement with The Orleans County Land Restoration Corporation for completion of requirements to create a NYS Certified shovel ready site for an amount not to exceed \$49,281.25; subject to County Attorney approval.

Moved Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard opened the floor for general discussion and comments. Mr. Lofthouse questioned whether the loan and bond was secured to the building when the renovation was done. Mrs. Heard, Orleans County Treasurer, stated that it is backed by the full faith of the County, which means the taxpayers. It is not secured to the building. Mr. Lofthouse asked when the LDC sells the Nursing Home, will that figure be included in the sale price or will the taxpayers be on the hook for the balance. Mr. Nesbitt stated that the expectation is to satisfy the bond with the proceeds.

Mr. Lauricella, stated that he has no trust for Homeland Security. He wonders when the founders won the revolution they envisioned towers erected so they could watch the citizens to make sure they were safe. Those willing to give up their liberty for safety and security deserve neither. He stated that he doesn't have a problem with Wal-Mart or private home having security cameras, but he does have a problem with government having them.

Legislator Allport moved to adjourn; second by Legislator Rush. Meeting adjourned at 5:22 p.m.

## LEGISLATURE MEETING

July 24, 2013

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Chairman Callard called the meeting to order at 4:33 PM. After the pledge to the flag and invocation, led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Susan Heard, Orleans County Treasurer, forwarded a listing of Real Property Tax Refunds, per Resolution No. 19-113, in the amount of \$979.19 that has been reviewed and authorized by her office. Traffic Diversion Program reported their Distribution of Revenue for the period of April through June, 2013. The Town of Hartland will hold a Public Hearing for an Amendment to the Zoning Code on August 8, 2013 at 7:30 p.m. at the Town of Hartland Town Hall. Larry Montello, Commander of the Butts Clark Post 204 in Medina invited everyone to the Tribute to the Fallen Heroes Ceremony on Wednesday, September 11<sup>th</sup> at 10:00 a.m. at the Elks Lodge on West State St. in Albion. Also an invitation is open to all to attend the Candlelight Vigil at the County Court House lawn in Albion at 6:00 p.m. At this time Mr. Montello is requesting permission to use of the Courthouse grounds, power, and to hang the 911 Flag on the pole for the Candle Light Vigil and also permission to post the banner on the lawn to advertise this event. The Board was unanimously in favor of this request.

Legislators Johnson and Bower presented recognition to Charles “Chuck” Kinsey who will be retiring on July 26<sup>th</sup> as Director of Computer Services after 13½ years of service to Orleans County. He was applauded for his efforts and dedication.

Legislators Eick and Rush presented recognition to Daniel Schuth, Orleans County Soil and Water Conservation District Field Manager, who will be retiring on July 31<sup>st</sup> with eight years of service to this agency.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through June 2013. She indicated that the balance shows a loan to the radio project of \$1 million from the general fund which affects the bottom line but otherwise everything is in good shape.

Chairman Callard requested comment from the public as it pertains to the resolutions presented today. Paul Lauricella, Yates, inquired about Resolution No. 259-713 asking what the “I AM Responding” Program is. He asked specifically about the cameras and projectors. Legislator Johnson introduced Paul Wagner, Director of Emergency Management and asked him to address that question. Mr. Wagner stated that the “I AM Responding” Program is a text messaging program that allows text messages to be sent to first responders in Orleans County including Fire/EMS, law enforcement agencies directly from dispatch to the responders. It also allows Fire/EMS to respond that they will be there for that emergency, therefore knowing how many people will be present at the scene. It is a secondary notification system to notify these responders should something happen to the voice paging system used now. It also comes with a lot of other capabilities to communicate with our emergency responders.

In response to the security cameras and recorders, Mr. Wagner explained that they will be used at the Emergency Management Office to essentially look at the base of the radio towers, should something occur there, a record will be available of what occurred. This also pertains to the cameras in the building to monitor for same reasons. In regards to the three multi-media projectors, these are used for training programs and public meetings. Trainings are done for fire service and EMS.

Mr. Lauricella thought that these grants are used for fighting terrorism not to fund local municipalities. Mr. Wagner stated that is exactly what they are doing in that we are trying to combat terrorism by getting first responders to the scene quickly and materials used for training to handle our home grown terrorists.

Legislator Bower stated there have been different points in his career that he has watched over things but one item he has been concerned with is the amount of money taxpayers have spent to educate our young and some older people. In his mind, it is money well spent. There are times that these students have dropped out of courses, or have failed, and the county still pays for these courses. He indicated that if a corporation paid for these classes, a student would need to show proof of passing the course by presentation of either a transcript or certificate and then would be

reimbursed for the class. Legislator Bower stated that New York State does not operate this way. They collect money from all registered students along with 1/3 from the County, 1/3 from the State and it goes into this fund. Legislator Bower wants to know how many of our students are failing or dropping out. He inquired from Genesee Community College because that has the most registered Orleans County students attending however; he has been unsuccessful in receiving that number. He does not want a person's name, he just wants the numbers. He stated that GCC has sent him, it is in the mail, a copy of the state law and he will review that in detail with Senator Maziarz and Assemblyman Hawley. He truly does not think that our hard working taxpayers should be paying for students tuitions that fail or drop out. He expressed in further discussion that not all students are college material and are more trades oriented. He wants this to stop and he may not get it done by the time he retires in December, but hopes that this Legislature will continue to look into this. He stated that he will try to FOIL GCC records to see if he can get numbers, not names. He believes this affects about 10% of the enrollment. He stated that the \$1.8 million that we allocate on this, even if it is 10% of that, we could use the money in our county in a much better way. Legislator Bower stated that he feels it is wrong.

Chairman Callard added that it has been in recent years that the cost has increasingly expanded at a greater percentage for Community Colleges. In 2012, the County had \$1.4 million budgeted and in 2013 there is budgeted \$1.74 million. The County overspent last year and it could likely be over \$2 million in 2014. It is growing at an alarming rate. There were years when the Board was worried about \$50,000 to \$100,000 and the County was under a million for a long period of time but now in the last few years it is just escalating ever rapidly and ever greater. It is a serious situation. Not only does the county need to review it but the State needs to review it and revamp the process because the costs are getting out of control. Chairman Callard thanked Legislator Bower for bringing this to the public's attention and encouraged him to follow through to get as much information as he can and he assured Legislator Bower that the continuing Legislature will follow through as they move into the next year.

Legislator Rush elaborated on the Orleans County Federation of Sportsmen. Since he has been Legislator he has been appointed to the

Orleans County Federation of Sportsman because he enjoys outdoor sports. He reviewed the makeup of about a dozen sports entities involved in the federation that include: The Holley Rod and Gun Club, The Albion Rod and Gun Club, The Black North Rod and Gun Club, Barre Sportsman, Jr. Wilson Sportsman, Medina Conservation Club, Yates Carlton Lakeshore Sportsman, Blue Bird Society, Oak Orchard Turkey Federation, The Archer's Club, and SCOPE. He reviewed the meeting agenda. He indicated that reports are made by delegates at the meeting which include reports on firearms, small and big game, water fowl, fish committee, turkey federation, NYS Bowhunters, Fish and Wildlife Management Board (which he reports on as being a member as an Orleans County Legislator), trapping, tourism, and on the log cabin. A report is also given by a conservation officer. This log cabin report has been a lengthy report because of the need of repairs and replacement of walls. He explained the details of the repairs and the cost. During the Orleans County 4-H Fair the log cabin houses booths for the Orleans County Soil and Water Conservation District, Ducks Unlimited, Blue Bird Society, SCOPE, and the Orleans County Sportsman Federation. Legislator Rush mentioned the Federation Officers: Michael Donahue, President; Denise Applebee, Secretary; and Bob Fox, Treasurer. Legislator Rush opened the invite to discuss any other further details of this at a later time by contacting him.

Chairman Callard stated that Legislator Rush was referring to the log cabin on the Cooperative Extension property. They intended to replace two walls but the costs have escalated suggesting the cost would be over \$6,000 per wall, rather than the first quote of \$3,000 per wall. Legislator Rush indicated that the first two walls were partial replacements. They hope to begin work in September if monies are available on the one wall replacement. The hope was to replace two walls.

Legislator Allport wanted to address what Dan Schuth said concerning the testing out at the Orleans County Landfill in the Town of Albion. He thanked SPOC, Senator Maziarz, Sue Seneca, and Dan Schuth in which he attended meetings with the NYS DEC, in getting this testing to happen. According to Dan Schuth, this testing plan – 6 NYCRR part 360 – is the most comprehensive sampling that DEC does on any project to find out if there is an issue. This testing will be done at the end of August and

everyone looks forward to the results. Chairman Callard asked Legislator Allport to elaborate more on SPOC. Legislator Allport explained that SPOC stands for Stop Polluting Orleans County, an organization of citizens that started in the 1990's when Waste Management wanted to expand the landfill the first time. They reorganized a few years ago, when the pumping of leachate at the landfill had stopped. They meet regularly to address this issue by communicating with state representatives and the DEC. Their efforts are to make sure the landfill does not open up again mainly due to the traffic that would generate in front of the Albion Schools. He referenced the billboard that is seen when you head east on Route 31 towards Albion that states "Thanks for not polluting our County". Legislator Allport was thanked by Chairman Callard for following through on a very difficult situation and it sounds like it is contained but we need to be ever diligent of this. Legislator Allport expressed that there are over 800 orphaned landfills and these two are on that list. Now through SPOC's efforts we became number one on the list for testing. Appreciation was given again to Soil and Water.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Rush. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 244-713**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:



<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	4799-4940	\$447,575.32
Highway	207-210	\$358,977.01
Nursing Home	1305-1312, 1315; 26165- 26198	\$282,497.61
Job Development	1261-1279	\$9,246.23
Self Insurance	1033, 1034, 52417	\$136.68

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 245-713**

#### **AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 2-113 set the Legislature meeting schedule for 2013, not scheduling a meeting on the second Wednesday in August; now be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of August 14, 2013:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	4964-5166	\$444,735.11
Highway	211-234; 456-492	\$168,990.35
Nursing Home	1316-1327; 26199-26253	\$30,535.48
Job Development	1242-1256	\$11,157.91
Self Insurance	1035-1037; 52413-52415; 52419-52420	\$5,333.58

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Bower withdrew a resolution appointing a new member to the Orleans County Board of Ethics.

**RESOLUTION NO. 246-713**

**APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN THE TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS**

RESOLVED, that this Legislature approves the annual software subscription service between the Treasurer's Office and KVS Information Systems, 821 Maple Rd, Williamsville, NY 14221 covering all programs relating to the Treasurer's Office, Personnel Office, and Budget Officer at a cost of \$7,176; effective August 1, 2013 through July 31, 2014, to be paid from the respective budgets, as applicable.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 247-713**

**GRANTING EXTENSION FOR PAYMENT ON IN REM AUCTION PARCELS**

WHEREAS, Resolution No. 155-413 Setting Date and Terms for the Auction of In Rem Tax parcels, indicates the balance of the successful and accepted bids shall be paid to the Orleans County Treasurer by June 28, 2013, unless extended by the County Legislature; and

WHEREAS, time extensions were requested in a timely manner for the following parcels: Parcel #34, Town of Ridgeway, Tax Map #80.9-1-26.1; Parcel #35, Town of Ridgeway, Tax Map #80.37-1-7; Parcel #36, Town of Ridgeway, Tax Map #80.45-1-12 and Parcel #49, Town of Shelby, Tax Map #80.13-2-70; now, therefore be it

RESOLVED, that this Legislature grants an extension for the balance due for these parcels for a period of time not to exceed sixty (60) days; and be it

FURTHER RESOLVED, that due to this extension and loss of interest to the County, there will be charge of \$250 per parcel (property with improvements) and a charge of \$100 per parcel (vacant property) for each 30 day period until the property is fully paid, not to exceed 60 days.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 248-713**

**APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS**

WHEREAS, the New York State and Local Employees’ Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain elected and appointed officials and will report the following days worked to the New York State and Local Employees’ Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer’s Time Keeping System (Y/N)	Days/month
<b>ELECTED OFFICIALS</b>					
District Attorney	Joseph Cardone	6	1/1/2013-12/31/2016	N	25.67
Coroner	Scott Schmidt	6	1/1/2013-12/31/2016	N	4.62
Coroner	Charles Smith	6	1/1/2013-12/31/2016	N	4.83
Coroner	Joseph Fuller	6	1/1/2013-12/31/2016	N	.36
Legislator	Henry Smith Jr.	6	1/1/2012-12/31/2013	N	10.78
<b>APPOINTED OFFICIALS</b>					
Election Commissioner	Dennis Piedimonte	6	1/1/2013-12/31/2014	N	13.06

2 <sup>nd</sup> Asst District Attorney	Katherine Bogan	6	1/1/2013-12/31/2016	N	16.42
3 <sup>rd</sup> Asst District Attorney	John Sansone	6	1/1/2013-12/31/2016	N	5.33

and be it

FURTHER RESOLVED, that elected and appointed officials who are not members of the State Retirement System are not subject to the provisions of this law; and be it

FURTHER RESOLVED, that certified copies of this resolution shall be forwarded to the County Treasurer, the Personnel Officer, and the New York State Comptroller.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 249-713**

#### **AMENDING BOARD APPOINTMENTS TO THE EMERGENCY MEDICAL SERVICES COUNCIL**

WHEREAS, Resolution No. 69-213 approved appointments to the Emergency Medical Services Council; be it

RESOLVED, that amendments are made to the following Agency's voting member names:

#### AGENCY REPRESENTATIVE

#### NAME OF VOTING MEMBER

Carlton Fire Department  
Volunteer Ambulance – COVA  
Mercy Flight  
Albion Fire Department

Justin Niederhofer  
Jason Spencer  
Lynn Ribbeck  
Dan Gleason

and be it

FURTHER RESOLVED, that these appointments are effective from this date through December 31, 2013.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 250-713**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	July 2013 Monthly Installment
\$5,216.62	Trott Communications Group	Engineering Services for June 2013 for P25 Expansion
\$506.00	Shulman, Rogers Gandall, Porty & Ecker, P.A.	Legal Services through 5/31/13 800 MHz Rebanding
\$12,900	Thompson & Johnson	Forklift

Moved, Johnson, second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 251-713**

**AUTHORIZING CREATING TEMPORARY POSITION IN THE EMERGENCY MANAGEMENT OFFICE AND AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE EMERGENCY MANAGEMENT BUDGET**

WHEREAS, a full time employee (Position 3640.2) will be on a medical leave; therefore, be it

RESOLVED, that this Legislature does hereby create a temporary part time position of Secretary II in the Emergency Management Office at Grade 2 of the Management Compensation Plan, to be effective for the

period August 1, 2013 until the conclusion of the Family Medical Leave Act by employee on medical leave (Position 3640.2); and be it

FURTHER RESOLVED, that the Director of Emergency Management is authorized to fill the newly created temporary position effective August 1, 2013; and be it

FURTHER RESOLVED, that the Treasurer is authorized to transfer funds within the Emergency Management Budget to cover the costs of this temporary appointment as follows:

<u>From:</u>		
A3640.418	Other Contractual	\$3,975
 <u>To:</u>		
A3640.100	Personal Services	\$3,150
A3640.830	Social Security	\$195
A3640.820	Medicare	\$50
A3640.840	Workers Compensation	\$515
A3640.880	Disability	\$65

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 252-713**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE PROBATION DEPARTMENT BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Probation Department budget, to cover additional costs for printing as follows:

<u>From:</u>		
A3140.100	Personal Services	\$400
 <u>To:</u>		
A3140.441	Printing	\$400

Moved, Bower, second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 253-713**

#### **APPROVING VARIOUS AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Department of Social Services and the following agencies:

Berkshire Farm Center, Canaan, NY for the provision of residential foster care services; to be effective July 1, 2013 through June 30, 2014 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and the financial eligibility of each child so placed.

Regional Action Phone, Batavia, NY for RAP hotline to provide crisis intervention to Orleans County youth and their families; to be effective August 1, 2013 through July 31, 2014 at \$1.50 per call. County cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 254-713**

#### **AUTHORIZING CREATING TEMPORARY POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature authorizes the creation of temporary positions in the Department of Social Services for implementation of the Home Energy Assistance Program (HEAP) to be reimbursed with 100% Federal Funds, as follows:

Full-time Social Welfare Examiner effective August 1, 2013 – March 31, 2014 at Grade 13 of the CSEA salary schedule;

Part-time Social Welfare Examiner effective November 1, 2013 – April 30, 2014 at Grade 13 of the CSEA salary schedule;

Part-time Social Welfare Examiner effective November 1, 2013 – April 30, 2014 at Grade 13 of the CSEA salary schedule;

Full-time Clerk effective November 1, 2013 – May 31, 2014 at Grade 7 of the CSEA salary schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created temporary vacant positions.

Moved, Smith; second, Allport.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 255-713**

#### **AUTHORIZING SETTING UP NEW MONEY IN THE MARINE PARK BUDGET**

WHEREAS, Resolution No. 231-613 authorized purchase of composite decking boards for the Orleans County Marine Park; now be it

RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Marine Park budget to purchase the composite decking boards as follows:

<u>Revenue</u>		
A3097	NYS Parks-Rec-Hist-Preservation	\$10,040.36
	Future Infrastructure Reserve	\$9,147.42
<u>Appropriation</u>		
A7180.486	Special Grants	\$19,187.78

Moved, Rush; second, Eick.  
Adopted. 7 ayes, 0 nays, 0 absent.



**RESOLUTION NO. 256-713**

**APPROVING APPOINTMENT TO THE MENTAL HEALTH  
SUBCOMMITTEE**

RESOLVED, that this Legislature approves the appointment of Brandie Winter to the Mental Health Subcommittee, as an additional member to the board, to serve a four-year term to begin July 25, 2013 and ending July 24, 2017.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 257-713**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN THE BUILDINGS AND GROUNDS DEPARTMENT**

RESOLVED, that this Legislature does hereby abolish a full-time Custodian position (1620.25) in the Buildings and Grounds Department; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a full-time temporary Custodian position in the Buildings and Grounds Department at Grade 6 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant temporary position effective August 5, 2013.

Moved, Allport; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 258-713**

**AWARDING BID WITH HIGHWAY DEPARTMENT AND RAMSEY  
CONSTRUCTORS**

WHEREAS, the Orleans County Highway Department sought bids for removal of Marsh Creek Bridge over Orchard Creek in the Town of Carlton; and

WHEREAS, such bids have been publicly opened and reviewed to determine lowest possible bidder; and be it

RESOLVED, that the bid has been awarded to Ramsey Constructors, Inc., 5711 Gateway Park, Lakeville, NY 14480 at a County cost of \$15,000 to be paid from Highway Road Fund account D5120.470 – Bridges.

Moved, Allport; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 259-713**

#### **AUTHORIZING EXPENDING GRANT FUNDS IN EMERGENCY MANAGEMENT**

RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP Grant funds for the purchase of an “I AM Responding” Program, for text notification of responders, at a cost not to exceed \$40,000, and cameras and recorder at a cost of \$1,600, said expenses to be paid from NY State Homeland Security Grant funds FY2012 per the approved work plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend FY2010 SHSP funds to purchase three video projectors at a cost of \$1,656; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute Appendix X forms for Contract No. C972420 and Contract No. C838700; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

Revenue

A4309.2012	State Homeland Security Grant Program FY12	\$ 41,600
A4309.2010	State Homeland Security Grant Program FY10	\$ 1,656

Appropriation

A3640.486.2012	Grant SHSP FY2012	\$ 41,600
A3640.486.2010	Grant SHSP FY2010	\$ 1,656

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 260-713**

**ADOPTING ADDITIONS TO CERTIFIED AGRICULTURAL DISTRICTS**

WHEREAS, Article 25AA of State Agricultural and Markets Law provides for the addition of predominantly viable agricultural land into existing, certified agricultural districts following an annual thirty day enrollment period and public hearing; and

WHEREAS, said enrollment period occurred in June 2013 and proper notice was provided and a public hearing was held on July 24, 2013; now be it

RESOLVED, that additions to Agricultural Districts No. 1, 2 and 3 of twenty-nine whole tax parcels of predominantly viable farmland be adopted as identified by numbers 19.00-1-6.1, 40.00-3-10, 40.00-3-11.21, 40.00-3-11.22, 41.00-1-1.12, 52.00-1-23.1, 52.00-1-25.22, 60.00-1-41.111, 60.00-1-49, 61.00-1-60, 61.00-1-62, 77.00-1-39, 80.00-1-13.22, 85.00-3-15.1, 106.00-1-42.2, 106.00-1-44.2, 107.00-1-17.1, 107.00-1-71.2, 108.00-2-12.12, 108.00-2-13, 108.00-2-70, 119.00-2-15.1, 119.00-2-24, 119.00-2-25.2, 119.00-2-26.1, 128.00-1-18.1, 129.00-1-50, 129.00-1-51, 129.00-1-52; and be it

FURTHER RESOLVED, that a Notice of Determination of Non-Significance - Negative Declaration shall be filed in the absence of a significant effect of this action on the environment, pursuant to Article 8 of Environmental Conservation Law.

Moved, Rush; second, Eick.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 261-713**

AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the part time evening shift RN Charge Nurse has accepted a full time evening RN Charge Nurse position; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the part-time RN evening shift Charge Nurse position, a critical position for the effective operation of the Nursing Home; therefore, be it

RESOLVED, that this Legislature authorizes the filling of a vacant part-time RN Charge Nurse position (6030.016) for the evening shift at the Villages of Orleans Health and Rehabilitation Center at Grade 21 of the CSEA Salary Schedule effective July 25, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 262-713**

AUTHORIZING SETTING UP RESERVE MONIES FOR THE ENERGY PERFORMANCE LEASE PAYMENT

WHEREAS, the energy savings realized in 2012 on the Energy Performance contract were reserved at year end to be used towards the repayment of the Energy Performance lease borrowing; and

WHEREAS, the Treasurer has made the Lease payment, and now needs to set up the funds to balance the Debt service fund for this payment; therefore, be it

RESOLVED, that the County Treasurer is authorized to set up the funds as follows:

From:  
Reserve for Debt \$29,964.34

To:  
A9901.556 Transfer to Debt Service \$29,964.34

FURTHER RESOLVED, that the County Treasurer is authorized to set up monies in the Debt Service Fund, as follows:

From:  
V5031 Revenue \$29,964.34

To:  
V9710.610 Principal \$21,337.00  
V9710.701 Interest \$8,627.34

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 263-713**

**AUTHORIZING SETTING UP BUILDING AND EQUIPMENT RESERVE MONIES FOR THE PURCHASE OF CARPETING FOR THE COUNTY OFFICE BUILDING**

WHEREAS, the carpet in the County Office Building is overdue for replacement and is at risk for becoming a safety issue; be it

RESOLVED, that the Treasurer is authorized to set up Building & Equipment Reserve monies for carpeting and the installation as follows:

From:  
Buildings & Equipment Reserve \$21,867.96

To:  
A1620.418 Other Contractual \$21,867.96

Moved, Allport; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Allport moved to set up funds to purchase a used Ditch Witch Trencher. He thanked Jerry Gray, Orleans County Highway Superintendent for finding this purchase rather than renting one for \$4,500 per month. This will be used by the county and in the future it will become available for use by our Towns and Villages. Legislator Smith seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 264-713**

**AUTHORIZING SETTING UP FUTURE INFRASTRUCTURE RESERVE (MACHINERY FUND) FOR THE PURCHASE OF A USED DITCH WITCH TRENCHER**

WHEREAS, the Highway Department has multiple projects that require the use of specialized trenching equipment; now be it

RESOLVED, that the Chief Administrative Officer is authorized to approve the purchase of a trencher in the amount not to exceed \$11,500; and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up Machinery Fund Future Infrastructure Reserve monies as follows:

From:  
Machinery Fund Future Infrastructure Reserve \$11,500

To:  
DM5130.250 Other Equipment \$11,500

Moved, Allport; second, Smith.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 265-713**

**AUTHORIZING CANCELLATION OF INTEREST AND PENALTIES  
IMPOSED ON TOWN OF RIDGEWAY TAX PARCEL # 80.-1-20.2**

RESOLVED, pursuant to Section 1182 of the NYS Real Property Tax Law, this Legislature hereby authorizes the Orleans County Treasurer as the enforcing officer to permit the cancellation in whole of any interest and penalties imposed on Town of Ridgeway, Tax Map #80.-1-20.2 with respect to the unpaid 2007 and 2008 taxes; owned by the Orleans IDA/Land Rest. Corp.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 266-713**

**APPROVING AGREEMENT BETWEEN THE COUNTY OF  
ORLEANS AND WHITEMAN, OSTERMAN & HANNA AND NANCY  
ROSE STORMER, ESQ**

WHEREAS, Orleans County desires to recover its share of Medicaid overburden by New York State paying Orleans County on the statutory obligations known as “620/621” or “overburden” or “Medicaid cap” which obligations were created by statutes in the 1970’s, 1980’s, and in 2005 enacted to hold local social services district harmless from certain Medical Assistance costs or percentage contributions or shares; now be it

RESOLVED, that this Legislature approves an agreement between the County of Orleans and the law firm of Whiteman, Osterman & Hanna, LLP, One Commerce Plaza, Albany, NY 12260 and the law firm of Nancy Rose Stormer, Esq, 1325 Belle Ave, Utica, NY 13501 to provide professional services, including litigation if necessary, to recover reimbursement, repayment or credits from the New York State Department of Health for Medicaid overburden. Cost of retainer is 36%

of successful recoveries split equally between the two contractors effective upon execution for one year, which will be automatically renewed for one (1) year terms but shall expire July 31, 2018.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 267-713**

**AUTHORIZING EXTENSION OF CONTRACT WITH NEW YORK STATE DEPARTMENT OF STATE FOR THE REGIONAL DREDGING MANAGEMENT PLAN**

RESOLVED, that this Legislature approves extension of Contract #T006957 with the New York State Department of State to complete the Regional Dredging Management Plan up to June 30, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign amendment documents for Agreement #T006957.

Moved, Rush; second, Eick.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 268-713**

**AUTHORIZING OUT OF STATE TRAVEL FOR SHERIFF DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature authorizes the Out-of-State travel request by Deputy Erin Fuller; to attend the Marine Law Training Program, 1131 Chapel Crossing, Glynco, Georgia, August 3, 2013 – August 30, 2013; all costs to be covered by NYS Parks and Recreation and Office of Homeland Security leaving no cost to the county.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.



## **RESOLUTION NO. 269-713**

### **APPROVING AGREEMENT BETWEEN THE BOARD OF ELECTIONS AND PHOENIX GRAPHICS, INC**

RESOLVED, that this Legislature approves an agreement between the Orleans County Board of Elections and Phoenix Graphics, Inc., 1525 Emerson St, Rochester, NY for the purchase of optical scan ballot printing and all related services in the production and security of ballots in strict accordance with the requirements of the New York State Election Law, assuring that the production of ballots and services will meet statutory deadlines. This agreement provides for a per ballot cost to the county of \$.48 each for a 17” ballot, a savings of \$.09 each over the current cost of \$.57 per ballot. The ballot cost to the county for a 22” ballot will be \$.54 each. The term of this agreement will be effective May 1, 2013 through April 30, 2018.

Moved, Eick; second, Rush.

Adopted. 7 ayes, 0 nays, 0 absent.

## **RESOLUTION NO. 270-713**

### **AUTHORIZING CHAIRMAN TO EXECUTE CHANGE NOTICE WITH HARRIS CORPORATION**

WHEREAS, Resolution No. 79-213 authorized the Chairman of the Legislature to sign agreements with Harris Corporation for radio system expansion; and

WHEREAS, said agreement included certain necessary equipment as options that is required to complete the radio system expansion project; and

WHEREAS, Harris Corporation has submitted a Change Notice to include this equipment; be it

RESOLVED, that this Legislature authorizes the Chairman to sign said change notice.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 271-713**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND HAUN SPECIALTY GASES, INC**

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and Haun Specialty Gases, Inc for the provision of oxygen services for the residents of the Villages of Orleans, per price schedule provided, effective May 1, 2013 through April 30, 2015.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

**RESOLUTION NO. 272-713**

**AUTHORIZING CHAIRMAN OF THE LEGISLATURE TO APPOINT NEW DIRECTOR OF COMPUTER SERVICES**

WHEREAS, the Orleans County Director of Computer Services will be retiring on July 26, 2013 and the county is currently undergoing the interviewing process seeking a candidate to fill this vacancy; now be it

RESOLVED, that the Chairman of the Legislature is authorized to appoint a new Director of Computer Services based on the recommendation made by the Administration and Finance Committee; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to hire the new Director of Computer Services at compensation not to exceed Grade 10, Step 9 of the Management Compensation Schedule not to exceed 40 hours per week.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Eick moved, seconded by Legislator Rush, to authorize purchase of equipment to create a wireless computer network at the Villages. Chairman Callard expressed that this will be to create a wireless computer network so the residents can take advantage of it if they so choose. The following resolution was adopted:

**RESOLUTION NO. 273-713**

**AUTHORIZING PURCHASE OF VARIOUS WIRELESS EQUIPMENT  
FROM CDWG FOR THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes purchase from CDWG Government, 75 Remittance Dr., Suite 1515, Chicago, IL 60675-1515 for the purchase of various equipment to create a wireless computer network at the Villages of Orleans Health and Rehabilitation Center at a cost of \$5,139.95 (PO52850) to be paid from the Villages of Orleans Enterprise Account EH6030.250 – Other equipment.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

Legislator Bower moved to approve an agreement with Legal Aid Bureau of Buffalo to provide legal services and appeals to the appellate division; seconded by Legislator Johnson. CAO Nesbitt advised that this is a cost savings over what we have been spending concerning parole violators. Chairman Callard praised that this is a cost savings going forward by approving this. The following resolution was adopted:

**RESOLUTION NO. 274-713**

**APPROVING AGREEMENT BETWEEN THE PUBLIC DEFENDER  
AND LEGAL AID BUREAU OF BUFFALO, INC**

RESOLVED, that this Legislature approves an agreement between the Public Defender and Legal Aid Bureau of Buffalo, Inc. 237 Main St., Suite 1602, Buffalo, NY 14203 to provide legal services and appeals to the appellate division at a cost of \$17,500 for the period of August 1, 2013 through July 31, 2014, completely cover by grant funds. County Cost \$0; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute said agreement upon the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 275-713**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full time custodial worker has accepted a full-time health facility worker position at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, the Villages of Orleans Health and Rehabilitation Center is wishing to create uniform position titles in the housekeeping and laundry departments; now be it

RESOLVED, that this Legislature authorizes abolishing a full-time vacant Custodial Worker position at the Villages of Orleans Health and Rehabilitation Center (6030.405) at Grade 2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a full-time Health Facility Worker position at the Villages of Orleans Health and Rehabilitation Center at Grade 2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorized the filling of this newly created vacant position effective July 25, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

### **RESOLUTION NO. 276-713**

#### **AUTHORIZING A PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for post exposure treatment to the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatment of 5 residents at an approximate cost of \$13,803.74 to be paid from the Health Department budget account 4010.409.

Moved, Eick; second, Rush.  
Adopted. 7 ayes, 0 nays, 0 absent.

Chairman Callard opened the floor for additional comment. Paul Lauricella, Yates, questioned Resolution No. 265-713 concerning the Ridgeway parcel asking how much that was. Treasurer Heard stated it was about \$1,200. She explained that it was from 2007. It was not interest on the county's books. We don't book it until it was received. Mr. Lauricella asked who owns the property. The Orleans County IDA owns it. He asks if this sets a precedent that if he does not pay his taxes will he be excused. Legislator Allport explained that IDA is run on tax payer money so they will be using tax payer money to pay this. CAO Nesbitt stated that we would be paying ourselves.

Legislator Bower moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:17 PM.

## LEGISLATURE MEETING

August 28, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, led by Pastor Roy Harriger, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Karen Watt, owner of Watt Farms, is requesting permission to post a banner on the Courthouse lawn from October 6, 2013 through October 20, 2013 to announce the American Cancer Society Making Strides against Breast Cancer Walk scheduled for October 20<sup>th</sup> at Watt Farms. The Board approved this request. Susan Heard, Orleans County Treasurer has filed nine (9) Disclosure of Interest Statements from various County Employees who receive funds in addition to wages from Orleans County. These have been filed in our office and are officially on record in accordance with General Municipal Law Section 803(1). New York State Department of Taxation and Finance has issued the list of the Final Certified 2013 State Equalization Rates for the municipalities in Orleans County. Orleans County Adult Learning Serves has been awarded ProLiteracy accreditation. This accreditation is designed to recognize literacy organizations that are distinguished by superior professional leadership, effective programs, committed governing boards, and outstanding volunteer support. Orleans County Adult Learning Services is being recognized for its excellence in each of these areas. Chairman Callard added that this is a National accreditation.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through July 2013. Treasurer Heard reminded everyone of the loan for the radio project a few months ago so if you factor the loan back in, everything looks good on this report.

Chairman Callard opened the floor to the public concerning items on today's agenda. Allen Lofthouse, Kendall, requested an understandable explanation for Resolution No. 291-813. Mr. Nesbitt explained that it is an extension of the sales tax that we have to request every two years. Mr. Lofthouse thought that we already went through it. Mr. Nesbitt explained that we have several actions that take place in requesting this extension

and this is the final action. Mr. Lofthouse asked if there is no increase. Mr. Nesbitt confirmed that our sales tax will remain at 8%.

Paul Lauricella, Yates, commented on Resolution No. 283-813. He explained that when he started his business the internet was becoming active but before that he advertised in magazines and newspapers. Only dial up was available when the internet began being popular, and was not too expensive at that time. As the technology evolved more, Time Warner Cable wanted \$4,000 to run it to his house, which he could not afford. He never thought of asking the government to help get him internet. He asked why the government would get involved in stuff like this. He said most cell phones can get you on the internet, if not you go to the library or just talk to your friends. He said if you have a business you work up to where you can pay for it. He said he does not understand all of this government wanting intervention in everything and he would still pay for his own internet because he does not anything to do with government internet.

Charles Kinsey, Clarendon, is in support of Resolution No. 283-813. He indicated that there have been multiple discussions in this chamber over the last three years about the impact of high speed internet and wireless internet services to the economic development of Orleans County. It has been proven across this nation that areas which have extensively invested in internet access have had tremendous growth in their economies. That is a point of fact and a proven statistic across our country. A small price for a tax credit in supporting this will have a very major impact in economic development.

Legislator Johnson introduced Bud Thompson as the new Orleans County Director of Computer Services. Chairman Callard welcomed him on board.

Legislator Eick moved to add three resolutions to the agenda; second by Legislator Rush. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 277-813**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5184-5302	\$287,885.67
Highway	No Claims	
Nursing Home	1332-1335; 26254-26290	\$146,186.76
Job Development	1282-1292	\$9,846.42
Self Insurance	52451, 52484, 52486, 52562-52563, 52566-52567, 52635	\$5,291.38

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to approve two agreements with Health Department; seconded by Legislator Rush. Legislator Allport questioned if the ATUPA program is mandated by the state that Public Health Departments provide this. Paul Petitt, Public Health Director indicated that it is a program in each county that the Public Health needs to carry out. Mr. Nesbitt asked Paul to speak about the CDC Fellow program. Paul stated that we have been selected by the Center for Disease Control (CDC) to receive a PHAF (Public Health Associate Fellow) Fellow. This person is a federal government employee (CDC) and she has been placed here in Orleans and Genesee Counties for the next two years. All costs will be covered through the CDC to help assist our counties in the community health assessment and continue in other ongoing initiatives. This is a very competitive process in that there were over 4,000 applicants across the country and only 130 host sites were chosen. We were the first



site in New York other than what was chosen in New York City. The following resolution was adopted:

**RESOLUTION NO. 278-813**

**APPROVING AGREEMENTS BETWEEN THE ORLEANS COUNTY HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

NYS Department of Health, Bureau of Community Environmental Health and Food Protection, Empire State Plaza, Corning Tower Bldg., Rm 1395; Albany, NY 12237 to provide funding to enforce and educate residents and retailers of Orleans County through the Adolescent Tobacco Use Prevention Act and Clean Indoor Air Act (ATUPA). Contract period April 1, 2013 through March 31, 2018. Contract amount \$150,565, for a multiyear contract. Current contract period April 1, 2013 through March 31, 2014. Contract year amount \$26,113. New contract# C-028533. County cost \$0.

Vanessa Vassell, Centers for Disease Control Public Health Associate Program Fellow; a two year fellowship collaborating with the Orleans County Health Department and Genesee County Health Department. Contract to allow reimbursement for required travel and meeting requests, also allows use of the County vehicles when available. Contract period August 28, 2013 through December 31, 2015. Contract is in alignment with Resolution No. 218-613.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 279-813**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	August 2013 Monthly Installment
\$396.00	Richard-CIN Signs & Supplies	Work Zone Safety Cones
\$612.50	Trott Communications Group	Engineering Services for April, 2013
\$787.50	Trott Communications Group	Engineering Services for May, 2013

Moved, Johnson second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 280-813**

#### **APPOINTING MEMBERS TO THE ORLEANS COUNTY BOARD OF ETHICS**

WHEREAS, this Legislature adopted Resolution No. 171-408 enacting Local Law 3 of 2008, Providing for a County Board of Ethics consisting of five members with staggered terms; and

WHEREAS, Jeffery Schwartz and Dorothy Casey do not wish to be reappointed; therefore, be it

RESOLVED, that this Legislature appoints the following members to the County Board of Ethics with the following term expiration:

<u>Name:</u>	<u>Address:</u>	<u>Term expires:</u>
Steve Lasch	13293 Lakeview Dr, Waterport, NY	12/31/2015
Jeff Evoy	134 Chadwick St, Medina, NY	12/31/2015

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 0 absent; 1 abstention, Bower.

**RESOLUTION NO. 281-813**

**AUTHORIZING FILLING A VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, an RN Charge Nurse has filled the vacant Quality Assurance Coordinator position at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the RN Charge nurse position, a critical position for the effective operation of the Nursing Home; therefore, be it

RESOLVED, that this Legislature authorizes the filling of a vacant part-time RN Charge Nurse position (6030.012) at the Villages of Orleans Health and Rehabilitation at Grade 21 of the CSEA Salary Schedule effective August 29, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 282-813**

**AUTHORIZING THE DISTRICT ATTORNEY TO ACCEPT A ONE-YEAR GRANT EXTENSION FOR FUNDING FOR THE CRIME VICTIM/WITNESS ASSISTANCE PROGRAM**

RESOLVED, that this Legislature authorizes the District Attorney to accept a one-year grant extension from the New York State Office of Victim Services for funding in the amount of \$101,688 for the Crime Victim Assistance Program to fund the period of October 1, 2013 through September 30, 2014.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

## RESOLUTION NO. 283-813

SUPPORTING NEW YORK STATE ASSEMBLY BILL A-07588  
KNOWN AS THE RURAL BROADBAND DEPLOYMENT ACT  
WHICH PROMOTES RURAL BROADBAND DEPLOYMENT BY  
PROVIDING RESIDENTS AND SMALL BUSINESSES WITH TAX  
CREDITS FOR BROADBAND DEPLOYMENT

WHEREAS, high-speed Internet service is essential for commercial economic growth, for our education systems, and the overall well-being of our citizens; and

WHEREAS, the Internet Innovation Alliance has published the following statistics relative to broadband access and jobs:

- *More than 62% of American workers, including our farmers, rely on the Internet to do their jobs*
- *Among U.S. workers, 14% telecommute or work from home at least one day a week*
- *Jobs that depend upon broadband availability are projected to increase 25% by 2018*
- *37% of employees say the ability to telecommute would cause them to choose one job over another*
- *Job seekers had a 27% increase in success by using social networks to generate referrals*
- *Nearly 75% of public libraries offer computer resources for job seekers*
- *Nearly 18% of new jobs in North Carolina were created as a direct result of broadband*
- *In Minnesota, 60% of unemployed adults, 30% of homemakers, and 17% of retirees say they would likely join the workforce if empowered by teleworking*
- *A \$10 billion investment in broadband would produce nearly 500,000 new jobs*
- *Local economic growth and secondary investment enabled by broadband expansion is 10 times the initial investment; and*

WHEREAS, there are significant areas of the County without access to high speed broadband services because of geographic isolation, topographic conditions, and low population density; and

WHEREAS, the County has made broadband deployment a priority as evidenced by their commitment to having a broadband study performed (under the umbrella of the Niagara-Orleans Regional Alliance (NORA)) which will identify broadband deficiencies and potential solutions to address the deficiency; and

WHEREAS, broadband providers have not found it economically feasible to provide broadband services to many of the remote areas of the County; and

WHEREAS, New York State Assembly bill A-07588, known as the Rural Broadband Deployment Act, would promote rural broadband deployment by providing residents, and small business with tax credits for broadband deployment; and

WHEREAS, the bill would allow for residents, municipalities, and small business in un-served areas to come together, pool their economic power, and select a broadband provider to deploy services to their area; and

WHEREAS, any eligible out of pocket expenses the resident, municipalities, or small business incurs for the construction of the network, would be eligible for a 100% refundable tax credit over 5 years; and

WHEREAS, the New York State Senate has passed companion bill S-05481 in support of the Rural Broadband Deployment Act; now, therefore be it

RESOLVED, that the Orleans County Legislature supports New York State Assembly bill A-07588, known as the Rural Broadband Deployment Act; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to Governor Andrew M. Cuomo, State Majority Leader Dean Skelos, State Senator George D. Maziarz, State Assembly Speaker Sheldon Silver, State Assemblyman Steve Hawley, State Assemblywomen Jane Corwin, NYSAC, Intercounty of WNY, Orleans County Towns and Villages, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 284-813**

**AUTHORIZING TREASURER TO SET UP FUNDS FROM RESERVE ACCOUNT TO CENTRAL REPAIR ACCOUNT**

WHEREAS, funds in the amount of \$16,539 from the 2012 Central Repair Account have been reverted to the County's Reserve Account; and

WHEREAS, said funds must be segregated and carried forward to meet state auditing requirements; now be it

RESOLVED, that the County Treasurer is hereby authorized to set up funds from the reserve account in the amount of \$11,586 to Central Repair Account A1615.443 – Central Repairs to Office Equipment, and \$4,953 to Account A1615.453 – Central Repair Telephone and Communications.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 285-813**

**APPROVING AGREEMENT BETWEEN MENTAL HEALTH AND GREATER ROCHESTER REGIONAL HEALTH INFORMATION ORGANIZATION**

RESOLVED, that this Legislature approves an agreement between Mental Health and Greater Rochester Regional Health Information

Organization, 150 State St., Ste 400, Rochester, NY 14614 providing electronic sharing of PHI (Personal Health Information) between the department's Care Coordination Program and external physical and behavioral health providers (a requirement of being a participating Care Coordination Provider by HHUNY—Health Homes of Upstate NY—the contractor) at a cost of \$336 per year, which will increase when the number of users is increased to meet the demands of increased referrals. County Cost is \$336.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to request that the International Joint Commission reject the proposed Plan 2014 in its entirety. She stated that this is a new plan with a new name that the IJC came up with to replace the old BV7 rejected plan. The International Joint Commission which is made up of representatives from Canada and the US determine the lake level of Lake Ontario. This has been in total disregard of our fishing, our tourism, and our lake front properties. Legislator Bower seconded the motion and asked what we would be up against with this Legislation. Legislator Allport explained that there is a federal treaty between the United States and Canada. Canada has control of the treaty and they also have controls of the levels of Lake Ontario so Montreal does not flood. The United States has very little say in the levels of the lake. The north shores of Lake Ontario are rising because of the way the glaciers have left the bed and it is pushing the water towards the US. We are getting the land erosion with not many ways of stopping this. The DEC has held many meetings with lake front property owners in helping them with ways to try to control the erosion. Until Canada decides that Montreal can flood, nothing will change and we will be punished for it, concluded Legislator Allport. Chairman Callard wanted it kept in mind that this has been brought up twice before and the proposals have been introduced on the American side dealing with environmental issues, not on the Canadian side. We need to continue to take action by reacting publically by taking a stand that people on the American side know we do not want this changed. We need to continue our effort by speaking our minds. The following resolution was adopted:

## **RESOLUTION NO. 286-813**

### **REQUEST TO THE INTERNATIONAL JOINT COMMISSION TO REJECT THE PROPOSED PLAN 2014 IN ITS ENTIRETY**

WHEREAS, the International Joint Commission (IJC) has announced consideration of a new plan that will replace the current regulation plan (58DD) that controls water levels of Lake Ontario and the stated purpose of the new plan, known as PLAN 2014 is to reverse environmental damage caused by the current regulation plan (58D), particularly with regard to the restoration of 65,000 acres of shoreline meadow marsh; and

WHEREAS, PLAN 2014 will increase the current range of water levels that private and public riparian property owners relied on for the last 50 years and according to a peer review conducted by the National Academy of Sciences, the potential environmental benefits of the PLAN 2014 are based upon speculative and unreliable research; and

WHEREAS, projected lake levels under the proposed plan will result in increased duration and frequency of high and low water, significantly increasing the potential for damages to Lake Ontario riparians (estimated at over \$2.2 million per year, which is likely an underestimate) and negatively impacting sport fishing and recreational boating economics across the entire region (estimated at over \$94 million per year); and

WHEREAS, PLAN 2014 greatly decreases protections that exist in the current plan, replacing them with a plan that results in the transfer of prosperity from Niagara County along with other Lake Ontario communities to Hydropower (NYPA and others) who will realize a benefit of approximately \$5.3 million per year on average; and

WHEREAS, Orleans County residents who own property or businesses along the Lake Ontario shore, including its bays, tributaries, and ponds have voiced their concern about a proposed change in the lake levels that would result in significant damage to their properties, and a



corresponding decrease in revenues from recreational boaters and fishermen, both locally-based and those traveling internationally; and

WHEREAS, Orleans County residents and elected officials are resolute in protecting the waters, streams, and harbors of Lake Ontario, the home for some of the best sport fishing, pleasure sailing, and power-boating in the world; and

WHEREAS, modifying the current range of operation by PLAN 2014 further hinders boating access and when combined with the protracted absence of federal funding for maintenance dredging of our federal shallow draft harbors, will cause significant and measurable negative financial impacts to the local and regional economy; now, therefore be it

RESOLVED, the Orleans County Legislature does herewith respectfully request that the International Joint Commission *reject*, in its entirety, all current plans for the implementation of the PLAN 2014; and be it

FURTHER RESOLVED, that the IJC immediately enact a moratorium on the development of any future proposals to modify the range of water levels on Lake Ontario until the completion of a thorough, objective, and all inclusive analysis of the potential economic damages on tourism, recreation, business, and residences along the south shore of Lake Ontario (including properties located along harbors, rivers, and streams) with a specific section dedicated to the thorough evaluation of damages in Orleans County where impacts have been identified as the most acute; and be it

FURTHER RESOLVED, that as part of this study, the Orleans County Legislature further recommends the Commission also assess the amount of civil work and financial assistance required to mitigate the damage of any future plans, and identify funding sources available to offset said actions; and be it

FURTHER RESOLVED, that this study must also evaluate the environmental impacts of repeated flooding of the built environment, to

include the identification of the constituents of point and non-point source runoff and the impacts of sediment and nutrient loading on the quality of water in the impacted areas; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to the International Joint Commission; Governor Andrew M. Cuomo; the New York Department of State; Joe Martens, Commissioner of the New York State Department of Environmental Conservation; the New York State Environmental Facilities Corporation; U.S. Senator Charles E. Schumer; U.S. Senator Kirsten E. Gillibrand; U.S. Congressman Chris Collins; Senate Environmental Conservation Committee; NY State Senator George Maziarz; NY Assemblyman Hawley; NY Assemblywoman Jane Corwin; NYSAC; Intercounty of WNY; Orleans County Towns of Kendall, Yates, and Carlton; and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 287-813**

**AUTHORIZING BUILDINGS AND GROUNDS DEPARTMENT TO ACCEPT BID FOR THE SEALING OF THE COUNTY PARKING LOTS AND APPROVE CONTRACT WITH ORLEANS CONSTRUCTION COMPANY**

WHEREAS, advertisement for sealed bids occurred and two bids were publically opened on July 11, 2013; now, be it

RESOLVED, that this Legislature authorizes the Highway Superintendent to accept the bid specifications and approve an agreement for the Sealing of the County Parking Lots with Orleans Construction Company, 12334 Ridge Rd, Medina, NY 14103 in the amount of \$24,080.51 to be paid from the Buildings and Grounds account A1620.470 – Capital Construction Project. County Cost \$24,080.51.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 288-813**

**APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND LAKSHMAN PRASAD, MD**

RESOLVED, that this Legislature approves an agreement between Mental Health and Lakshman Prasad, MD, 5513 Gates Dr., Williamson, NY 14589, providing services as a Staff Psychiatrist for up to 160 hours for the duration of this contract effective September 9, 2013 thru December 31, 2013, at an hourly rate of \$140 per hour. County cost is \$1,568.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 289-813**

**AUTHORIZING PURCHASE FROM DIRECT SUPPLY FOR DIETARY SUPPLIES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes a purchase from Direct Supply, 6767 N. Industrial Rd Milwaukee, WI 53223 for dietary department supplies which include: 3 tray delivery carts; 2 Black 300 lb. utility carts; 3 Large stainless steel 500 lb capacity utility carts, 1 standard duty utility cart; and a cart with castors for a movable table slicer table with shipping/handling charges totaling \$7,485 (PO52983) to be paid from Nursing Home Enterprise Account 6030.250 – Capital Equipment.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to approve an undertaking with NYS DOT and our Highway Department in connection with work affecting State Highways. He explained that this gives our Highway Department and Buildings and Grounds the authority to work under Route 31 to install the fiber optic line going to our emergency management along with the

construction of our radio towers. It covers all the work without waiting for the state permits, therefore we can move ahead faster. Legislator Smith seconded the motion. Mr. Nesbitt pointed out that the fiber optic line that we are installing has a cost of \$100,000 with about a three year payback, where we have been paying on leased lines. Once this is paid for in those three years, the county will have reduced costs permanently by using this fiber optic line that we own. The following resolution was adopted:

**RESOLUTION NO. 290-813**

**APPROVING “UNDERTAKING” WITH NYS DOT AND HIGHWAY DEPARTMENT IN CONNECTION WITH WORK AFFECTING STATE HIGHWAYS**

WHEREAS, the undersigned “Orleans County” from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the “NYSDOT”) and other wise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance, and/or operation of facilities; and

WHEREAS, Permittee’s access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 2013 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee’s operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses; and

NOW, THEREFORE, in relation to all operations and/or actions undertaken within state right-of-way, Permittee hereby agrees to adhere by the terms and conditions in the agreement for Permit Applications, Applicable Rules, Regulations & Conditions, Site Restoration, Payment & Release of Liens, and Indemnity; and be it

RESOLVED, that this Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 291-813**

AMENDING RESOLUTION NO. 164 OF THE YEAR 1967 IN RELATION TO ORLEANS COUNTY SALES AND COMPENSATING USE TAXES, INCREASING THE RATE OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND ON CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

BE IT RESOLVED, BY THE ORLEANS COUNTY LEGISLATURE AS FOLLOWS:

That Resolution No. 164 of the Orleans County Board of Supervisors adopted November 30, 1967, as amended by Resolution No. 17 of said Board, adopted February 6, 1969, Resolution No. 90 and 91 of said Board, both adopted June 4, 1970, and as further amended by the Orleans County Legislature by Resolution No. 547-1290, adopted December 12, 1990, of said Legislature, Resolution No. 264-593, adopted May 1, 1993, Resolution No. 388-795, adopted July 29, 1995, of said Legislature, Resolution No. 396-997, adopted September 24, 1997, Resolution No. 380-1099, adopted October 13, 1999, and Resolution No. 377-901, adopted September 12, 2001, and Resolution No. 387-903, adopted September 10, 2003, and Resolution No. 272-705, adopted July 27, 2005, and Resolution No. 361-807, adopted August 22, 2007 and Resolution No.

297-909, adopted on September 9, 2009, and Resolution No. 254-811, adopted on August 24, 2011 be amended in its several parts as follows:

SECTION 1. The first sentence of section 2 of Resolution No. 64 as enacted in 1967, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after September 1, 1970, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing June 1, 1993 and ending November 30, 2015, there is hereby imposed and shall be paid an *additional* tax of one percent upon:

SECTION 2. Subdivision (g) of section three of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(g) With respect to the additional tax of one percent imposed for the period commencing June 1, 1993 and ending November 30, 2015, the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to June 1, 1993, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to February 1, 1993, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to May 31, 1993. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to June 1, 1993 any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this

enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after June 1, 1993, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2015, the tax shall be at the rate of four percent, and on and after December 1, 2015, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2015, the tax shall be at the rate of four percent, and on and after December 1, 2015, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2015, the tax shall be at the rate of four percent, and on and after December 1, 2015, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land, as defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specification of an addition or capital improvement to such real property, property or land.

(f) For purposes of Clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing June 1,



1993, and ending November 30, 2015, the tax shall be at the rate of four percent, and on and after December 1, 2015, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period commencing June 1, 1993, and ending November 30, 2015, the tax shall be at the rate of four percent, and on and after December 1, 2015, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 4. Paragraph (B) of subdivision one of section eleven of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(B) With respect to the *additional* tax of one percent imposed for the period beginning June 1, 1993 and ending November 30, 2015, in respect to the use of property used by the purchaser in this County prior to June 1, 1993.

SECTION 5. Subdivision (b) of section fourteen of Resolution No. 164 as enacted in 1967, as amended, is amended to read as follows:

(b) Net collections attributable to the *additional* one percent sales and compensating use taxes imposed for the period beginning June

1, 1993, and ending November 30, 2015, are set aside for County purposes and shall be available for any County purpose.

SECTION 6. This resolution shall take effect on December 1, 2013.

Moved, Johnson; second, Bower.

Roll Call – 7 ayes – Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

### **RESOLUTION NO. 292-813**

#### **AUTHORIZING FILLING OF POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Clinic Therapist position (4310.10) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule effective August 29, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a part-time Clinic Therapist position at Grade 22 of the CSEA Salary Schedule upon the filling of the vacant Clinic Therapist position (4310.10) effective August 29, 2013.

Moved, Eick; second, Rush.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved, in its entirety, a resolution to authorize ground lease agreements with the Town of Clarendon and the Village of Medina for the construction of communication facilities; seconded by Legislator Bower. Legislator Johnson made the point that this is a great example of cooperation between the Town, the Village, and the County for much needed radio towers that the municipalities were willing to lease to us. These will generate revenue should communications systems want to rent space from them and this has saved Orleans County a lot of money on this huge build out of our emergency management radio system. Chairman

Callard stated that the land is being leased to the county with no charge. Paul Wagner stated that the best guess on scheduling of ground breaking of these will be mid October. The following resolution was adopted:

**RESOLUTION NO. 293-813**

**AUTHORIZING EXECUTION OF GROUND LEASE AGREEMENTS WITH THE TOWN OF CLARENDON AND VILLAGE OF MEDINA FOR CONSTRUCTION OF COMMUNICATIONS FACILITIES**

WHEREAS, the County is in need of sites in the eastern and western portions of the County for the construction of communications facilities each consisting of an antenna structure and such buildings as are necessary to house telecommunications equipment as a part of the County radio communications system; and

WHEREAS, the Town of Clarendon and the Village of Medina have each agreed to lease a site consisting of approximately 2500 square feet together with a necessary right of way and utility easement situate on lands owned by each municipality; now, therefore be it

RESOLVED, that the Chairman is authorized to execute Ground Lease Agreements with the Town of Clarendon and Village of Medina, having an initial term of five (5) years with option to extend the term for four (4) additional consecutive five (5) year periods at no County cost in order to provide sites for telecommunications facilities as a part of the County radio communications system.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard thanked Councilman DeFilipps and asked for him to extend out to the Town of Clarendon, the Board's appreciation for their cooperation in making this possible for the county at large.

**RESOLUTION NO. 294-813**

**AUTHORIZING RESCHEDULING 2<sup>ND</sup> LEGISLATURE MEETING IN SEPTEMBER**

WHEREAS, the New York State Association of Counties Fall Seminar is scheduled Wednesday, September 25<sup>th</sup> through September 27<sup>th</sup> in Saratoga and several Legislators and the Chief Administrative Officer plan to attend, leaving on Tuesday; now, be it

RESOLVED, that this Legislature authorizes rescheduling the regular 4:30 p.m. Wednesday, September 25, 2013 meeting to Tuesday, September 24, 2013 at 9:00 a.m.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 295-813**

**AUTHORIZING TRANSFER OF FUNDS FROM FUND BALANCE TO THE MENTAL HEALTH DEPARTMENT**

WHEREAS, the Mental Health Department received a one-time Health Information Technology (HIT) grant in 2012 in the amount of \$27,064 and did not set up the revenue to an appropriation; therefore, at year end the funds reverted to the Fund Balance; and

WHEREAS, these funds need to be carried forward; be it

RESOLVED, that the County Treasurer is authorized to transfer the sum of \$27,064 from Fund Balance to the 2013 Mental Health account A4310.486 - Special Grants.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 296-813**

**AMENDING AGREEMENT BETWEEN THE REAL PROPERTY TAX  
DEPARTMENT AND PICTOMETRY INTERNATIONAL  
CORPORATION**

WHEREAS, Resolution No. 236-712 was approved by the Orleans County Legislature on July 11, 2012, to provide a series of three flyovers over a period of nine years with the costs to be divided amongst the County and Towns; now, be it

RESOLVED, that this Legislature approves an amendment to the original agreement with Pictometry International with such amendment being made to Section A of the agreement renaming the product from POL (pictometry online) to Pictometry Connect with no change in the contract terms and conditions.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 297-813**

**APPROVING RENEWAL AGREEMENT BETWEEN THE SHERIFF'S  
OFFICE AND NEW YORK STATE UNIFIED COURT SYSTEM**

WHEREAS, Resolution No. 125-310 approved a five-year agreement between the Sheriff's Department and the New York State Unified Court System to reimburse the county for security personnel in the courthouse; now, therefore be it

RESOLVED, that this Legislature approves a one year renewal with the New York State Unified Court System, for Contract No. C200438; with a maximum reimbursement of \$322,000 for the term of April 1, 2013 through March 31, 2014, an increase of \$44,000.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 298-813**

**AUTHORIZING EMERGENCY PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for post exposure treatment to the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatments at an approximate cost of \$22,541.87 to be paid from the Health Department budget account 4010.409 – Vaccines and Medications.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 299-813**

**APPROVING EMERGENCY PURCHASE FROM THE BUILDINGS AND GROUNDS BUDGET FOR THE MENTAL HEALTH BUILDING**

RESOLVED, that this Legislature authorizes Buildings & Grounds to purchase a Compressor for the air cooled chiller from Gerster Sales & TRANE 45 Earhart Dr., Buffalo NY 14221, at the cost of \$9,240 for the Orleans County Mental Health Building paid from the Buildings and Grounds Account No. A1620.403 - Maintenance Projects.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 300-813**

**APPROVING RENEWAL AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Kids Peace National Center for Kids in Crisis, Schnecksville, PA for the provision of therapeutic foster care services; to be effective July 1, 2013 through June 30, 2014 at rates established by the New York State Office of Children and Family Services. Reimbursement will vary by child's eligibility for State and Federal funding.

Orleans County Office for the Aging, Albion, NY for the provision of outreach activities for Low Income Home Energy Assistance Program (HEAP) recipients; to be effective August 28, 2013 through August 27, 2014 at a cost of \$17,500. County cost is \$0.

Hillside Children's Center, Rochester, NY for the provision of residential foster care services; to be effective July 1, 2013 through June 30, 2014 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Willcare, Inc., Buffalo, NY for the provision of personal care aide services to eligible Medicaid clients; to be effective January 1, 2012 through December 31, 2013 at rates to be set by the NYS Department of Health.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called for any old business. Paul Lauricella, Yates, questioned funding on the Keppler site and possible conflict of interest. He reviewed previous discussions held at past meetings. He is concerned with the \$50,000 funding being allocated to the Keppler site. On top of that the Town of Shelby and the Village of Medina each allocated \$10,000 for this site. He understands that IDA's are legal but referenced the NYS Constitution in that public funds cannot be used for private enterprise. He also noticed that Orleans County Attorney Schubel is a business partner with Keppler and is also the Town Attorney for Town of Shelby of which Mrs. Keppler serves as Town Justice. He also mentioned that Medina Mayor Andrew Meier is a practicing partner of Schubel. He believes this

is a conflict of interest because of the Keppler business partnership.

Chairman Callard addressed the concerns. This is not to benefit a private site, this money was allocated to the Industrial Development Agency, not to an individual. The IDA has a lease agreement to develop the property for industrial growth going forward. Mr. Nesbitt further explained that the IDA has an exclusive option on the property for numerous years. The process of having the site certified by Empire State Development as a state certified shovel ready site means that people come to do major projects in the State of New York. When corporations look to site new facilities, this would be in the first list of possible sites that they will see and be shown because of it being a certified site marketed through the strategic business division of Empire State Development. The development costs incurred were for engineering to prep the site to become state certified shovel ready, which is a designation that very few sites across the state have. Mr. Nesbitt further explained that this was important for us to do because when we were in competition for various projects that we missed out on in the last few years, including the Yahoo Data Center in Lockport. The representative who toured the Medina Business Park stated they were not so crazy about this site but rather had more interest in the one across the street. That Yahoo Data Center could have been in Shelby, outside the Village of Medina if we were prepared.

Chairman Callard continued to explain that the figures eluded to by Mr. Lauricella that were recently allocated by the Town of Shelby and the Village of Medina are for development in the actual industrial site of which the IDA owns and has nothing to do with the Keppler site. In addition to that, National Grid contributed a great deal of money to both sites in order to upgrade it to make it shovel ready and certified.

Mr. Lauricella's concern is that the County and the Towns are not an IDA per the constitution and the constitution should trump that. He also indicated that if you look at it in his point of view, it looks like favors are being given.

Attorney Schubel clarified that the EDA came to the Kepplers, the Kepplers did not approach the EDA. The property required to be rezoned. At this point, Attorney Schubel, made numerous statements to the Shelby



Town Board, and also filed a written statement, that he was in a business relationship with the Kepplers, however was not an owner of this property. The Town of Shelby retained outside council (Karl Essler) and he recused himself and did not participate in any meetings pertaining to this matter. The Town of Shelby was represented by outside council. The Kepplers, in negotiating the option agreement with the EDA, retained council of Richard DiGiacomo. Attorney Schubel stated that he has never spoken to Mr. DiGiacomo and has never participated in any way with the option agreement. The EDA has also been represented by separate council. Attorney Schubel took every single step he could to separate himself because he anticipated, someone like Mr. Lauricella, would make such an allegation. He concluded that you would have to live in a bubble in the Town of Shelby not to know that he knows the Kepplers. Mr. Lauricella thanked him for the clarification.

Further discussions and exertions led into order called by Chairman Callard. He further asked if any Legislators wished to make comment.

Legislator Allport asked if our Nursing Home continues to provide IV Therapy. Mr. Nesbitt confirms we are. Chairman Callard stated it is a service that is being provided at the Nursing Home which yields \$400 to \$500. It helped to bring a patient in from another facility because we were able to provide this service.

Chairman Callard wanted to bring attention to today's Daily News which reports on the Center for Governmental Research's study findings for New York State County Nursing Homes which confirms that county-owned nursing homes are a losing proposition.

Genesee County stated that its county nursing home ended 2012 with an operating deficit of \$3.5 million. The Genesee County Manager said "it's a fiscal impossibility". The CGR report confirms what we have been saying all along in Orleans County — the issues related to the financials of our county nursing home are real.

Legislator Bower stated he spoke in previous meetings about the costs of educating our residents at our Community Colleges. He stated about \$1.7 million has been spent in 2013. He does not want names, but numbers as

to the number of people who have failed. Genesee Community College has indicated that the requested information is not foailable. Mr. Nesbitt continues to inquire for Legislator Bower to just receive numbers as to who is failing. Legislator Bower feels this should not be withheld to the taxpayers, the ones who pay the bill. He said that if 10% of our students fail, of the \$1.7 million we pay to Community Colleges, a \$170,000 savings can be seen by our county taxpayers. All he wants to know is how many Orleans County residents are either failing or dropping out at GCC. He pledged that he will continue to be on top of this because it bothers him that we continue to pay for those that fail or drop out.

Legislator Johnson stated that this Board, last fall, passed a resolution to repeal the NY SAFE Act. She further reported that Orleans County could be the first County in the state to have all towns and villages pass similar repeal resolutions. Currently we have all ten towns and soon will have the last village pass it.

Mattie Zarpentine, Holley, stated that they have worked hard to educate towns and villages, along with citizens, the impact of the NY SAFE Act on people. It has been a positive experience and they are beginning to branch out to other counties. She hopes that by the middle of next month that Orleans County will be the first one in the state to have full municipal support. She thanked the Legislature for their support.

Anthony Peone, Murray, was appreciative of the passage of opposing the NY SAFE Act but questioned as to how New York State has responded to the Board's resolution, if at all, and what does this Board plan to do next. Chairman Callard stated that if Orleans County becomes the first, we will need to branch out to get other counties to do the same across the state, then hoping that New York State reacts to the notion that we oppose it. Others are, but not to the extent Orleans County has. Legislator Bower suggested to work through Western New York Intercounty which is a group of 19 counties that advocate for legislation. Chairman Callard represents Orleans County at this meeting so he will be sure to mention that Orleans County has been successful in opposing this by getting our towns and villages to do the same.

Mr. Peone also mentioned that in Colorado, they have passed similar

legislation and some of the counties there are talking about succession from the State of Colorado and forming a 51<sup>st</sup> state. Mr. Peone also stated that New York State has also spoke of breaking off Western and Upstate New York away from the City of New York and its surrounding area. Chairman Callard indicated that Assemblyman Hawley has been pushing this very same thought.

Robert Golden, Carlton, believes that the idea of going private, not only for the nursing home but also for numerous government agencies is not really a savings. He thinks that going private is not always the answer. They have the same issues and problems as we do in the public sector. He continued that he is a big time reader and has read several things on privatization, some work out well and others do not. In going private, the person who obtains the property gets it for less than its value. He shared several examples, including post education, in particular profit and not for profit colleges. He stated that goals are different between private and public.

Chairman Callard, in concluding Mr. Golden's points, stated that we need to approach things in a business like manor and in a positive way, not negative, or it won't work. He stated that they are elected to make it work. He said that, we, as property owners are being taxed directly for the operation of the Nursing Home. He is not going to debate the argument, because he accepts it, that the medical business to run either by a public or private entity. The philosophical question is in that should government be in the business of running businesses other than the operation of government. The difference is that we have to assume the cost, which will continue to grow, and it is impossible to make money. We need to stop burdening the residents that pay taxes on property and that is a fundamental concern.

Mr. Golden concluded on another point and mentioned that he met with Chairman Callard, Legislator Bower, and Mr. Nesbitt concerning the Medicaid and Medicare costs, spending a lot of money on health care. He believes using the political powers of NYSAC, NACo, and InterCounty of Western New York along with our congressman; we could put pressure on the health industry.

Chairman Callard stated that as Obama Care rolls out we will see more public response and he agrees that working through our organizations is important, but people need to respond with their points of view.

Legislator Bower moved into executive session at 5:30 p.m. for the discussion of collective bargaining as allowed per Open Meetings Law Section 105 (e). Legislator Allport seconded the motion and the motion was carried.

Benediction was offered by Pastor Roy Harriger. They continued into executive session and informed the public that no further business will occur.

Legislator Allport moved to reconvene the meeting from Executive Session at 5:45 p.m.; seconded by Legislator Bower. Motion Carried.

Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:45 PM.

## LEGISLATURE MEETING

September 11, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Randy LeBaron of the Free Methodist Church, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: On October 2, 2013 Orleans and Niagara Counties will co-sponsor a training event at Niagara County Community College from 5 p.m. to 9:30 p.m. to provide a general overview of the SEQR (State Environmental Quality Review) process and to present the revisions under the New York State Environmental Quality Review that will go into effect October 7, 2013. These changes have been described as the first substantial modifications in decades, therefore public officials who deal with land use matters are encouraged to attend. Register early because there could be a high demand for this training. Brown's Berry Patch invites all to Brown's Berry Patch War of 1812 Peace Garden Dedication which will be held on Saturday, October 5<sup>th</sup> at 10:00 am.

Legislators Bower and Legislator Johnson presented Sheriff Hess a proclamation recognizing September 15 – 21, 2013 as National Sheriff's Week in Orleans County. Chairman Callard thanked Sheriff Hess for all he does for Orleans County.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through August 2013. She reported that we are in good standings in comparison from last year.

Chairman Callard stated that he had the opportunity to attend the 911 Memorial Ceremony this morning in which Legislator Allport spoke on behalf of the Legislature. Chairman Callard reflected back on the day of the 911 attacks and how it brings back memories of that day. He stated that it saddens him of how many died that day but need to be proud of those that gave their lives to save others. Chairman Callard requested a moment of silence to reflect on the horrific attacks on 9/11 that occurred 12 years ago today.

Chairman Callard called for open discussion as it relates to today's resolutions. Paul Lauricella, Yates, stated that he highly anticipates the republican congress to cave in on defunding Obama Care when it comes up for a vote. He inquired on Resolution No. 302-913 concerning abolishing and creating positions in the DMV. He asked what the advantage is in replacing two part-time people with a full-time person, who would then collect a pension and union wages. Mr. Nesbitt explained that this is the third part-time position that has been eliminated from the County Clerk's office. He added that it has been very difficult to keep people in these part-time positions to be trained well enough to facilitate the public's business. With the savings due to the elimination of these three part-time positions, it will cover the cost of the full time position which will more efficiently serve the public. Mr. Lauricella asked if it is that busy. Mr. Nesbitt indicated that it is that busy. Chairman Callard added that the operation has been streamlined which has saved us money so this will compensate for the changes and still have residual monies.

Mr. Lauricella inquired about the purchase of a forklift for the radio project and asked if the original one authorized was new because of a \$900 difference over this second one. Mr. Nesbitt explained that the first used forklift authorized for purchase was actually sold before we could execute the purchase.

Mr. Lauricella inquired about the repairs on the voting machines, Resolution No. 306-913, and asked if there are problems with them or is this general maintenance of them. Mr. Nesbitt indicated that grant funds are being set up from the State to have ongoing maintenance on them such as software updates. This funding will help have them efficiently maintained by our Voting Technicians.

Mr. Lauricella, concerning Resolution No. 309-913 regarding environmentally stressed properties, asked if this is part of the newer, greener initiative. Chairman Callard reported that this is to help identify properties across the county so a thorough listing is available so they can be dealt with accordingly. He further explained that this is more intended for commercial rather than residential properties. A particular criterion will be used to establish this list and it could be possible to have a residential property on this list using that criteria. Mr. Lauricella added

that he gets nervous when the EPA is mentioned. Chairman Callard reported that Niagara County has utilized these grant monies which have benefited in their clean up initiative.

Allen Lofthouse, Kendall, in the three contracts listed in Resolution No. 305–913, particularly Elmcrest and Snell Farm Children’s Center, which are not to exceed \$165,000, he questioned if these agencies have been used before and how much the cost would be. Mr. Nesbitt indicated that these contracts are in place for emergency foster care placement options for specialized care based on what the facility provides. Mr. Kuryla, DSS Commissioner, expanded in saying that these foster care services are more specialized and cannot be provided in local foster care placements. This institutionalized foster care provides services for severe emotional, drug, and alcohol problems. Mr. Lofthouse asked how much was spent on this care last year. Mr. Kuryla informed Mr. Lofthouse that we did not have placements in these care settings last year. Legislator Allport further stated that we don’t spend money unless we have placements in this institution. Mr. Kuryla indicated that we had 28 children in foster care last year and possibly one or two at the most in institutional foster care at a time. The county cost was also discussed concerning the Linstar Equipment Service Agreement based on Mr. Lofthouse’s inquiry.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Smith. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 301-913**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,

the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5303-5420	\$188,703.27
Highway	235-244; 493-522	\$316,703.20
Nursing Home	1336-1345; 1348; 26291-26333	\$357,056.01
Job Development	1295-1301	\$3,988.28
Self Insurance	1038-1039; 52564, 52639	\$292.13

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 302-913**

#### **AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE COUNTY CLERK/MOTOR VEHICLE DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the abolishing of two part-time Motor Vehicle Application Examiner positions (1410.06 and 1410.14); and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a full-time Motor Vehicle Application Examiner position in the Motor Vehicle Department at Grade 9 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant full-time position effective September 12, 2013.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 303-913**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE**

WHEREAS, a part-time Civilian Dispatcher was promoted to fill a full time vacant Civilian Dispatcher position in May of 2011; now be it

RESOLVED, that this Legislature hereby authorizes filling a vacant part-time Civilian Dispatcher position (3020.20) in the Sheriff's Office at an hourly rate of \$11.14.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 304-913**

**APPROVING ACCEPTANCE OF GRANT FUNDING THROUGH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES**

RESOLVED, that this Legislature authorizes the Orleans County Sheriff's Office to accept monies in the amount of \$5,531 from the NYS Division of Criminal Justice Services for the Article 13-A Classification/Alternatives to Incarceration (ATI) (Community Services Program) award for the grant period July 1, 2013 to June 30, 2014; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign electronically the on-line contract through the Office of Criminal Justice Services/GMS.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 305-913**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

L. Woerner Inc. dba HCR, Rochester, NY for the provision of certified nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective September 1, 2013 through August 31, 2014. County Cost \$0.

Orleans County Sheriff's Department, Albion, NY for safe transportation of youth out-of-county detention facilities; to be effective September 1, 2013 through August 31, 2014 at a cost of \$15,000. County cost is \$7,650.

Elmcrest, Syracuse, NY for the provision of residential foster care services; to be effective October 1, 2013 through September 30, 2014 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Snell Farm Children's Center, Bath, NY for the provision of residential foster care services; to be effective July 1, 2013 through June 30, 2014 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Linstar Equipment Service Agreement, Buffalo, NY for the provision of preventative maintenance and on-call remedial maintenance service per terms in the Service Agreement; to be effective October 5, 2013 through October 4, 2014. County cost will be 40%.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 306-913**

**AUTHORIZING SETTING UP NEW MONEY IN BOARD OF ELECTIONS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Board of Elections budget for the anticipated expense for repairs to voting machines will be reimbursable through HAVA funding, as follows:

Revenue:

A4215	HAVA	\$2,100
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Appropriation:

A1450.443	Repairs to Office Equipment	\$2,100
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Moved, Eick; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 307-913**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND EM SYSTEMS, INC.

RESOLVED, that this Legislature approves a renewal agreement between EM Systems, Inc. and the Sheriff's Office for the 2013/14 Software Maintenance agreement covering CAD, AVL, and Mobile Data Systems in Dispatch effective July 1, 2013 through June 30, 2014 at an annual cost of \$15,000 to be paid from account A3020.486, Public Safety Communications Special Grants.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 308-913**

AMENDING RESOLUTION NO. 250-713 AND AUTHORIZING THE PURCHASE AND PAYMENT OF A FORKLIFT FROM THE CAPITAL PROJECT RADIO ACCOUNT

WHEREAS, Resolution No. 250-713 authorized purchase of a forklift from Thompson & Johnson; be it

RESOLVED, that this Legislature amends Resolution No. 250-713 by rescinding the payment of \$12,900 to Thompson & Johnson for a forklift; and be it

FURTHER RESOLVED, that this Legislature authorizes the purchase of a Yale GDP080 used forklift from Lornell’s Industrial Forklift Sales, 237 Clayton Street, Chester, PA 19013, at a cost of \$11,950; and be it

FURTHER RESOLVED, that this Legislature authorizes the following payment to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$11,950.00	Lornell’s Industrial Forklift Sales, LLC	Yale GDP080 2003 Forklift

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize a grant application to address Orleans County’s environmentally distressed properties and to transfer funds into the Planning budget to cover the cost. She further explained that this is another great example of county sharing services through NORA. We will be using Niagara County’s grant writer to apply for an EPA grant that is available for revitalization of Orleans County’s efforts to clean up properties in our neighborhoods. Niagara County was successful in this grant process and was awarded \$200,000. They are willing to write the grant for us for just reimbursement for time spent by the grant writer. There is no conflict of interest because Niagara County is not applying in this grant round. This is a great collaborative effort on the part of local Niagara and Orleans County leaders. At the end of the day, all parties are seeking funds that would make our neighborhoods safer, provide better futures for local families and we want to see job creating reuse of our Brownfields. Legislator Bower seconded the motion. Chairman Callard thanked Legislator Johnson for taking the leadership through NORA which is a new effort we are getting involved in. This begins a process at

the core of properties that need remediation and will also assist in upgrading housing across the county. This will generate a new template on how to deal with these properties and find resources to uplift our assessed evaluations which will help lower taxes and make the county more attractive for investment. The following resolution was adopted:

**RESOLUTION NO. 309-913**

**AUTHORIZING GRANT APPLICATION TO ADDRESS ENVIRONMENTALLY DISTRESSED PROPERTIES AND AUTHORIZING TREASURER TO TRANSFER FUNDS INTO THE PLANNING BUDGET**

WHEREAS, the Orleans County Legislature recognizes that redevelopment and adaptive reuse of existing properties are often more complex and difficult types of community and economic development than simple green field development due to instances of environmental contamination; and

WHEREAS, the EPA has made funding available to communities to pursue cleanup of environmentally distressed properties; and

WHEREAS, the NORA partnership has provided an opportunity to partner with Niagara County and utilize their expertise in this area to write a grant on behalf of Orleans County to improve the condition of properties in Orleans County; now, therefore be it

RESOLVED, that this legislature authorizes the Chief Administrative Officer to sign an agreement for grant writing services not to exceed \$1,600 to have the grant written; and be it

FURTHER RESOLVED that this legislature authorizes the Treasurer to transfer funds into the Planning budget to fund the writing of the grant as follows:

FROM:

A1990.435

Contingency

\$1,600

TO:

A8020.418            Other Contractual            \$1,600

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard set the parameters of open forum by asking for comments and concerns to be kept within three minutes.

Paul Lauricella, Yates, inquired from Legislator Bower on how he was progressing with the drop out and failing rates with our Community Colleges, particularly with GCC. Legislator Bower expressed that a FOIL request has been sent to GCC requesting to provide information on the percentage of students failing courses. He indicated that he has spoken to some former instructors and students and he believes that it could be more between 30 to 40 percent. Legislator Bower will continue to provide status updates.

Allen Lofthouse, Kendall, inquired how the county taxpayers made out with the former Medina Jubilee building, now ACE Hardware. He asked if we were ahead of the game, or behind. Mr. Nesbitt expressed that we certainly did not put in more man hours than what we received in the terms of a sale price. Mr. Nesbitt stated that a piece of property was prepared for a sale and we sold it. This piece of property needed remediation, as we spoke of earlier today of contaminated properties. As part of the sale, it was agreed to do some paving at the site provided the buyer pay for all of the materials. The County pocketed a net of \$50,000 and we now have a taxpayer, and are generating sales tax income.

Grace Denniston, Carlton, thanked Legislator Callard for the renovation of the house on Temperance Street. It is nostalgic for her because her grandmother lived in the house to the south.

Paul Lauricella shared his concern and perspective on Mr. Cardone's comments regarding code enforcement. He stated that a lot that do code enforcement for a while turn into tyrants. His town in particular, has a good code enforcement officer who is willing to work with residents. Other towns have code enforcement officers that push people around. The

Villages may not be so tolerant because of the concentration of people. He feels that this County should get rid of some of the rules and regulations so businesses want to come here and people want to stay in our county.

Adolf Genter, Gaines, was concerned about radio activity waves and was concerned as to where the radio towers will be placed. Paul Wagner, Director of Emergency Management, explained that three towers will be erected and an environmental review will be done on those. He described the locations of the new towers. One will be behind the concrete 3 million gallon water tank owned by the Village of Medina located west of the Ethanol Plant on Route 31. The second tower will be erected behind the Office of Emergency Management's pole barn on the southern part of that property on County House Road. The third tower will be erected in the Town of Clarendon, on the plot adjacent to the Town Highway Department building off Hindsburg Road, behind the tree line. Mr. Genter is concerned with cancer clusters as found in other areas ten years after radio towers were erected.

Bob Golden, Carlton, suggested using New York Association of Counties (NYSAC) to try to help reduce Medicaid costs. He said he spoke with them and there are many savings to be made in respect to Medicaid costs. He mentioned Tort reform. He said NYSAC states Medicaid costs the county \$8 million and they are anticipating a possible billion dollar reduction in those costs. The "Private" needs to put pressure on providers (Insurance) and also Legislators need to pass Legislation, such as Tort Reform, could help with savings. Chairman Callard indicated that he will be attending the Fall NYSAC conference at the end of this month along with Legislator Johnson and CAO Nesbitt, and there will be discussion on that and will be sure to bring that back with them.

Legislator Allport asked everyone now that school is back into session to do their research on the Common Core agenda that is being taught. He stated that he has looked into this over the past couple years that it has been instituted. He indicated that the Rochester School district has hired an extra 6,000 teachers and they are attending an extra two hours per day to teach the kids Common Core. He stated that what he is getting out of this is disturbing and thinks it is pushing communism. They have a set of

standards that are set in concrete at each level. He referenced that not all kids learn at the same level or same rate. He said those that don't learn, will end up in a black hole, such as those with special needs. Common Core is very scary to him and our kids are being indoctrinated. He indicated that it is up to our local school boards to implement this or not. In Albion, it has been implemented since 2011, and it is starting to show with what the teachers are saying to the kids, stated Legislator Allport. He concluded that it is frightening as an American.

Legislator Allport moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:11 p.m.



**LEGISLATURE MEETING**  
September 24, 2013

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Chairman Callard called the meeting to order at 9:00 a.m. After the pledge to the flag and invocation, led by Pastor Jack Laskowski of the First United Methodist Church, the Clerk called the roll. All Legislators were present, with the exception of Legislator Eick.

The Clerk presented the following communications: The Albion Merchants Association is requesting to have a banner placed on the Courthouse Square to promote their Albion Shopping Tour which will occur on Saturday, October 19, 2013. They are requesting this banner be hung from October 5, 2013 through October 19, 2013. The Board approved this request.

Chairman Callard called for open discussion as it relates to today's resolutions. With there being no comments; the following resolutions were presented for adoption:

**RESOLUTION NO. 310-913**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5448-5596	\$311,680.37

Highway	245-256; 523-548	\$291,892.92
Nursing Home	1351-1357; 26334-26371	\$323,459.26
Job Development	1304-1317	\$25,822.51
Self Insurance	52638-52640; 52705, 52707-52709	\$54,362.73

Moved, Smith; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 311-913**

SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 3 -  
INTRO OF 2013 REGARDING PRISONERS OF COUNTY JAIL WHO  
REQUIRE MEDICAL OR DENTAL SERVICES PAY FOR SUCH  
SERVICES OF INSURED UNDER A HEALTH INSURANCE POLICY

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled “A Local Law Requiring Prisoners of County Jail Who Require Medical Or Dental Services To Pay For Such Services of Insured Under A Health Insurance Policy”; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on October 9, 2013 at 4:25 p.m. at which time all interested parties will be heard.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 312-913**

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO  
ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 35,887.47	Harris Corporation	September 2013 Monthly

PSPC

Installment

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 313-913**

APPROVING AGREEMENT BETWEEN THE HEALTH DEPARTMENT AND ROCHESTER HEARING AND SPEECH CENTER

RESOLVED, that this Legislature approves a renewal agreement between the Health Department and Rochester Hearing and Speech Center, 1000 Elmwood Ave, Rochester, NY 14620 to provide Related Services (Speech) through the 3-5 program to the eligible children of Orleans County. Contract period March 1, 2013 through February 28, 2016. Rates set by NYS Department of Health, reimbursement from NYS Department of Health, Medicaid and some third party insurances.

Moved, Rush; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 314-913**

APPROVING EXTENSION OF GRANT AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NYS OFFICE OF HOMELAND SECURITY

WHEREAS, Resolution No. 289-911 was approved by the Orleans County Legislature on September 28, 2011, to provide funding to enhance cooperation and coordination between Federal, State, and local law enforcement in a joint mission to secure our borders and enforce counter-terrorism efforts, effective from August 1, 2010 through July 31, 2013; be it

RESOLVED, that this Legislature approves an Appendix X extending a Grant Agreement (SG10-1019-D02/C838709) with the NYS

Office of Homeland Security to February 28, 2014, with no change in the contract amount; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign an Appendix X for the FY2010 Operation Stonegarden Grant Agreement.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 315-913**

APPROVING A RENEWAL GRANT AGREEMENT BETWEEN ORLEANS COUNTY OFFICE FOR THE AGING AND NEW YORK STATE OFFICE FOR THE AGING (NYSOFA)

RESOLVED, that this Legislature approves a grant renewal agreement from New York State Office for the Aging, 2 Empire State Plaza, Albany, NY 12223-1251 for \$43,289 to be effective from October 1, 2013 through September 30, 2014 for the support of local program delivery and enhancement of the essential components of NY Connects, which include Information and Assistance (including screenings), Public Education, and local Long Term Care Councils. County Cost is \$0.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 316-913**

APPROVING RENEWAL AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND UGI ENERGY SERVICES, INC

RESOLVED, that this Legislature approves a renewal agreement between the Villages of Orleans Health and Rehabilitation Center and UGI Energy Services, Inc., for the purchase of natural gas supplies at discounted rates effective November 1, 2013 through October 31, 2014; at a cost not to exceed \$54,340. No cost increase from 2012-2013.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 317-913**

**AUTHORIZING FILLING VACANCY AT THE VILLAGES OF  
ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the current part-time Leisure Time Activities Aide has resigned and this position assures sufficient staff levels in the Activities Department at the Villages; now, be it

RESOLVED, that this Legislature authorizes the filling of a part-time Leisure Time Activities Aide Position (6030.604) at Grade 2 of the CSEA Salary Scheduled effective September 25, 2013.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 318-913**

**AUTHORIZING PURCHASE FROM WIELAND FOR CHAIRS AT  
THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION  
CENTER**

RESOLVED, that this Legislature authorizes a purchase from Wieland, 1373 Main St, Grabill, IN 46741 to purchase 24 chairs for the dementia unit (PO#53293) at a cost of \$5,057.10 to be paid from Nursing Home Enterprise Account 6030.250 – Capital Equipment.

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 319-913**

**APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN  
OFFICE FOR THE AGING AND QUALITY AND TECHNICAL  
ASSISTANCE CENTER (QTAC)**

WHEREAS, New York State Evidence-Based Health Programs Quality & Technical Assistance Center (QTAC), a unit of State University of New York at Albany would like to affiliate with Orleans County Office for the Aging in effort to provide quality delivery of QTAC-promoted evidence-based health promotions and self management programs. Older adults in Orleans County will benefit through evidence based programs provided by Office for the Aging; now, be it

RESOLVED, that this Legislature approves the Memorandum of Understanding between the Orleans County Office for the Aging and Quality and Technical Assistance Center effective October 1, 2013 through September 30, 2018. County Cost \$0.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 320-913**

APPROVING EXTENSION OF AGREEMENT BETWEEN NEW YORK eHEALTH COLLABORATIVE, INC. (“NYeC”) REGIONAL EXTENSION CENTER (REC) HEAL 22 FULL SERVICE PRACTICE PARTICIPATION AND ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

WHEREAS, Resolution No. 191-513 authorized an agreement between New York eHealth Collaborative, Inc. (“NYeC”) and the Department of Mental Health to provide assistance to providers in adopting the “Meaningful Use” initiative and complete electronic health record implementation; and

WHEREAS, it is now possible to extend the length of this agreement another six months, originally effective May 16, 2013 through November 15, 2013; and

WHEREAS, this agreement continues to be available to providers at \$0 cost; now, be it

RESOLVED, that this Legislature approves the extension of this agreement to be effective May 16, 2013 through May 15, 2014.

Moved, Rush; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 321-913**

#### **APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE**

WHEREAS, two vacancies exist on the Employee Assistance Program Committee due to the fact that two employees have resigned their appointments on the Employee Assistance Program Committee, now be it

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee to fill the unexpired terms held by Charles Kinsey and Mark O'Brien with such term expirations so noted below:

Nadine Hanlon	Clerk of the Legislature Management	December 31, 2014
John C. Welch, Jr.	Personnel –Management	December 31, 2013

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson moved to expend grant funds in Emergency Management for the "I AM Responding Program". She invited Paul Wagner, Director of Emergency Management, to explain this resolution. He stated that previously we authorized this purchase but need to amend the budgets because the "I AM Responding Program" runs beyond the expiration period for this grant funding. He explained the program in that texts are sent to the first responders and they then can reply that they will be making the call, therefore knowing who will be responding. He introduced John DeYoung, Assistant Fire Chief from the Clarendon Fire Department, who explained the features and benefits of this program. Legislator Bower seconded her motion. Legislator Johnson added that

right now with the system we have there is a break in communications between dispatch and our responders which frequently delays response time, especially in our more rural areas of the county. She felt that purchasing this software will improve this communication. The following resolution was adopted:

**RESOLUTION NO. 322-913**

**AMENDING EXPENDING GRANT FUNDS IN EMERGENCY MANAGEMENT**

WHEREAS, Resolution No. 259-713 authorized expending and setting up State Homeland Security Grant Funds FY12 in the amount of \$40,000 for a three year package of “I AM Responding Program”; and

WHEREAS, said SHSP Grant Funds FY12 will expire in 2014; be it

RESOLVED, that this Legislature authorizes the Director of Emergency Management to amend SHSP FY12 grant funds for the purchase of an “I AM Responding” Program, for text notification to responders, for a one year term at a cost \$13,333; and be it

FURTHER RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend the remaining \$26,667 of SHSP FY12 grant funds to purchase Harris Portable Radios, said purchases to be paid from Emergency Management Account A3640.486.2012 – Grant SHSP FY2013.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 323-913**

**APPROVING AGREEMENT BETWEEN EMERGENCY MANAGEMENT AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**



WHEREAS, Resolution No. 233-613 authorized the Emergency Management Office to apply for the FY13 State Homeland Security Grant Program in the amount of \$67,500; be it

RESOLVED, that this Legislature approves the grant acceptance agreement between the NYS Division of Homeland Security and Emergency Services and the Orleans County Emergency Management Office for a contract (SH13-1040-D00) period of September 1, 2013 to August 31, 2015; and be it

FURTHER RESOLVED, that this Legislature authorizes the Director of Emergency Management to expend SHSP Grant Funds FY13 for the purchase of a two year term of “I AM Responding” Program, at a cost of \$26,667; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

Revenue:

A4309.2013	State Homeland Security Grant Program FY2013	\$26,667
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Appropriation:

A3640.486.2013	Grant SHSP FY2013	\$26,667
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Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 324-913**

APPROVING AGREEMENT BETWEEN WESTERN NEW YORK CLINICAL INFORMATION EXCHANGE, INC. (HEALTHeLINK) AND ORLEANS COUNTY DEPARTMENT OF MENTAL HEALTH

RESOLVED, that this Legislature approves an agreement between Mental Health and Western New York Clinical Information Exchange Inc. d/b/a HEALTHeLINK, 2568 Walden Ave, Buffalo, New York 14225, providing Health Home Care Coordination services for the Department to

be effective September 18, 2013 through September 17, 2016. County cost is \$0.

Moved, Rush; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson moved to increase our maximum estimated cost for our Emergency Communications System Radio Project to \$7.1 million; seconded by Legislator Allport. Mr. Nesbitt explained that when we originally authorized the bonding for this project, it was out of necessity in order to settle the FCC rebanding situation. Also, at that point, the specifications were not fully prepared for this project. We were in negotiations with Iberdola to possibly construct our towers and we lease them. We also were in discussion concerning full system integration with the County of Monroe. We now have an additional bond authorization to raise the amount over what we initially approved to fit our project and to buy rather than lease our towers. Legislator Allport stated that this is the time to thank our volunteers. It has been stated before that our volunteer firefighters save \$7 to \$8 million a year in county costs. They provide a critical service to our county and after all these years of our lack of communications, to give them these tools to make them get home safe are worth moving this resolution forward, expressed Legislator Allport. The Legislature applauded those sentiments. The following resolution was adopted:

### **RESOLUTION NO. 325-913**

**AUTHORIZING INCREASING THE MAXIMUM ESTIMATED COST TO \$7,100,000 RELATED TO AN EMERGENCY COMMUNICATION SYSTEM RADIO TOWER PROJECT, IN AND FOR THE COUNTY OF ORLEANS, NEW YORK**

WHEREAS, Resolution No. 139-412 authorized the estimated maximum cost of \$5,300,000 and authorizing issuance of \$4,500,000 Bonds to pay for the cost thereof; the issuance of the bonds remains the same; now be it

RESOLVED, that this Legislature does hereby authorize the maximum estimated cost of \$7,100,000 for the Emergency Communication System Radio Tower Project.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 326-913**

APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND GERSTER TRANE

RESOLVED, that this Legislature approves the agreement between the Buildings and Grounds Department and Gerster Trane, 45 Earnhart Dr, #103, Amherst, NY 14221 to provide scheduled maintenance to the County's chillers and boilers effective September 1, 2013 through August 31, 2016, in which it is to be reviewed prior to expiration date for renewal.

Moved, Allport; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 327-913**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND PNP COMPUTER SERVICES

RESOLVED, that this Legislature approves an agreement between the Villages of Orleans Health and Rehabilitation Center and PNP Computer Services, 66 N. Main St, Brockport, NY 14420 to provide annual software support; effective September 1, 2013 through August 31, 2014. County cost is \$6,674.85

FURTHER RESOLVED, that the Chairman is authorized this agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Rush; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 328-913**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND  
NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY  
COMMITTEE**

RESOLVED, that this Legislature approves the 2014 STOP-DWI PLAN with the New York State Department of Motor Vehicle-Governor Traffic Safety Committee at a cost of \$84,201, effective January 1, 2014 through December 31, 2014. County cost \$0.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Chairman Callard opened the floor for comments from our Legislators. Legislator Bower indicated that he received notification from GCC that his FOIL request was received and that they will be working on it.

Chairman Callard then opened the floor to the public, reminding them that comments or concerns are to be kept to one subject to be presented within three minutes.

Bob Golden, Carlton, knowing that a few of you will be attending the NYSAC Conference today, stated that he was advised by NYSAC to review their website. He pulled a resolution that will be on the conference agenda concerning Medicaid shared savings to be realized as a result of the Health Care Act. Mr. Nesbitt shared that he is on the Resolutions and Legislative committees and is Chairman of the Taxation and Finance Committee. Mr. Golden again summarized that other savings can be realized, such as Tort reform. Tort Reform was proposed during the last Legislative session but did not go very far. Tort Reform, is a limitation on medical lawsuits, which the recommendation was \$250,000 limitation, even \$500,000 would be a huge savings. He believes that health insurance will be reduced due to the Affordable Care Act, also that large insurance companies can no longer acquire more than a 15% profit. All of this shall realize a savings. Mr. Golden urged to work with NYSAC on this issue.

Chairman Callard commented that NYSAC is not republican dominated, it is counties working together for county concerns. Chairman Callard announced that Mr. Golden is our retired Probation Director.

Allen Lofthouse, Kendall, asked Legislator Bower when he expects an answer from GCC and if this is the only college he directed his inquiries to regarding the failing/dropout rates? Mr. Bower indicated that GCC is the one that affects Orleans County taxpayers the most. Treasurer Heard interjected that 90% of students from Orleans County attend GCC. Mr. Bower believes that if we get these figures from GCC, it will ring true throughout the state. Mr. Nesbitt reviewed the time line of FOIL responses. Mr. Lofthouse indicated that this could possibly fund the Villages if this is resolved. Mr. Bower stated he will continue to follow through.

Adolf Genter, Gaines, complained about the Billing department at The Villages. He stated that the Billing Department billed a family member for a resident's past co-payments after a couple of years had passed. He asked that this be looked into. Chairman Callard asked that he discuss this with our representatives from the Villages that are present at today's meeting.

Legislator Smith moved to adjourn; second by Legislator Allport. Meeting adjourned at 9:25 p.m.

## LEGISLATURE MEETING

October 9, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present, with the exception of Legislator Allport.

The Clerk presented the following communications: New York State Department of Agriculture and Markets has certified that the land included in the Orleans County Agricultural Districts is viable agricultural land, and as proposed is feasible and shall serve the public interest in assisting in maintaining a viable agricultural industry within the Districts. The Orleans County Treasurer has provided the annual examination of Petty Cash Accounts report which has been filed in our office. Inter County Association of Western New York will hold their meeting on Friday, October 18, 2013 at 9:00 a.m. at Emerson Park Pavilion in Auburn NY – hosted by Cayuga County. Reservations are due to me by Friday. A Drug Take Back day will be held on Saturday, October 26<sup>th</sup> from 10:00 a.m. – 2:00 p.m. and drop points will be located at the Holley Fire Department, Medina Fire Department and the Orleans County Public Safety Building. In April’s Drug Take Back day collected over 310 pounds from 123 vehicles involved in Orleans County. Orleans County Family Game Night will be held at the Orleans County Fairgrounds in the Trolley Building on Thursday, October 17<sup>th</sup>.

On behalf of the Orleans County Legislature, Legislator Smith proclaimed the month of October as Domestic Violence Awareness month in Orleans County and presented the proclamation to Tom Kuryla, Commissioner of the Department of Social Services.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through September, 2013. She reported that the credit card machine is up and working in the County Treasurer’s office and currently collecting delinquent taxes with it. Legislator Johnson asked Treasurer Heard to announce that on our website. Treasurer Heard expressed that she has placed stickers on the tax bills mailed yesterday and will be

preparing a press release. Chairman Callard asked Treasurer Heard to follow up on the website.

During open discussion, Paul Lauricella Yates, referencing Resolution No. 335-1013 he questioned the Homeland Security Grants concerning Orleans County SWAT and said that he envisions this being used against the people who support the NY Safe Act. He said the people will be prosecuted if they don't register their weapons and they will be confiscated. He also said that they will make an example out of a few people to scare the rest. Mr. Nesbitt advised Mr. Lauricella that he missed today's twenty minute conference session presentation by the Orleans County Sheriff's Office about School Safety training and how these funds will be used in a SWAT response to an active shooter. Chairman Callard indicated that he does not think anyone would question the need or importance of being able to act quickly and responsibly to such a situation. Mr. Lauricella stated that SWAT will get their after the week. He suggested that an employee of the school be trained by the school to carry a fire arm. The cowards go in to places where they are not armed.

Mr. Lauricella also questioned Resolution No. 343-1013 and stated that you can't go out on the water to enjoy your boat anymore because the Police will be called if you are seen drinking alcohol or having too much fun. Chairman Callard indicated that this is a resolution in response to the states funding cut backs and we are asking to go back to the original reimbursement rates from the State to cover our Marine Patrol.

With their being no further questions concerning today's resolutions from the public the following resolutions were presented for adoption:

### **RESOLUTION NO. 329-1013**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5605-5762	\$528,137.89
Highway	No Claims	
Nursing Home	1358-1363, 1369-1372; 1366-1367; 26372-26427	\$377,011.49
Job Development	1320-1325	\$3,055.44
Self Insurance	52705-52706, 52786-52787	\$18,521.18

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### RESOLUTION NO. 330-1013

#### APPROVING AGREEMENT BETWEEN CRIME VICTIM'S ASSISTANCE PROGRAM AND SHEILA MCWETHY

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Crime Victim's Assistance Program and Sheila McWethy of 4008 S. Main St. Rd, Batavia, NY to provide night court advocate services on a per diem basis at a rate of \$15.25 per hour, not to exceed \$5,000 a year effective October 1, 2013 through September 30, 2014 unless sooner terminated as hereinafter; and be it

FURTHER RESOLVED, that this agreement will terminate when no further grant funds are available to maintain no county cost for these services.

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.



**RESOLUTION NO. 331-1013**

**APPROVING RENEWAL AGREEMENT BETWEEN OFFICE FOR THE AGING AND RURAL HOUSING ACTION CORP**

RESOLVED, that this Legislature approves a renewal agreement between Rural Housing Action Corp and the Orleans County Office for the Aging for a 5 year lease agreement for the first floor of the Albion Academy which will primarily be used for the Orleans County Nutrition Program contracted by the Office for the Aging and also utilized for other programming as needed; effective October 1, 2013 through September 30, 2018. Yearly rent rate will increase by 2.5%. County Cost is dependent on federal allocations - \$122.40 a month for 2014.

Moved, Smith; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 332-1013**

**AUTHORIZING TREASURER TO PLACE ADVERTISEMENT REGARDING UNPAID TAXES**

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature authorizes the placement of a notice in the Lake Country Pennysaver notifying the delinquent taxpayers that failure to pay their 2013 taxes will result in the County filing a tax lien against said property as required by New York State Real Property Tax Laws.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Johnson moved to approve the union agreement with the Orleans County Deputy Sheriff's Association; seconded by Legislator Bower. Legislator Johnson wished to recognized CAO Nesbitt, County Attorney Schubel, and Personnel Director Jack Welch for their negotiations on these two contracts and commended them on a job well done. The following resolution was adopted:

**RESOLUTION NO. 333-1013**

**APPROVING AGREEMENT WITH ORLEANS COUNTY DEPUTY SHERIFF'S ASSOCIATION**

RESOLVED, that this Legislature approves an agreement with the Orleans County Deputy Sheriff's Association (OCDSA) covering the years 2013 through 2015; said agreement includes a 2% salary increase for 2013, 2014, and 2015; said agreement includes changes to Article 8 Overtime, Premium Pay, and Call Out Time and Article 18 Hospitalization, Medical, and Dental Benefits - including implementation of a high deductible health plan.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 334-1013**

**APPROVING AGREEMENT WITH ORLEANS COUNTY SHERIFF'S EMPLOYEES ASSOCIATION**

RESOLVED, that this Legislature approves an agreement with the Orleans County Sheriff's Employees Association (OCSEA) covering the years 2013 through 2015; said agreement includes a 2% increase for 2013, 2014, and 2015, and changes to Article 8 - Substitutions, Article 11 - Bereavement Leave, and Article 18 - Hospitalization, Medical, and Dental Benefits - including implementation of a high deductible health plan, universal cost sharing and long-term reductions in post employment benefits.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Bower moved to authorize the Sheriff to apply for the Tactical Team Targeted Grant; seconded by Legislator Johnson. Legislator Bower expressed that he does not know what would happen if we do not apply for this grant. He said it could come a time when Homeland Security wants

us to have “this, that and the other thing” and the taxpayers would be responsible to “pay the full shot”. This is a very good possibility the way our State works, indicated Legislator Bower, and that is why he supports this. The following resolution was adopted:

**RESOLUTION NO. 335-1013**

**AUTHORIZING ORLEANS COUNTY SHERIFFS’ OFFICE TO APPLY FOR THE FY2013 TACTICAL TEAM TARGETED GRANT**

RESOLVED, that this Legislature authorizes the Orleans County Sheriffs’ Office to apply for the FY2013 Tactical Team Targeted Grant through the New York State Office of Homeland Security and Emergency Services – Office of Counter Terrorism in the amount of \$86,000 for use in funding of equipment for the Orleans County SWAT Team effective; October 7, 2013 through August 31, 2015; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with a full grant award, subject to review by the County Attorney.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 336-1013**

**AUTHORIZING SETTING UP NEW MONEY IN BOARD OF ELECTIONS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Board of Elections budget for the anticipated expense for the purchase of voting machine accessory equipment which will be reimbursable through HAVA funding, as follows:

<u>Revenue:</u>		
A4215	HAVA	\$3,000

Appropriation:

A1450.220	Office Equipment	\$3,000
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Moved, Eick; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 337-1013**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2013-2014 SCHOOL TAXES TO THE 2014 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid school taxes, adding a 7% penalty, to be added to the 2014 tax rolls, for the respective towns as of November 1, 2013.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 338-1013**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2013 SOLID WASTE/RECYCLING FEES TO THE 2013 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 2013 Solid Waste/Recycling fees, to be added to the 2014 tax rolls for the respective towns as of November 1, 2013.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 339-1013**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2013-2014 VILLAGE TAXES TO THE 2014 COUNTY/TOWN TAX BILLS**

WHEREAS, Local Law No. 4 of 1997 provides for the collection of certain delinquent Village taxes by the County of Orleans in accordance with Section 1442 of the Real Property Tax Law of the State of New York; be it

RESOLVED, that the County Treasurer is authorized to relevy the unpaid 2013-2014 village taxes, adding a 5% penalty, to be added to the 2014 tax rolls for the respective towns as of November 1, 2013.

Moved, Johnson; second, Bower.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 340-1013**

APPROVING RENEWAL AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND KENDALL CENTRAL SCHOOL

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and the Kendall Central School, Kendall, NY for the provision of preventive services to children and families through the assignment of one (1) Social Services Caseworker to the School District; to be effective August 30, 2013 through August 29, 2014. Said services are to be funded 50% Federal, 31% State, and 19% School.

Moved, Smith; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 341-1013**

SETTING DATE FOR PUBLIC HEARING ON CONSTRUCTION OF SELF-SUPPORT RADIO TOWERS IN THE TOWNS OF CLARENDON, ALBION, AND SHELBY

RESOLVED, that a public hearing will be held by this Legislature to receive public comments on construction of three self-support radio towers, to be located in the towns of Clarendon, Albion and, Shelby, on

the 23<sup>rd</sup> day of October, 2013 at 4:25 pm at the Legislature Chambers, 3 South Main Street, Albion, New York; and, be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearing in the two official County newspapers describing the subject parcels as follows:

Town of Shelby: Located at 11816 Maple Ridge Road, approximately .6 mile east of Bates Road, on tax parcel 91.00-1-24, owned by the Village of Medina, and currently operated as a concrete water supply reservoir.

Town of Clarendon: Located on East Lee Road, approximately .1 mile west of Hindsburg Road, on tax parcel 97.00-1-42.12, owned by the Town of Clarendon and currently vacant.

Town of Albion: Located at 14064 West County House Road, approximately .6 mile east of Gaines Basin Road, on tax parcel 83.00-1-28.1, owned by the County of Orleans, and currently occupied by the County Emergency Management Office and associated facilities.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Smith moved to create a temporary Social Welfare Examiner position at DSS. Commissioner Kuryla explained the vacancy due to medical leave and the department is mandated to provide this service. This temporary employee will determine the eligibility of a public assistance applicant. Legislator Rush seconded the motion and the following resolution was adopted:

### **RESOLUTION NO. 342-1013**

**AUTHORIZING CREATING A TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, a full time Social Welfare Examiner (6010.0109) will be out on medical leave and this position is critical in the day to day operations at DSS; now be it

RESOLVED, that this Legislature does hereby authorize the creation of a temporary full time Social Welfare Examiner position (6010.0109\*) in the Department of Social Services at Grade 13 of the CSEA salary schedule, to be effective for the period of October 10, 2013 through the return of the full time permanent employee (6010.0109) from a leave of absence; and be it

FURTHER RESOLVED, that the Commissioner of Social Services is authorized to fill the newly created temporary position.

Moved, Smith; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Johnson moved to recognize our Marine Patrols in County Law Enforcements and calling for amendments to the Navigation Law to support County Marine Patrol sustainability. She further explained that in 2010 we were receiving a 75% reimbursement from the state and like in most of our programs, they cut us back and now we are only getting 50% reimbursement. We are asking the State to give us back the 75% reimbursement. Legislator Smith seconded her motion. Legislator Johnson wanted to be on record concerning Mr. Lauricella's comment regarding infringement on his enjoyment on the water. She stated that our Sheriff does not do that and as long as a person stays within the State's Navigation Laws, a visit will not occur from the Sheriff. She said this is to protect a person while out on the water. The following resolution was adopted:

### **RESOLUTION NO. 343-1013**

RECOGNIZING THE IMPORTANCE OF MARINE PATROLS IN COUNTY LAW ENFORCEMENT AND CALLING FOR AMENDMENTS TO THE NAVIGATION LAW TO SUPPORT COUNTY MARINE PATROL SUSTAINABILITY

WHEREAS, counties across New York State ensure marine law enforcement and boating safety by providing law enforcement services regularly by entities, especially the county sheriff patrols; and

WHEREAS, Section 3 of 79-B of the New York State Navigation Law provides a reimbursement rate for such services from the revenue raised from boaters registration fees by the New York State Office of Parks, Recreation, and Historic Preservation (OPRHP); and

WHEREAS, the reimbursement rate was, previous to 2010, 75% and is currently at 50% operational costs for those entities enforcing the State's navigation laws; and

WHEREAS, historically, motor boat registration fees were specifically raised, beginning in 2003, to ensure sufficient funding for the 75% reimbursement to entities providing these patrol services, however, currently most of the money raised through this fee is used for purposes other than those for which it was intended; and

WHEREAS, to ensure continued marine law enforcement and border safety presence by county sheriff patrols, it is essential to restore the reimbursement rate to 75%, as without this level of funding financially stressed counties may be unable to provide and sustain these services for the people of the state; and

WHEREAS, both the New York State Park Police and the New York State Police have largely withdrawn from providing these marine services due to funding constraints and personnel shortages, leaving the responsibility to counties and local law enforcement; and

WHEREAS, restoration of the previously established reimbursement rate of 75% ensures entities, especially for the counties having a sheriff or county marine patrol, present on our state waterways for the protection of recreational boaters and increased safety; now, therefore be it

RESOLVED, that the Orleans County Legislature urges the State of New York to amend Section 3 of Section 79-B of the Navigation Law



changing the reimbursement rate to participating agencies from 50% to 75% to insure county sustainability in the enforcement of the navigation laws and enhancement of the safety of boaters and users of the State's waterways which will restore the original intent of the 2003 fee increase; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall send certified copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, NYSAC, InterCounty of Western NY, and all others deemed necessary and proper.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 344-1013**

**AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the Out-of-State travel request for Doris Delano, RN; to attend the "23<sup>rd</sup> Annual Midwest Stream Farm Workers Health Forum" in South Padre Island, Texas from November 13, 2013 through November 17, 2013. County Cost \$0. Travel and Lodging covered in full through the Migrant Health Grant.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 345-1013**

**AUTHORIZING PAYMENT FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payment to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$18,351.47	Graybar Electric	Duraline Duct, Fiber duct boxes; and Fiber Optic Cable (PO 52866)

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Johnson moved to pay the Orleans County Highway Department for paving the Emergency Management driveway; seconded by Legislator Bower. Legislator Johnson thanked Jerry Gray and his staff for a job well done. She stated the Legislator Eick, Ken DeRoller and herself were present on Saturday to watch the Fire Chiefs of Orleans County do their training course for the recruited firefighters on the new training roof simulator and it was incredible to watch. Chairman Callard stated that driveway has not been maintained for nearly 10-15 years. The following resolution was adopted:

**RESOLUTION NO. 346-1013**

**AUTHORIZING PAYMENT TO THE ORLEANS COUNTY  
HIGHWAY DEPARTMENT FOR EMERGENCY MANAGEMENT  
DRIVEWAY PAVING**

RESOLVED, that this Legislature authorizes payment to the Orleans County Highway Department in the amount of \$17,390.04 (PO#53321) for paving of the Emergency Management Office driveway to be paid from Emergency Management Accounts A3640.418 – Other Contractual Expenses - \$9,390.04; and A3640.270 – Capital Equipment - \$8,000.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Smith moved to pay Stockham Lumber for materials to install countertops as desks at the Public Safety Building; seconded by Legislator Rush. CAO Nesbitt noted that this will be paid for out of drug seizure monies. The following resolution was adopted:

## RESOLUTION NO. 347-1013

### AUTHORIZING PAYMENT FROM BUILDINGS & GROUNDS BUDGET

RESOLVED, that this Legislature authorizes payment to Stockham Lumber, 88 Geddes St., Holley, NY 14470 in the amount of \$5,385.40 (PO#53028) for countertops and installation hardware to make desktops for the remodeling project at the Public Safety Building, 2<sup>nd</sup> Floor to be paid from account A1620.403 Buildings & Grounds – Maintenance Projects.

Moved, Smith; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Chairman Callard opened the floor for Legislator reports. Legislator Smith announced a ribbon cutting ceremony on October 21<sup>st</sup> for a second OTS bus shelter located west of Rite Aid at the corner of Routes 98 and 31 in the Village of Albion.

Legislator Eick reported on the Genesee/Orleans joint Public Health board meeting that was held last evening. He stated that the meeting had great membership participation from both boards. They will continue to hold joint board meetings twice a year.

Legislator Johnson reported on a NORA meeting she attended this week. NORA is looking at promoting the extension of natural gas lines to major farmers in Orleans County. Legislator Eick, who also sits on this committee, is getting support from the Farm Bureau to do this. Orleans County currently has natural gas lines in our County but they do not go to all of our major farms. Extending these gas lines could be beneficial to our farmers. Niagara County is looking at the same initiative and collaborating together could make it beneficial for both counties.

Chairman Callard also stated that Legislators' Johnson and Eick, along with himself, will be making a presentation to the Niagara County Legislature on October 15<sup>th</sup> to talk about the progress that has been made with the Regional Alliance. A date has been secured for dredging of the Point Breeze Harbor. We had a successful attempt to hold back the BV7

attempt to change the lake levels, although now there is a Project 14 which we will need to join together to do the same in stopping this. Finally our broadband initiative that we have begun on the west end of Orleans County and the eastern end of Niagara County, we hope to extend out to the rest of our counties.

Legislator Bower provided an update of his FOIL request to GCC concerning the number of drop out and or failing students that our taxpayers pay for. He said his request was denied and since receiving that denial, an appeal has been requested. In the mean time the President asked for a meeting with Legislator Bower. Legislator Bower said he met this week with the GCC President and another Vice President who tried to explain why they could not provide that information. Legislator Bower expressed to them that he did not believe their explanation. He waits to see the results from the appeal.

Chairman Callard felt it was important to clarify a point that seems to be missing from the discussion on the nursing home. He expressed that the county government as an administrative unit and political subdivision of the State of New York, does not have the power to supersede or override state laws. There is no authority granted to the county legislature by the laws of New York State to hold a referendum on issues that are not specifically authorized for referenda in state law. We do not have the power to grant such a request. It has been consistently held in this State that a municipality may not submit a question to referendum, either advisory or binding, in the absence of express statutory authority. The New York State Attorney General and the Office of the State Comptroller have weighed in on this issue numerous times over the years, rendering opinions which consistently state that referenda which are neither permitted nor required by statute are improper and without effect, and that municipal monies may not be expended for such purposes. Simply put, they are illegal.

Chairman Callard clarified that he knows that there has been discussion about having a referendum and it simply it cannot be authorized and it is illegal to do so.

Legislator Bower inquired, what if this Legislature that sits here today

who is faced with a problem that we face, in our case our Nursing Home, decided that because we could not do our job ourselves and rather than putting it out to the LDC Board, questioned if we could bring this vote up ourselves to see what the people think. He further stated that in as much as we didn't think that we could do our jobs, and that it is for the people to put it back to the people for them to decide, could we have done that, Legislator Bower questioned. Chairman Callard said no, it is expressly forbidden by the State. It would be expending municipal monies for a purpose that is not allowable. Attorney Schubel confirmed that it is not allowed. CAO Nesbitt offered to share the opinions from the NY State Comptroller and the Attorney General concerning this issue. Legislator Bower expressed that he believes that he came across situations that people voted on the construction of buildings. CAO Nesbitt stated that there are certain instances that referenda are authorized for local governments for capital expenses. Legislator Bower stated that he felt it was poor judgment on our part. Chairman Callard indicated that we need to comply with the law.

Chairman Callard opened the floor for public comment, reminding of the three minute rule for remarks. Paul Lauricella, Yates, stated that the county has purchased surveillance cameras and they have updated the pictometry in the past meetings. He questioned the capabilities and functions of the cameras asking if they can read license plates or do they have facial recognition, ed Mr. Lauricella. Chairman Callard indicated to Mr. Lauricella that he had a few different issues comingled. Sheriff Hess stated that he can't report on the pictometry which is similar to Google maps. CAO Nesbitt added that pictometry is not live, we have periodic fly over's and per our contract we pay for it on a three year basis. Mr. Lauricella asked where the data is stored from the cameras. Sheriff Hess said that these cameras do not take pictures or collects data to store it is a hand held device that is held and viewed through. Mr. Lauricella asked if there are cameras that are placed along different locations that record data. Sheriff Hess indicated that they do not have those types of cameras. They have cameras that are on the back of patrol vehicles to read license plates. This data is stored locally on hard drives. Sheriff Hess invited Mr. Lauricella to set up an appointment so he can get his concerns addressed. Chief Deputy Drennan stated that they can go back into the data to be used for future investigations.

Dee Smith, Albion, said she is glad that people are so happy with OTB/Batavia Downs. She thanked Legislator Bower for his statements. She stated that she does not feel important to any of the Legislators and she does not trust or have faith in them. She said good luck to the downs but she is not looking forward to going to a privatized nursing home because her three adult children can't take care of her. She is disappointed that they can't vote on the Nursing Home.

Allen Lofthouse, Kendall, commented on the preliminary forensic audit in the Town of Gaines in that it is almost getting personal. He stated that in reading this audit it is bothersome to him. The people that are representing us are getting away with doing things to benefit themselves. He stated that there could be other towns that are shaking in their shoes for the same issues. It becomes bothersome and he indicated that is why we ask questions on items that are done here because they don't look right. Chairman Callard indicated that it is alright to question things and that is why we have an open forum. CAO Nesbitt stated that we have offered the county's assistance to the Town of Gaines by providing copies of our policies and procedures that the county has developed over the years. Mr. Lofthouse went into the terms of the union contracts and the one year contract that jobs would not be lost. CAO Nesbitt stated that he has offered to meet with Mr. Lofthouse for years now to go over the contracts but that has been declined.

Paul Lauricella, Yates, added in saying that the Town of Gaines does not participate in pictometry because they feel it is a violation of people's privacy and fourth amendment rights. Chairman Callard stated that the Town of Gaines did participate in pictometry. Mr. Lauricella stated that a councilman there stated that they declined to do it because of the violation of privacy. CAO Nesbitt confirmed their involvement in pictometry.

Legislator Bower moved to adjourn; second by Legislator Rush. Meeting adjourned at 5:11 p.m.

## LEGISLATURE MEETING

October 23, 2013

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Chairman Callard called the meeting to order at 4:38 PM. After the pledge to the flag and invocation, led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: As a reminder the Drug Take Back day is October 26, 2013 from 10 a.m. to 2 p.m. with drop off points at the Holley Fire Department, Medina Fire Department and the Public Safety Building. Susan Heard, Orleans County Treasurer, has forwarded a Real Property Tax Refund, in the amount of \$195.23, that has been reviewed and authorized by her office. The Traffic Diversion Program has reported their Distribution of Revenue for the period of July 1, 2013 through September, 2013. Orleans County Hospice has requested to place a banner on the Courthouse lawn from November 1<sup>st</sup>-15<sup>th</sup> to recognize National Hospice Month in Orleans County. The Board approved this request. Family Game Night appreciation letters were shared to the by board by Clerk Hanlon by the Ebbs and Sargent Families.

Chairman Callard called for public comment concerning today's resolutions. Jake Walters, Albion, stated he had questions with Resolution No. 360 and 361 relative to the acquisition of patrol vehicles for the Sheriff's Department. In Resolution No. 360 it is purchasing a Tahoe and in Resolution No. 361 it is leasing two Tahoe's. He questioned why we are purchasing and leasing them. Mr. Nesbitt indicated that the Legislature allocates \$87,500 a year for the maintenance of the Sheriff's fleet. He indicated with being involved in a family owned dealership, he has been given discretion on how to allocate those dollars to the best use for the Sheriff's Department. When Mr. Nesbitt arrived in 2005, the fleet was in awful shape. He described that many of the patrol vehicles had over 150 thousand miles which were not fit to patrol with. The situation has been turned around with the same amount of money used every year over the last six years stated Mr. Nesbitt. At the end of the leases we own the vehicle for a dollar and it has been working very well for us. Mr. Nesbitt indicated if you split the payments, each vehicle is about \$39,000.

Allen Lofthouse, Kendall, questioned using a Tahoe with four wheel drive, knowing the costs he has incurred with his own Tahoe, also indicating that they don't have a good record on tight corners. Mr. Nesbitt explained why we opted for Tahoe's in that once they reach the end of their use at the Sheriff's Department they will be transferred to the Highway or Buildings and Grounds Departments for their use in hauling trailers and equipment. Transfer of patrol cars is not feasible. The Investigators do not have enough room in patrol cars to carry all of their equipment. Mr. Lofthouse questioned Resolution No. 363 and asked what type of law enforcement equipment will be purchased with this grant. Mr. Nesbitt indicated that they can obtain mobile computer equipment and in car cameras. Chief Deputy Drennan explained that they will purchase dash cameras for safety and training purposes.

Paul Lauricella, Yates, asked if the patrol vehicles will be fully equipped with lights and equipment so they are service ready. Mr. Nesbitt stated that they are service ready but we need to install our own computers and radios. Mr. Lauricella inquired about service/maintenance records. It was explained that we have a mechanic on staff in our Highway Department. We have regular maintenance schedule and our mechanic is consulted with before we make these purchases and leases.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Rush. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 348-1013**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature,



the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5773-5946	\$369,292.66
Highway	257-258	\$229,051.58
Nursing Home	1375-1383; 26428-26463	\$198,524.63
Job Development	1328-1333	\$13,602.89
Self Insurance	1040-1041; 52841-52844	\$388.51

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 349-1013**

ADOPTING LOCAL LAW NO. 3 OF 2013, ENTITLED A LOCAL LAW REGARDING PRISONERS OF COUNTY JAIL WHO REQUIRE MEDICAL OR DENTAL SERVICES PAY FOR SUCH SERVICES OF INSURED UNDER A HEALTH INSURANCE POLICY

WHEREAS, Local Law No. 3-Intro of the year 2013 was introduced at a regular meeting of the Orleans County Legislature held on September 24, 2013 and a Public Hearing was held on October 9, 2013, at which time all interested persons wishing to speak were heard; now, be it

RESOLVED, that Local Law No. 3 Intro of 2013 is hereby adopted as Local Law No. 3 of 2013 and be enacted as follows:

#### COUNTY OF ORLEANS LOCAL LAW NO. 3 of 2013

SECTION 1. LEGISLATURE INTENT: Chapter 481 of the Laws of 1991 of the State of New York authorizes counties to require prisoners of county jails who require medical or dental services to pay for such services, if insured under a health insurance policy.

**SECTION 2. PAYMENT REQUIREMENT:** Effective immediately, notwithstanding the provisions of Subdivision 1 of Section 500-h of Correction Law, Orleans County may be reimbursed for costs paid pursuant to Correction Law Section 500-h (1) from any third party coverage or indemnification carried by an inmate. Such third party coverage or indemnification shall first be applied against the total cost to the hospital or other provider as established in accordance with the provisions of Section 2807 of the Public Health Law relating to rates of payment of an individual's care and treatment, as provided in Correction Law Section 500-h.

**SECTION 3. EFFECTIVE DATE:** This Local Law shall take effect immediately.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to call upon the State to apply uniform and consistent procedures to appropriately calculate the property tax cap by counties in New York; seconded by Legislator Bower. Legislator Johnson expressed that it may be true that death and taxes are a certainty but the notion that property taxes are limited to no more than a 2% annual increase in New York under the new tax cap laws is simply a myth. To make things worse, the complex formula municipalities must use to calculate how much they can raise levies is a complex challenge even for our Chief Financial Officer in which the 2% figure is just one of eight factors. Governor Cuomo's much touted tax cap legislation was passed in June of 2011 promising to end sky rocketing annual property tax increases throughout the state yet even before the law went into effect many wondered by what magic local government services could continue to be provided at desired levels in addition to funding various mandates pushed down from Albany with budget growth limited to well below historic levels for many tax districts. The greatest source of confusion among most New York State tax payers is the suggestion that with the tax cap one year's tax bill shall never be more than 2% higher than the year before. But this is hardly true stated Legislator Johnson. She continue to say that rather the cap limit refers to the total tax levy, budget for our municipality after application of a complex formula. The resulting tax bill for a

property owner could be significantly more than 2% higher than last year's bill and yet still meet the requirements of the law. To see how this works, Legislator Johnson explained that our Chief Financial Officer begins by multiplying last year's tax levy by a growth factor for local tax base that is provided by the state for each locality. The tax base factor reflects changes that may have occurred to the total property value for our jurisdiction which would include property improvements, demolitions, and new construction. Then payments to the district within the last year are accounted for based on non taxable agreements which are payments in lieu of taxes (PILOTs). Taxes are subtracted that may have been levied for exemptions such like liability claims with a resulting figure. This amount will be multiplied by either 2% or by the consumer price index (CPI) whichever is lower. Then subtract the PILOT payments anticipated for the coming year and then the final result is the maximum tax levy for the current year which can be raised. Legislator Johnson expressed that even then Orleans County is permitted to add back certain items for things like mandated employee retirement systems, capital projects and the list goes on. Ultimately, the levy increase and your tax bill can easily exceed 2%. Whether in some instances an increase of more than 2% maybe legally permissible or not, you can be sure that many New York State Tax payers will be annually infuriated to find that they were mislead by yet another act of smoke and mirrors orchestrated by Albany politicians with this law changing every single year since it has been implemented. Legislator Johnson stated that this resolution is asking for much needed consistency and she asked that this be sent to every town in Orleans County. Chairman Callard applauded Legislator Johnson for explaining the crux of the problem. Legislator Allport asked if this should go to the School Districts also. Mr. Nesbitt stated that the "map" has not been the same for two years in a row. They keep retraining staff over and over on how to do it. Chairman Callard stated that it could also be shared with our local school districts. The following resolution was adopted:

### **RESOLUTION NO. 350-1013**

**CALLING ON THE STATE TO APPLY UNIFORM AND CONSISTENT PROCEDURES THAT COUNTIES MUST ABIDE BY TO APPROPRIATELY CALCULATE THEIR PROPERTY TAX CAP**

WHEREAS, effective in 2012, counties and local governments are subject to a two percent levy limitation, or the rate of inflation (whichever is lower, but not below one percent); and

WHEREAS, all local governments, with the exception of New York City, must meet this levy threshold; and

WHEREAS, the property tax levy limit applies to taxes imposed on real property on behalf of a county, city, town, village, school district or special district, and special ad valorem levies and special assessments, which could include water, sewer and other related taxes; and

WHEREAS, counties will be required to calculate their own property tax levy limitation; and

WHEREAS, counties have to partially rely on data provided by the New York State Department of Taxation and Finance related to an economic growth factor and from the State Comptroller's Office for pension growth exemptions and other appropriate guidance; and

WHEREAS, the State Comptroller will be responsible for defining how mistakes related to taxing above the levy limitation for a specific year will be handled; and

WHEREAS, implementation details about how to adjust for chargebacks between the county and its municipalities for election costs, workers compensation payments, and other services, has been a point of confusion for county budget officials, staff members of the Office of the State Comptroller and the New York State Division of Budget; and

WHEREAS, county budget officials are getting mixed messages from different state agencies and different regional officials representing those state agencies; and

WHEREAS, mistakes in county property tax cap calculations have a multi-year impact on future tax cap calculations; now therefore be it

RESOLVED, that the Orleans County Legislature does hereby call on the State (Office of the State Comptroller and the State Division of Budget) to apply uniform and consistent procedures that counties and local governments must abide by to appropriately calculate their property tax cap, and that the state finds a way to effectively communicate that procedure to all local government stakeholders; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the sixty-two counties of New York encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley; Assemblywoman Jane Corwin, NYSAC, InterCounty of Western NY, Orleans County Towns and Villages, and all others deemed necessary and proper.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 351-1013**

SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 4-INTRO OF 2013 REGARDING OVERRIDING TAX LEVY LIMIT FOR FISCAL YEAR 2014

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled “A Local Law Overriding Tax Levy Limit Established in General Municipal Law 3-c for Fiscal Year 2014”; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on November 13, 2013 at 4:25 p.m. at which time all interested parties will be heard.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 352-1013**

**AUTHORIZING FILLING POSITION IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Account Clerk Typist position (Position #4310.24) in the Mental Health Department at Grade 9 of the CSEA Salary Schedule, effective December 2, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved the below resolution; seconded by Legislator Bower. Legislator Johnson announced that the ground breaking for these three towers will be in November. The project completion is scheduled for March. We are planning to cut over to the new system in April. The following resolution was adopted:

**RESOLUTION NO. 353-1013**

**ESTABLISHING ORLEANS COUNTY AS LEAD AGENCY FOR THE CONSTRUCTION OF THREE SELF-SUPPORT RADIO TOWERS; DETERMINING SIGNIFICANCE OF THE PROPOSED ACTION; AND ISSUING A NEGATIVE DECLARATION**

WHEREAS, the County Legislature desires that the necessary steps be initiated to establish a Lead Agency pursuant to the State Environmental Quality Review Act (“SEQRA”) in anticipation of the construction of three self-support radio towers located in the Towns of Albion, Clarendon, and Shelby (“the Project”); and

WHEREAS, the County Planning and Development Department has prepared and distributed the requisite notices including a statement that the County proposed to establish itself as Lead Agency, together with

a completed Full Environmental Assessment Form Parts 1, 2, and 3, to all involved agencies on October 16, 2013; and

WHEREAS, this Legislature has considered, reviewed, and analyzed all documents and information, as prepared by the County Planning and Development Department, reasonably necessary for a determination of environmental significance of the proposed Project; be it

RESOLVED, that this Legislature hereby establishes itself as Lead Agency for the purposes of fulfilling the requirements of SEQRA with respect to the proposed Project; and be it

FURTHER RESOLVED, that this Legislature, as Lead Agency, hereby determines that the proposed Project is an Unlisted Action for purposes of SEQRA; and be it

FURTHER RESOLVED, that upon consideration, review, and analysis of all SEQRA documents and information relative to the determination of significance of the proposed Project and in recognition of the criteria and standards in SEQRA regarding the issuance of such determination, this Legislature hereby finds and determines that the proposed Project will not have a significant adverse impact on the environmental; and be it

FURTHER RESOLVED, that as a consequence of such finding and determination, and in accordance with SEQRA, this Legislature, as Lead Agency, hereby issues a Negative Declaration and directs the Director of Planning and Development to file, distribute and publish said declaration and supporting documents as required by SEQRA and its implementing regulations.

Moved Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 354-1013**

AMENDING RESOLUTION NO. 198-513 REGARDING AN AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH

**AND REHABILITATION CENTER AND ATLANTIC BUSINESS CREDIT**

WHEREAS, Resolution No. 198-513 approved an agreement with Atlantic Business Credit for the lease of computer equipment for the electronic medical records at a monthly cost of \$709.11 for 60 months; now, be it

RESOLVED, that this Legislature amends Resolution No. 198-513 to increase the cost to \$742.69 per month for 60 months due to adding chargers and batteries for the equipment.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 355-1013**

**AUTHORIZING SETTING UP NEW MONEY IN THE MENTAL HEALTH BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Mental Health budget for Federal Medicaid Salary Sharing monies received as follows:

<u>Revenue</u>		
A4490	Mental Health – Federal	\$58,833.00
 <u>Appropriation</u>		
A4310.220	Office Equipment	\$10,625.90
A4310.250	Other Equipment	\$44,450.00
A4310.418	Other Contractual	\$2,495.00
A4310.421	Telephone	\$1,262.10

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 356-1013**

**AUTHORIZING PURCHASE FROM DELL FINANCIAL SERVICES  
FOR LAPTOPS AT THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes purchase of twenty (20) Dell Latitude E6430 Laptops from Dell Financial Services, PO Box 6547, Carol Stream, IL 60197-6547 in the amount of \$21,251.80 (PO#53353) for the Mental Health Department to be paid in two equal amounts of \$10,625.90 from account A4310.220 – Office Equipment and A4310.486 – Special Grants.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 357-1013**

**AUTHORIZING PAYMENT FROM CAPITAL PROJECT RADIO  
ACCOUNT**

RESOLVED, that this Legislature authorizes the following payment to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 1,577.09	Shulman, Rogers, Gandal, Pordy & Ecker, P.A.	Legal Services re: 800 MHz rebanding, 6/11/13-9/30/13

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 358-1013**

**AUTHORIZING PARTICIPATION IN THE EMERGENCY  
MANAGEMENT PERFORMANCE GRANT FOR FISCAL YEAR 2013**

RESOLVED, that this Legislature authorizes the Emergency Management Office to apply for funding through the FY2013 Emergency Management Performance Grant (EMPG FY13) through the New York State Division of Homeland Security and Emergency Services; said program to support the Emergency Management Office and its programs, through readiness of personnel and administrative expenses that support improvement of readiness, response and recovery activities for all hazards, from October 1, 2013 through September 30, 2014, in the amount of \$20,369.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 359-1013**

AMENDING RESOLUTION NO. 230-613 REGARDING CREATING AND FILLING OF A POSITION IN MENTAL HEALTH DEPARTMENT

WHEREAS, Resolution No. 230-613 created an Assistant Clinic Coordinator full-time position to the 2013-2014 Management Compensation Plan at Grade 6; now be it

RESOLVED, that this Legislature authorizes the creation of an Assistant Clinic Coordinator full-time position in the Mental Health Department at Grade 23 in the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes abolishing the position of Assistant Clinic Coordinator full-time position in the Mental Health Department from the Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created position effective October 20, 2013.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

Mr. Nesbitt noted that this was the result of a settlement between a conflict between the County and CSEA.

**RESOLUTION NO. 360-1013**

**AUTHORIZING PURCHASE FOR PATROL VEHICLES FOR THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes the Orleans County Sheriff's Office to purchase one (1) 2014 Chevrolet Tahoe 4wd at a purchase price of \$38,276.20 and to purchase one (1) 2014 Chevrolet Impala at a purchase price of \$19,139 from Joe Basil Chevrolet, Inc, 5111 Transit Rd, Depew, NY 14043 at a total cost of \$57,415.20 (PO#53645) to be paid from account A3110.270 – Capital Equipment.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 361-1013**

**APPROVING LEASE AGREEMENT BETWEEN SHERIFF'S OFFICE AND THE BANCORP BANK**

RESOLVED, that this Legislature authorizes a three-year lease agreement between the Sheriff's Office and The Bancorp Bank, 3905 El Rey Rd, Orlando, FL 32808, for two (2) leased 2014 Chevrolet Tahoe PPV equipped for Road Patrol, in annual payments of \$27,607.38 to be paid for in 2013, 2014 and 2015 from budget account A3110.270, Sheriff – Capital Equipment; subject to review of the Orleans County Attorney.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 362-1013**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET AND AUTHORIZING PURCHASE FOR MOBILE COMPUTER EQUIPMENT**

WHEREAS, Resolution No. 172-413 authorized the Sheriff to accept grant funds from the U.S. Department of Homeland Security for Operation Stonegarden (FY2012); be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget to purchase mobile computers and accessories:

Revenue

A4308	Homeland Security/Operation Stonegarden (FY2012)	\$15,132.93
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Appropriation

A3110.486	Special Grants	\$15,132.93
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FURTHER RESOLVED, this Legislature authorizes purchase of mobile computers and accessories from Brite Computers, 7647 Main St Fishers, Victor, NY 14564 in the amount of \$15,132.93 (PO#:53398) (State Contract Pricing: NYS OGS Contract No.'s PT65341) to be installed in the new 2014 Chevrolet Tahoe Sheriff's patrol vehicles to be paid from Account No. A3110.486 - Special Grants (SGFY12).

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Bower moved to authorize the Sheriff to apply for a State Farm Insurance Grant; seconded by Legislator Johnson. Legislator Bower expressed that we participate in grants mostly to save the taxpayers' money. If we did not apply for grants then taxpayers would have to pay for needed equipment. The following resolution was adopted:

**RESOLUTION NO. 363-1013**

**AUTHORIZING THE SHERIFF TO APPLY FOR A GRANT OFFERED BY STATE FARM INSURANCE**

RESOLVED, that the Orleans County Sheriff is authorized to apply for a \$45,000 grant provided by State Farm Insurance for law enforcement equipment to outfit Sheriff's Patrol vehicles.

Moved, Bower; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 364-1013**

DESIGNATING TOURIST PROMOTION AGENCY AND AUTHORIZING APPLICATION FOR 2014 STATE TOURISM MATCHING FUNDS

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office, within the Planning and Development Department, as the official Orleans County Tourist Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 2014 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 2014 State Matching Funds and to receive such funds to the extent that local matching funds are available.

Moved, Rush; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 365-1013**

AMENDING RESOLUTION NO. 231-613 CONCERNING COST TO PURCHASE COMPOSITE DECKING BOARDS FOR ORLEANS COUNTY MARINE PARK

WHEREAS, this Legislature awarded the bid for purchase of composite decking boards for Orleans County Marine Park to Lakeside Building Products, 5954 Brockport-Spencerport Rd., Brockport, NY 14420, at a cost of \$20,452; now be it

RESOLVED, that this Legislature amends Resolution No. 231-613 reducing the cost to \$20,038.20 to purchase composite decking boards for the Orleans County Marine Park from Lakeside Building Products with payment to be remitted to 6296 Lakeside Rd, Ontario, NY 14519 to be paid from account A7180.486 – Special Grants as set up in Resolution No. 187-511.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

It was noted by Mr. Nesbitt that the above resolution was a correction for auditing purposes upon a request by Treasurer Heard.

Legislator Bower left the meeting.

Chairman Callard opened the floor for Legislator reports. Legislator Allport reported that he attended the Annual SCOPE awards banquet in Lackawanna and Orleans County was recognized as the lead county in the state for opposing the NY Safe Act. Legislator Allport felt it was commendable of our Board and for our Towns and Villages for 100% support in passing this opposition. Legislator Allport stated it is not just about our second amendment because any time one of our constitutional rights is chipped away at, everyone loses a piece of their freedoms. He commended the people who opposed the Safe Act. We need to fall back under our constitution because our country is on a dark evil road. He said that people think it needs to collapse but with him being an optimist, he believes that if people unite for a cause, we can get our country, and our government, on the right road. Legislator Allport stated that Orleans County was also recognized at Assemblyman Hawley's 2<sup>nd</sup> Amendment event before hundreds of people. Legislator Allport summed up that Albany does not have a clue into what they implemented and they do not know how to answer lawful gun owners' questions.

Legislator Allport read a letter that was received by Highway Superintendent Gray from Donald Bow, Lyndonville, concerning highway employee Wayne Krull and various other employees from the Town of Yates who replaced a culvert on West Yates Center Road. The letter stated how impressed Mr. Bow was concerning the cooperation between

the town and county and quality of work and speed performed by these employees. He specifically recognized Mr. Krull for his timely and efficient manner in operating the backhoe and asked that the letter be placed in Mr. Krull's personnel file. The letter was given to the Clerk to have this forwarded to Personnel.

Legislator Smith reported that a donation was received from a couple from Wisconsin in appreciation of the bike trail that runs along the Erie Canal. This is the second \$200 donation made from this family on behalf of their travels to Orleans County.

Legislator Rush referenced several articles pertaining to the advertisement of our fishing industry on the Oak Orchard River. He reported that the Archer's Club had little fishing tournament this past week. He said a young fellow came in with two 15 pound brown trout's that he had caught that day. If anyone likes to fly fish, this is the place to go. Legislator Rush also said a full page article was in the Daily News concerning fishing "The Oak".

Legislator Allport noted that this is one of the top fishing spots in the world and people come here from England to fish in our local waters. He mentioned that Wayne Hale, Tourism Director, stated that it is a 12 million dollar industry for Orleans County.

Legislator Rush stated that about three quarters of the people that are fishing here are from out of state.

Legislator Smith reported on the dedication of the county's second bus shelter which is located near the Albion Rite Aid. Chairman Callard reported that the next shelters will be located in Holley and Medina.

Chairman Callard opened the floor to the public and reminded them of the rules of order.

Paul Fulcomer, Director of the Orleans County Veterans Service Agency, stated that at the beginning of this meeting we stood up and said the Pledge of Allegiance to the flag of the United States of America. He received today a doorknob hanger from an organization called

Kickstarter.com. Mr. Fulcomer asked if anyone was present today from the Kickstarter organization. He stated that the doorknob hanger is using the American Flag. He said that the flag means a lot to him because he put his life on the line to serve his country for four years, with a year and a half in combat zone in Vietnam. Mr. Fulcomer reviewed flag etiquette and said it should never be used for advertising purpose, it should not be embroidered, printed or otherwise impressed on such articles as cushions, handkerchiefs, napkins, boxes or anything intended to be discarded after temporary use. He continued in saying that the flag should never have placed on it or attached to it any mark, insignia, letter, word, number, figure or drawing of any kind. Mr. Fulcomer said that is the flag of our country and that is the flag of my country and no one should put anything out like this. This Kickstarter organization, which he knows what it is all about, can do any type of advertising but to not use his flag to advertise it on, expressed Mr. Fulcomer. He was applauded for his statement.

Emerson L. “Tinker” Young, Chairman of SCOPE, stated that he also is a three year Vietnam combat veteran. He explained that when they came home from Vietnam they were spit at and garbage thrown at them. “No one does this to my flag,” stated Mr. Young. With that said, he is getting mighty disgusted with the parties behind this who are running for office. He further expressed that every Legislator in these chambers deserves the vote of every single person in Orleans County because they responded first to the NY Safe Act. Before he could contact them all they had already jumped the gun and were already in action standing up for our flag and our constitution. Mr. Young continued in saying that in the next year and a half voting will determine the direction of our nation either by voting by party line that follows “this kind of stuff” stated Mr. Young or people are going to stand up and vote for the constitution. Mr. Young indicated that he is voting for every single person who supports the Constitution and he said this holds true since he returned home from Vietnam. Mr. Young stated he stands behind this Board.

Dee Smith, Albion, is a member of the Concerned Citizens and is not aware of what is on the bottom of the doorknocker. Mr. Fulcomer indicated it is an organization named Kickstarter and if you click on the website it incorporates a video made by Brian Kent from Batavia who refers to The Villages as his Nursing Home but is a resident of Genesee



County. Mrs. Smith thanked the veterans and she believes in her country. She has a problem with this Legislature but also believes in doing the right things. She indicated that she was an ombudsman and she loves her Nursing Home. Mrs. Smith stated “I am pushing to keep our Nursing Home, not for selling it and I will continue to buck you people until the day I die”.

Allen Lofthouse, Kendall, addressed the board on behalf of the Conservative Party as being their Chairman in presenting 97 petitions totaling 1100 signatures that represent Orleans County taxpayers in requesting to suspend the 4% local sales tax on gasoline, diesel fuel, and home heating fuels for hard working people. Mr. Lauricella, Vice Chairman of the Conservative party presented said petitions to Chairman Callard. Mr. Lofthouse asked if it is possible to compromise for our Senior Citizens on the home heating fuels. He also asked about expense cuts in our county departments. Mr. Lofthouse stated he would appreciate the Board to think about it. Chairman Callard stated that he believes no one disagrees with Mr. Lofthouse’s concerns. Treasurer Heard stated that approximately \$1.5 million in revenue is collected from this tax. Chairman Callard stated that if you take this revenue away, it will translate into higher taxes which will equate to \$1.50/thousand more for our county taxpayers. Chairman Callard said that we are cognizant of it but we are dealing with very big numbers which is very difficult to overcome in savings in other places. He was not sure if we could tackle it or if the state would cooperate with us to try to tackle it. He further stated that we have given senior citizens county tax breaks relative to income if they are property owners. He said it would be nice if we could spread taxes across all lines and not have it exclusively for property owners because they take the biggest hit. Chairman Callard shared that he appreciates the concern and the time and effort which the board is sympathetic, and hopes someday this board can do just what they are asking.

Legislator Allport thought it should be pointed out that in the past few years to offset costs, the number of full and part time employees has been reduced through attrition. We are consolidating Departments. We are also sharing services with Genesee County to keep the services that we are required by the state per their laws to provide therefore reducing the county cost by sharing these services. As presented to their committees,

every department has cut their budgets to the bare bones but still is able to provide the services. Legislator Allport is also a taxpayer and understands the continued rising costs. People who have jobs do not get pay raises and/or are fixed in pay or even taking reductions in pay to keep jobs. Taxes are a major concern to Legislator Allport. He said the moment the people in this State rise up together to tell Albany that they either fund it or they don't mandate it and until that happens, we are going to have the majority of the politicians will come from New York City are going to mandate these services. If we don't give the services, the State will take over the County and fine the taxpayers for not providing those services because we are just an extension of Albany, expressed Legislator Allport. He added, like they said recently, if the voters came out from the Adirondack and Western New York areas we could override what is being done by the voters in New York City. People need to show up at the polls and start voicing their opinions.

Legislator Johnson added that the 2% tax cap that we spoke of earlier, New York City is exempt from therefore they do not have to abide by this law like the rest of New York State.

Paul Lauricella, Yates, stated in regards to the fuel tax, this is something that the people want, as you can see in the number of signatures collected. He said every time he comes here, all he sees is endless spending. He referenced Stop DWI programs and GCASA. He said the \$10,000 cost for these programs could be used to offset the fuel tax. Chairman Callard stated that money is provided by the state for the purpose of educating our youth in relation to the abuse of drugs and alcohol. Mr. Lauricella shared his concern that people will never stop from drinking alcohol, he said he is a realist and it is a part of our culture.

Legislator Allport moved to adjourn; second by Legislator Smith. Meeting adjourned at 5:28 p.m.

## LEGISLATURE MEETING

November 13, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislator Smith.

The Clerk presented the following communications: Orleans County had a great turn out for the National Drug Take Back day held on October 26, 2013. The Public Safety Building, the Albion Site, collected 115 lbs from 20 cars. The Medina Collection Site, held at the Medina Fire Department, collected 70 lbs from 47 cars. The Holley Collection site, held at the Holley Fire Department, collected 51 lbs from 31 cars. In total 98 cars brought in 235 lbs. Jail Superintendent Scott Wilson wanted to thank everyone involved for a fine job done. The Fall 2013 Regional Local Government Workshop will be held November 15<sup>th</sup> at the Clarion Hotel in Batavia sponsored by the Genesee Finger Lakes Regional Planning Council. New York State Department of Environmental Conservation and Federal Emergency Management Agency will be holding a Discovery Stakeholder Meeting for communities, agencies, interested organizations, and watershed groups within Orleans County on November 19<sup>th</sup> at 2:00 p.m. at the Cornell Cooperative Extension 12690 Route 31, Albion, NY to follow up on previous Lake Ontario Watershed Discovery meetings held concerning the communities flood mapping needs.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through October 31, 2013. Capital Project Radio loan has not been repaid yet to the General Fund.

Chairman Callard opened the floor for public comment. Al Capurso, Gaines, asked permission to speak now because of another commitment he had this afternoon. He referenced a letter that was mailed to County Attorney Schubel. Chairman Callard indicated that all of the board members are familiar with the contents of the letter. In the letter, he posed a question concerning a resolution that was passed in 1830 asking if this is a binding resolution that created the controlling authority and county responsibility for the infirmary; and how it has evolved over the years. This resolution was found in the book Landmarks of Orleans County

written by Hon. Isaac Signor. Mr. Capurso indicated that in the letter he cited the pages of the book as to where this resolution was found and that the actual document may be in the basement of the Mental Health Building. He would appreciate a reply based on Attorney Schubel's research.

Chairman Callard opened the floor for public comment concerning the resolutions. Gary Kent, Albion, raised concerns with Resolution No. 372 presuming that this is the re-appointment of Mr. Gillick as the Nursing Home Administrator for the next year. Mr. Kent voiced strong disapproval of this resolution due to occupancy being depressed below what the Berger Commission decided was an acceptable level in the 2006 Berger Commission report. Mr. Kent stated that he understands that our occupancy level for this year last reported was 93.5%, not nearly full as what was mentioned in one letter to the editor. He further stated that in 2012 our occupancy level was 92%; 3% below what the Berger Commission called an acceptable level. He is concerned why we should re-appoint someone to be Nursing Home Administrator when the occupancy has been so low that it costs the taxpayers of Orleans County approximately a half of a million dollars each year when it is below the appropriate viable level for a Nursing Home.

Paul Lauricella, Yates, inquired about the agreement with UGI Energy (Resolution No. 382) and wanted to know what "Dth" means. Superintendent Gray, indicated "Dth" is a decatherm which is a per cubic feet commercial measurement of natural gas that goes into the household. Mr. Gray stated that this contract is a \$.07 to \$.08 per Dth reduction. Mr. Lauricella asked if this is a savings. Mr. Gray stated that now that we are locked into this rate, it could be a savings of up to \$5,000 and even more if it is a mild winter. Mr. Lauricella stated that this is a good thing.

Mr. Lauricella shared his concern regarding the Hotel and Motel tax and he stated that he is against this because of taking money out of the pockets of businesses.

Mr. Lauricella questioned the resolution pertaining to the sale of property (Resolution No. 392). He said he reads a lot of safe guards for the county but are there any for the person who is buying the property. Is there going

to be someone to look at the properties to see if they have been vandalized or items removed. He also asked if they will be protected if the property is not going to be able to meet code. Susan Heard, Treasurer, replied that this policy is actually for the disposition of county owned property. She said the question he has is actually covered by the terms of the auction. This is to firm up the policy and only has minor changes.

Chairman Callard welcomed the three new legislators - Fred Miller, who will be representing the Towns of Albion and Gaines; John DeFilipps is the new Legislator representing the At Large East position; and Ken DeRoller, representing the Towns of Carlton, Kendall and Murray. Chairman Callard indicated that it was nice to see them present today and the board looks forward to the beginning of January to work with them.

The following resolutions were presented for adoption:

**RESOLUTION NO. 366-1113**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	5970-6241	\$471,713.34
Highway	259-271; 549-589	\$153,680.96
Nursing Home	1386-1399; 26464-26517	\$401,224.96
Job Development	1336-1350	\$9,435.73

Self Insurance 1042-1043; 52922-52923 \$4,073.00

Moved, Bower; second, Johnson.  
 Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 367-1113**

**AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax District of Orleans County, of the money collected during the preceding six months ending September 30, 2013; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment  
 April 1, 2013 through September 30, 2013**

	Town Taxable	Double	Village Taxable	Rate	Due Town	Village share	Town share
<b>Albion</b>	202,019,428	404,038,856	115,925,932	28.69%	20,808.07	5,970.21	14,837.86
<b>Barre</b>	88,378,898				5,326.41		5,326.41
<b>Carlton</b>	190,512,642				18,647.49		18,647.49
<b>Clarendon</b>	153,594,541				18,392.86		18,392.86
<b>Gaines</b>	113,408,826	226,817,652	22,362,050	9.86%	12,822.14	1,264.14	11,558.00
<b>Kendall</b>	151,854,047				14,349.89		14,349.89
<b>Murray</b>	177,879,751	355,759,502	54,075,030	15.20%	29,735.94	4,519.83	25,216.11
<b>Ridgeway</b>	220,654,895	441,309,790	92,749,353	21.02%	21,632.76	4,546.52	17,086.24
<b>Shelby</b>	181,095,327	362,190,654	73,399,622	20.27%	14,709.21	2,980.89	11,728.32
<b>Yates</b>	150,686,431	301,372,862	28,434,478	9.43%	14,309.82	1,350.13	12,959.69
<b>Total</b>	1,630,084,786		386,946,465		170,734.59	20,631.71	150,102.88

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 368-1113**

**SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET  
FOR THE YEAR 2014**

RESOLVED, that the public hearing for the Tentative County Budget for 2014 be held on Monday, December 2, 2013 at 7:00 p.m. at the Orleans County Courthouse, Albion, New York; and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the officially designated County newspapers.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 369-1113**

**SETTING DATE OF SPECIAL MEETING TO ADOPT THE 2014  
ORLEANS COUNTY BUDGET AND VARIOUS RESOLUTIONS  
RELATED TO THE PREPARATION OF THE 2014 TOWN AND  
COUNTY TAX BILLS**

RESOLVED, that this Legislature will call a special meeting on Wednesday, December 4, 2013 at 9:00 a.m. at the Orleans County Legislative Chambers to adopt the 2014 Orleans County Budget and have various other resolutions presented for adoption that pertain to the preparation of the 2014 Town and County tax levy.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 370-1113**

**SETTING DATE OF PUBLIC HEARING FOR LOCAL LAW NO. 5-  
INTRO OF 2013 REGARDING HOTEL OCCUPANCY TAX**

WHEREAS, there has been duly presented and introduced to this Legislature a proposed local law entitled “A Local Law Amending Local Law Number 4 of the Year 2003 Imposing a Hotel and Motel Room Occupancy Tax in the County of Orleans With Respect to the Expiration Date Thereof”; therefore be it

RESOLVED, that a public hearing will be held on the said proposed local law by this Legislature on December 11, 2013 at 4:25 p.m. at which time all interested parties will be heard.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 371-1112**

ADOPTING LOCAL LAW NO. 4 OF 2013, ENTITLED A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C FOR FISCAL YEAR 2014

WHEREAS, Local Law No. 4-Intro of 2013 was introduced at a regular meeting of the Orleans County Legislature on October 23, 2013 and a Public Hearing was held on November 13, 2013, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 4 Intro of 2013, in the form hereto annexed below, and hereby is adopted as Local Law 4 of 2013; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 4 of the year 2013, together with the required text thereof in the official newspaper and shall file such adopted Local Law No. 4 of 2013 as prescribed with the Office of the Secretary of State.

LOCAL LAW NO. 4 OF 2013  
A Local Law to Override the Tax Levy Limit Established in  
General Municipal Law 3-c for Fiscal Year 2014



## **Section 1. Legislative Intent**

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the County of Orleans pursuant to General Municipal Law §3-c, and to allow the County of Orleans to adopt a budget for the fiscal year 2014 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

## **Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the county legislature to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the county legislature.

## **Section 3. Tax Levy Limit Override**

The County Legislature of the County of Orleans, New York, is hereby authorized to adopt a budget for the fiscal year 2014 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

## **Section 4. Severability**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**Section 5. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.

Moved, Johnson; second, Bower.

Roll Call. 5 ayes: Bower, Callard, Eick, Johnson, Rush; 1 nay, Allport; 1 absent, Smith.

Adopted.

**RESOLUTION NO. 372-1113**

APPROVING RENEWAL AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND GILLICK ADVISORS, LLC.

WHEREAS, this Legislature wishes to provide consistent leadership for the Villages of Orleans to allow for program development and more thorough planning; and

WHEREAS, the Orleans County Legislature desires to continue the successful relationship the county has experienced with Mr. Gillick managing the Villages of Orleans; and

WHEREAS, this Legislature wishes to express confidence in Mr. Gillick's leadership, as well as his programmatic and financial expertise as a nursing home administrator; therefore be it

RESOLVED, that this Legislature hereby authorizes the renewal contract with Mr. Gillick's company Gillick Advisors for one year at the existing compensation, subject to the County Attorney's approval, effective October 1, 2013.

Moved, Eick; second, Rush.

Adopted. 6 ayes; 0 nays; 1 absent, Smith.

Legislator Eick moved to create a temporary Acting Administrator position at the Villages of Orleans; seconded by Legislator Rush. Legislator Bower commented that Karen Wygal as our Director of

Nursing has done an outstanding job and now as the Acting Administrator has done way more than he had ever expected in her dual leadership role and we are fortunate to have her as our employee. The following resolution was adopted:

**RESOLUTION NO. 373-1113**

**AUTHORIZING CREATING TEMPORARY POSITION IN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the New York State Department of Health has designated Karen Wygal Acting Administrator effective August 28, 2013; therefore, be it

RESOLVED, that this Legislature does hereby create a temporary full time position of Acting Administrator in the Villages of Orleans Health and Rehabilitation Center at Grade 11 of the Management Compensation Plan, to be effective for the period August 28, 2013 until the authorization from the New York State Department of Health expires; and be it

FURTHER RESOLVED, that this Legislature does hereby appoint Karen Wygal to fill the newly created temporary position at Grade 11 Step 7 of the Management Compensation Plan effective August 28, 2013.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 374-1113**

**APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements with the Health Department and the following agencies:

Venesky and Company, 6114 Rte. 31, Cicero, NY 13039 to prepare a

newly required Medicaid Cost Report for the period of July 1, 2013 through June 30, 2014, as required by New York State, for costs associated with the Preschool/School Supportive Health Services Program at a cost of \$4,500. County Cost \$4,500.

Venesky and Company, 6114 Rte. 31, Cicero, NY 13039 to prepare Medicaid Cost Report for the period of April 1, 2013 through December 31, 2015, as required by New York State for costs associated with the Public Health Nursing Program/clinics at a cost of \$7,500 per year for the term of the contract. Reimbursement from State Aid.

Orleans Community Health, 300 Ohio St, Medina, NY 14103 to provide Lead Education, sampling and testing for the residents of Orleans County. Contract period October 1, 2013 through September 30, 2014. Reimbursement from NYS Department of Health Lead Grant. County Cost \$0.

United Cerebral Palsy of Rochester, dba CP Rochester; 3399 Winton Rd South, Rochester, NY 14623 to provide Related Services, Evaluations and Center Based services through the 3-5 program to the eligible children of Orleans County. Contract period September 1, 2013 through August 31, 2016. Rates set by NYS Department of Health. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Orleans County Chapter NYSARC, Inc., 243 S Main St, Albion, New York 14411, to provide Center Based services through the 3 to 5 program for the eligible children in Orleans County. Contract period January 1, 2014 through December 31, 2016. Rates set by New York State Department of Health. Reimbursement from and New York State Department of Health, Medicaid, and some third party insurances.

New York State Department of Health, Bureau of Community Environmental Health and Food Protection, Empire State Plaza, Corning Tower, Room 1395, Albany, NY 12237-0657, to provide services through the Childhood Lead Poisoning Prevention Program. Contract period October 1, 2013 through September 30, 2014. Contract amount \$44,558. Reimbursement from New York State Department of Health. Contract#C026526-3. County Cost \$0.

NYS Department of Health Bureau of Immunization, Room 649, Corning Tower, Empire State Plaza, Albany, NY 12237-0627, to provide Immunizations for the eligible children and adults residing in Orleans County. Contract period April 1, 2013 through March 31, 2018. Total contract amount \$150,000. Contract amount per year \$30,000. Contract#C028309. Reimbursement from New York State Department of Health. County Cost \$0.

Monroe County Health Department, 111 Westfall Rd., Room 956A, PO Box 92832, Rochester, NY 14692 to provide lab services for lead samples requiring further testing from the Orleans County Health Department staff. Contract period September 28, 2013 through September 27, 2014. Contract amount \$8,000. Reimbursement from State Aid.

Monroe 2-Orleans BOCES, 3599 Big Ridge Rd, Spencerport, NY 14559 to provide Center Based services through the 3 to 5 program for the eligible children in Orleans County. Contract period January 1, 2014 through December 31, 2016. Rates set by New York State Department of Health. Reimbursement from New York State Department of Health, Medicaid and some third party insurances.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

### **RESOLUTION NO. 375-1113**

#### **AUTHORIZING EXTENSION OF TEMPORARY POSITION IN PERSONNEL AND SELF INSURANCE DEPARTMENT**

RESOLVED, that this Legislature authorizes the extension of the temporary part-time Secretary I position (1430.07) in the Personnel and Self Insurance Department, to be effective through December 31, 2014.

Moved, Johnson; second, Bower  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 376-1113**

**AUTHORIZING ATTENDANCE AT OUT-OF-STATE TRAVEL SHOWS**

RESOLVED, that this legislature hereby authorizes attendance at the following travel shows, to be paid from account A6410.468- Tourism, I Love New York except as noted:

Garden State Outdoor Sports Show, Edison, New Jersey, January 8-12, 2014 to be attended by Wayne Hale, Jr. and Gary Hill.

Cleveland Outdoor Adventure Show, Cleveland Ohio, January 15-19, 2014 to be attended by Mike Waterhouse. Total cost paid for by Lake Ontario Sportfishing Promotions Council.

New Jersey Fly Fishing Show, Somerset, New Jersey, January 23-26, 2014 to be attended by Mike Waterhouse. Total cost paid for by Lake Ontario Sportfishing Promotions Council.

Alleghany Sport, Travel and Outdoor Show, Monroeville, Pennsylvania, February 11-16, 2014 to be attended by Mike Waterhouse.

The Greater Philadelphia Outdoor Sportshow, Oaks, Pennsylvania, February 12-16, 2014 to be attended by Wayne Hale, Jr. Total cost paid for by Lake Ontario Sportfishing Promotions Council.

Lancaster Fly Show, Lancaster, Pennsylvania, February 28 to March 2, 2014 to be attended by Mike Waterhouse.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 377-1113**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/DISPATCH**

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant Civilian Dispatcher (3020.04) in the Sheriff's Office, in the Dispatch, at Grade 4 of the Orleans County Sheriff Employees Association (OCSEA) effective November 15, 2013.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 378-1113**

**DESIGNATING DEPOSITORIES AND AMOUNTS ALLOWED**

RESOLVED, that pursuant to Section 212 of the County Law, the following institutions be, and hereby are, designated as depositories of all monies received by the County Treasurer; and be it further

RESOLVED, that the maximum amount which may be on deposit as any time in each depository shall not exceed the amount listed below:

Five Star Bank	\$20,000,000
Bank of America	\$ 5,000,000
M & T Bank	\$10,000,000
JPMorgan Chase	\$ 5,000,000
Bank of Castile	\$10,000,000
Citizens Bank	\$ 5,000,000
First Niagara	\$ 5,000,000

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 379-1113**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO  
ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	October 2013 Monthly Installment
\$3,680.00	New York State Fence, Inc	Radio Tower Fencing, Labor & Equipment to remove and relocate exiting fence
\$13,064.00	Orolia, USA Inc.	Netclock components for the new 911 Installation

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

It was noted by Paul Wagner, Director of Emergency Management that the shovel will go into the ground in the next two to three weeks for the construction of our first radio tower.

### **RESOLUTION NO. 380-1113**

#### **AMENDING AGENCY APPOINTMENT TO THE EMERGENCY MEDICAL SERVICES COUNCIL**

WHEREAS, Resolution No. 69-213 approved appointments to the Emergency Medical Services Council; be it

RESOLVED, that the following amendment is made:

<u>AGENCY REPRESENTATIVE</u>	<u>NAME OF VOTING MEMBER</u>
Kendall Fire Company	Susan Maslyn

FURTHER RESOLVED, that this appointment is effective from this date through December 31, 2013.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.



## **RESOLUTION NO. 381-1113**

### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Albion Central School, Albion, NY for the provision of preventive services to children and families through the assignment of two (2) Social Services Caseworker to the School District; to be effective August 30, 2013 through August 29, 2014. Said services are to be funded 50% Federal, 31% State, and 19% School.

G4S Secure Solutions f/k/a The Wackenhut Corporation, Williamsville, NY for the provision of armed security services for the County Office Building; to be effective January 1, 2014 through December 31, 2014 at a cost of \$26.48 per hour. County cost is \$9.26 per hour.

Orleans County Health Department, Albion, NY for the provision of licensed nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective January 1, 2014 through December 31, 2014 at rates established by the NYS Department of Health. County cost \$0.

Willcare, Inc., Buffalo, NY for the provision of personal care aide services to eligible Medicaid clients; to be effective January 1, 2014 through December 31, 2014 at rates to be set by the NYS Department of Health.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

## **RESOLUTION NO. 382-1113**

### **APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND UGI ENERGY SERVICES, INC.**

RESOLVED, that this Legislature does hereby approve an agreement between Orleans County and UGI Energy Services, Inc, 1100 Berkshire Blvd, Suite 205, Wyomissing, PA19610 for the purchases of natural gas supplies for all Orleans County Buildings at the discounted rate of \$.0835 per DTH effective November 1, 2013, through October 31, 2014; Ref# 00019801-32706, confirmation agreement.

Moved, Allport; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 383-1113**

APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE/JAIL AND MARK RUMBLE, DDS

RESOLVED, that this Legislature approves the agreement between the Sheriff's Office/Jail and Dr. Mark Rumble, DDS, 243 S Main St, Albion, NY 1441 for dental services to the inmates in the Orleans County Jail, rates set forth in the fee schedule, effective November 1, 2013 through December 31, 2014.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 384-1113**

APPROVING AGREEMENTS BETWEEN THE DISTRICT ATTORNEY'S OFFICE AND VARIOUS INTERPRETERS

RESOLVED, that this Legislature approves agreements between the District Attorney's Office and the following interpreters:

Graziela Rondon-Pari, 6501 Harvest Ridge Way, Lockport, NY 14094 to provide interpreter services for non-English speaking witnesses for Grand Jury testimony effective January 1, 2013 through December 31, 2017 at a cost of \$140 flat fee for interpreting services of up to 3 hours and a \$250 flat fee for interpreting services exceeding 3 hours a day.

Jose M. Agudelo, 82 Callodine Ave, Buffalo, NY 14226-3124 to provide interpreter services for non-English speaking witnesses for Grand Jury testimony effective January 1, 2013 through December 31, 2017 at a cost of \$250 per day of service.

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 385-1113**

**AUTHORIZING SETTING UP NEW MONEY IN THE PROBATION BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Probation Budget as a result of an increased allocation from the Orleans County Youth Bureau, as follows:

<u>Revenue:</u>		
A3820.3140	Youth Programs, Probation	\$388
<u>Appropriation:</u>		
A3140.100	Personal Services	\$388

Moved, Bower; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 386-1113**

**AUTHORIZING SETTING UP NEW MONEY IN THE TOURISM BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Tourism Budget as a result of an additional I Love NY grant award received, as follows:

<u>Revenue:</u>		
A3715	I Love New York	\$6,111

<u>Appropriation:</u>		
A6410.468	Matching Funds	\$6,111

Moved, Rush; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

### **RESOLUTION NO. 387-1113**

#### **AUTHORIZING CONTINUATION OF CHANGE OF WORK HOURS FOR EMERGENCY MANAGEMENT DIRECTOR POSITION**

WHEREAS, Resolution No. 371-1112 authorized the continued 37.5 hours per work week for the position of Director of Emergency Management through December 31, 2013; be it

RESOLVED, that this Legislature authorizes the continuation of the Emergency Management Director's hours of 37.5 hours per week effective January 1, 2014 through December 31, 2014; and be it

FURTHER RESOLVED, that the annualized salary shall be figured on a prorated basis.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

### **RESOLUTION NO. 388-1113**

#### **AUTHORIZING PURCHASE FROM MENTAL HEALTH BUDGET**

RESOLVED, that this Legislature approves the purchase of Server Virtualization Project Supplies, from CDWG Inc, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515 in the amount of \$9,988 (PO#53359) and to be paid from Mental Health Budget account A4310.486 – Special Grants.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 389-1113**

**APPROVING RENEWAL AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND MEDICAL STAFFING NETWORK**

RESOLVED, that this Legislature approves a renewal agreement between the Villages of Orleans Health and Rehabilitation Center and Medical Staffing Network, 2050 S. Clinton Ave., Rochester, NY 14618, for Temporary staffing services effective June 3, 2013 through June 2, 2014; and be it

FURTHER RESOLVED, the RN, LPN, and CNA per diem cost schedule is:

	RN	LPN	CNA
Weekday	\$47.00	\$36.00	\$23.00
Weekend	\$50.00	\$38.00	\$26.00

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 390-1113**

**AUTHORIZING SETTING UP NEW MONEY IN THE BOARD OF ELECTIONS BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Board of Elections Budget for the anticipated expense for the purchase of one new image Cast ICP Scanner voting machine with ballot box which will be reimbursable through HAVA funding, as follows:

<u>Revenue:</u>		
A4215	HAVA	\$2,250
<u>Appropriation:</u>		
A1450.220	Office Equipment	\$2,250

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 391-1113**

APPROVING RETAINER FOR REIMBURSEMENT CONSULTANT SERVICES FOR THE VILLAGES OF ORLEANS HEALTH & REHABILITATION CENTER

WHEREAS, the Villages of Orleans Health and Rehabilitation Center may require the services of a financial consultant for reimbursement issues to maximize and analyze revenues/costs; now, be it

RESOLVED, that this Legislature approves a renewal agreement for Reimbursement Consultant Services with Terry Cotton, 1235 Hunters Run, Victor, New York 14564, at a fee of \$110/hour, plus out of pocket expenses in an amount not to exceed \$17,500 per year, effective January 1, 2014 through December 31, 2015.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 392-1113**

RESCINDING RESOLUTION NO. 108-386 AND NO. 200-490 WHICH ESTABLISHED CERTAIN PROCEDURES FOR THE SALE OF PARCELS ACQUIRED FOR DELINQUENT REAL PROPERTY TAXES

WHEREAS, Legislature Resolutions No. 108-386 and No. 200-490 heretofore established certain procedures for the sale of parcels of real property acquired by the County for delinquent real property taxes in accordance with Article 11 of the New York State Real Property Tax Law; and

WHEREAS, this Legislature now desires to establish a revised policy for the sale of such parcels of real property; now, therefore be it

RESOLVED, that Resolution No. 108-386 and Resolution No. 200-490 be, and the same hereby are, rescinded; and be it

FURTHER RESOLVED, that any other prior inconsistent resolutions, policies, and procedures which are in conflict with the revised Policy and Procedures hereinafter set forth be rescinded.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

### **RESOLUTION NO. 393-1113**

APPROVING REVISED POLICY AND PROCEDURES FOR THE SALE OF PARCELS OF REAL PROPERTY ACQUIRED BY THE COUNTY FOR DELINQUENT REAL PROPERTY TAXES IN ACCORDANCE WITH NEW YORK STATE REAL PROPERTY TAX LAW ARTICLE 11

WHEREAS, Resolution No. 392-1113 rescinded prior established procedures concerning the sale of parcels of real property acquired by the County for delinquent Real Property taxes in accordance with the New York State Real Property Tax Law Article 11; now, be it

RESOLVED, that this Legislature approves the following revised policy and procedures for the sale of parcels of Real Property Acquired by the County for Delinquent Real Property Taxes in accordance with the New York State Real Property Tax Law Article 11 be established effective immediately upon the adoption of this resolution as following:

Section 1. The Orleans County Treasurer shall have the overall responsibility of administering the provisions of this Policy with the assistance, as needed, of the County Real Property Tax Services Director.

Section 2. Upon finalization of an In Rem Tax Foreclosure Proceeding and within ten (10) days of entry of a Judgment pursuant to Real Property Tax

Law Article 11 awarding title to one or more parcels of a real property to the County, the Orleans County Treasurer shall provide a listing of all of the parcels enumerated in the Judgment to the Supervisor of each Town, the Mayor of each Village, each County Legislator, the County Superintendent of Highways/Building and Grounds, and the Director of County of Orleans Industrial Development Agency. Any other governmental entities and local developmental organizations will also upon request to the County Treasurer be provided with this list.

Section 3. All properties zoned for commercial or manufacturing use taken in an In Rem Proceeding may be placed in the hands of a local realtor, selected by the County Treasurer in consultation with the Finance Committee. The listing price shall be approved by the Legislature Finance Committee.

Section 4. The properties taken by the County in the In Rem Proceeding shall be inspected by the County Buildings and Grounds Department within 30 days of the receipt of the In Rem list furnished pursuant to Section 2 above. In the event the dwellings or buildings located on a certain parcel are abandoned, and in further event the Buildings and Grounds Department determines that such abandonment has caused the building or dwelling to be so dilapidated as to be beyond reasonable renovation or rehabilitation or if such abandonment has caused the property to become a public hazard or nuisance, then the County Buildings and Grounds Department shall report the same to the Legislature, with copies of said report being sent to the County Treasurer and the County Attorney, and the Legislature shall determine and/or order that such abandoned dwelling or building be demolished. The County Buildings and Grounds Department should post each parcel with a sign/tag indicating the County's involvement.

Section 5. (a) Parcels acquired by the County may be sold privately by the County by an approving resolution passed by majority vote of the Legislature provided

- (i) The offer to buy is in an amount at least equal to all taxes, penalties, interest, insurance and costs incurred in the In Rem Proceeding,



- (ii) The offer is from a prior owner or owners, or from a member of the family of a prior owner, or from a mortgagee or lien holder and,
- (iii) The offer complies with the requirements set forth in Section 6 of this resolution.

(b) Parcels may also be sold privately by the County to a municipality, EDA, or not for profit organization on such terms and conditions as the County by resolution may determine.

(c) Portions of the former Railroad-Trolley Right-of-way may be sold by Resolution to adjacent landowners at a price to be negotiated between the landowner and the County, based upon the fair market value of the parcel, provided the purchaser furnishes to the County Attorney a map of the premises to be conveyed with an adequate legal description.

(d) Correction deeds from the County to correct a description of a parcel previously conveyed shall be given at no charge to the purchaser provided the County Attorney is furnished sufficient proof of ownership of the parcel together with a correct legal description.

Section 6. (a) If an offer is received from the prior owner, or owners if more than one person owned the property, then the County may accept the offer and reconvey the property to the prior owner, or if more than one, the prior owners upon receipt of certified check, money order, or cash in the amount of the offer.

(b) If an offer is received from a member of the family of a prior owner or owners, or a mortgagee or lienholder, then prior to acceptance of any such offer, the person making the same shall submit to the County Attorney a fully guaranteed title search, with federal court search, certified by a title company authorized to do business in the State of New York. The title search shall cover the period of time from the acquisition of title by the prior owner through the date of the offer. The County Attorney shall also be furnished with duly executed and acknowledged releases from the prior owner or owners, or any other individual or corporation shown on the title search as having an interest or

lien on the property which interest or lien was, in the opinion of the County Attorney incurred by the prior owner or owners, notwithstanding that the lien or property interest may have been terminated by the In Rem Proceeding. Such release shall run to the County and release the County from any claim or debt or liability to the person or corporation signing the release as a result of the County's conveyance of the property to the offeror. Releases from the individuals or corporations holding easements on the property will not be required. Liens will be reinstated upon purchase by prior owner.

Section 7. (a) The County in its sole discretion may reject any offers to sell parcels privately and may, in addition to any requirements set forth herein, require or impose such other additional restrictions or conditions on any sale of property.

(b) The County may, if it determines that a parcel is needed for the public use and benefit, withhold such parcel from sale until the parcel is no longer needed for the public use or benefit.

Section 8. Following acquisition of title by the County, the County shall carry fire and liability insurance on the property in the amount of market value as determined by the insurance carrier. Such insurance shall provide coverage to the County only in the event of a loss. The County Treasurer shall be responsible for the acquisition of such insurance.

Section 9. (a) The Treasurer will prepare and submit to the Legislature a Resolution:

- (i) Setting an auction date, and fixing the terms of the auction,
- (ii) A resolution appointing an auctioneer and setting the fee for the auctioneer, which resolution shall set forth the responsibilities of the auctioneer and shall direct the auctioneer to advertise the auction in the two weeks preceding the date of the auction in the following newspapers: Lake Country Pennysaver, Medina Journal Register, and the Batavia Daily News. Parcels will also be listed on the County website and auctioneer's website. The auctioneer

will have a description of the property with sufficient information to allow parcel recognition as the auctioneer deems required.

(b) Parcels redeemed during the time period of last day to redeem and 30 days prior to the auction date will incur a 5% penalty (based on the principal amount of taxes due). The 5% will be a County fee. Taxpayer will complete an application to repurchase property.

(c) Parcels redeemed during the 30 days prior to the auction will incur a 10% penalty (based on the principal amount of taxes due).

(d) The County shall retain the right to reject or accept any bid submitted at the auction and/or to impose any restrictions or conditions on the sale provided such conditions or restrictions are set out in the terms of the auction.

(e) Should a foreclosed owner or mortgagee, or other part with a prior interest in the property bid at the auction, their bid shall be required to be no less than the amount of all delinquent taxes, interest, penalties, and associated charges outstanding on the property.

(f) In the event a parcel is not disposed of at auction, the County may then offer the property to the second highest bidder or sell the property at a private sale to any person or corporation on such terms and conditions as may be agreed upon, and the County may employ individual realtors to bring about such sale.

Section 10. All deeds from the County shall be quitclaim deeds without warranty by the County as the title of the premises, and shall contain a condition and covenant that the County shall in no event be or become liable for any defect in the title so conveyed for any cause whatsoever or that no claim or demand of any nature shall ever be made against the County arising from such sale or conveyance or any proceedings leading thereto.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Smith.

**RESOLUTION NO. 394-1113**

**AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 2-113 set the Legislature meeting schedule for 2013, not scheduling a meeting on the fourth Wednesday in November; now, be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of November 25, 2013:

Fund/Department	Check Number (s):	Amount:
General	6259-6382	\$288,582.04
Highway	No Claims	
Nursing Home	1402-1405; 26518-26549	\$228,894.70
Job Development	1353-1362	\$17,366.75
Self Insurance	1044; 52990-52994	\$10,554.35

Moved, Bower; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Smith.

Deputy Budget Officer filed with the Clerk of the Legislature the 2014 Orleans County Tentative Budget.

Paul Lauricella, Yates, discussed that the Town of Yates employees will be losing their health insurance as of January 1<sup>st</sup>. He said that Supervisor Belson stated that the Town of Shelby may also be affected due to Obama Care. He referenced an article by Betsy McCoy which said that first, single people were going to lose their health insurance and the second

wave will include employee offered health insurance plans. Mr. Lauricella stated that he does not want to see anyone lose their health insurance. Chairman Callard indicated he was naturally concerned to hear the same and that he was aware of the situation and that the County will not be impacted but they will continue to monitor it.

Dee Smith, Gaines, expressed that she visited a few friends at the Nursing Home. She read a note provided by Genevieve R. Wolfe who wrote "I am a patient in therapy. I have received wonderful care. The staff is very caring. Don't close The Villages". Mrs. Smith stated that she is still working on not closing The Villages. She said as a part of the Concerned Citizens she is disappointed that they only elected Fred Miller and not the rest of the candidates for office. She said that she feels that there are things that need to be exposed and feels that there has been some underhandedness. She feels that new people need to be in to uphold the Pledge of Allegiance and the Constitution. She feels that some of people's rights are being taken away. From what she has learned, which she indicated she is a slow learner, she does not want to go into a privatized nursing home. She would like to see the whole thing turned around and feels that a lot more people would feel more comfortable with the same outcome as she would like to see.

Allen Lofthouse, Kendall, stated that the Town of Gaines did not subscribe to pictometry, which they are the only town in the county that didn't. They took the fourth amendment into account per their town board minutes. Mr. Lofthouse also asked how long the county has had the policy for volunteers to receive a flu shot to do volunteer work in the Nursing Home. Administrator Gillick stated that it is a new state regulation. Mr. Lofthouse asked on behalf of Adolf Genter who plays the accordion to the residents at the Nursing Home. Chairman Callard asked if this is for a defined period. Administrator Gillick stated that the flu season runs from November through April. Legislator Bower asked if a volunteer who does specific things for entertainment and who are not directly impacting the residents are required to have a flu shot. Mr. Gillick stated that he will look into that specific situation with Mr. Genter and report back to Legislator Bower and follow up with Mr. Genter. Mr. Gillick stated that this is a regulation that is passed by the State Health Department based upon flu outbreaks in Nursing Homes.

Paul Pettit, Director of Public Health Department, added that this regulation is passed by the State Department of Health. It was an emergency regulation that was put in place last March, the end of flu season last year. The State Commissioner of Health wanted to make it the full flu season this year, per Mr. Pettit. It will officially take place when the State Commissioner officially declares it flu season. The season is determined based on the number of reported cases across the State. Mr. Pettit stated that this has not come into play yet so it is not enforceable yet. Mr. Pettit indicated that Mr. Genter is alright for now but it does cover volunteers, interns, and employees which will require them to have the shot. If the flu shot is declined, Mr. Pettit indicated that masks will have to be worn if contact is made with patients. Dee Smith requested clarification for visitors. Mr. Pettit indicated that there are no regulations for visitors who come into visit to require the flu shot.

Don Cars, Gaines, asked why The Villages is not up to full occupancy. He stated that he understands that there is a reason given that there is asbestos abatement and why this is not being addressed to get it to full occupancy. Legislator Bower indicated that asbestos has nothing to do with The Villages not being at full capacity. He further explained that our rehabilitation center allows for people to come in and go out, with that sometimes happening daily to weekly. Rehabilitation openings are available so we can service them here rather than patients going to Rochester or Batavia. If we get to a point where rehab rooms are not filled, regular residents can fill these rooms. Legislator Bower stated that as long as we have a rehabilitation center, we will never be full. Chairman Callard stated that we are budgeted for 112 beds being filled. We have been up to 117 which maybe the highest we get to with the rehab center per Legislator Bower. Chairman Callard stated that the occupancy rate is shared with the Board every Friday. Legislator Bower stated that our license only allows so many beds through New York State.

Adolf Genter, Gaines, stated that the Nursing Home should be kept because of the good care it provides. He further expressed that the care is better for not for profits and he is willing to pay more out of his pocket for it to not go private. He stated it will be bad if they cut staff if it goes private.

Dee Smith asked when the research will be done concerning the inquiry made by Mr. Capurso. Attorney Schubel indicated that the documents have been requested from the records center by the Clerk and further review will be made.

Legislator Bower moved to adjourn; second by Legislator Rush. Meeting adjourned at 5:10 p.m.

## LEGISLATURE MEETING

December 4, 2013

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Chairman Callard called the meeting to order at 9:00 AM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present, with the exception of Legislator Rush.

Chairman Callard opened the floor for discussion as it relates to today's resolutions. Paul Lauricella, Yates, concerning the budget adoption today, questioned the expansion of welfare in the amount of \$500,000. Mr. Nesbitt indicated that it was \$557 thousand more in the two programs that were identified. Mr. Lauricella asked if this was due to more people getting on the roles. Tom Kurlya, DSS Commissioner, indicated that it is a combination of reimbursement rates getting cut and mandated programs being expanded. DSS has to provide all forms of welfare, public assistance, child protective services, preventative services, foster care services, and as directed. Commissioner Kurlya indicated that over the last five years rates have been cut steadily along with reimbursements and the role stays steady. Revenues have also been cut. Mr. Lauricella asked where this money is being made up from, inquiring from the taxpayer? Mr. Nesbitt indicated yes. Commissioner Kurlya further discussed safety net in that case loads stay steady but people come off family assistance after five years. When the clock is running out many go into extended welfare benefits that our agency has to provide. It used to be a 50% State and 50% Local share now it is 71% local cost and 29% state reimbursement. More responsibility has been placed on the local districts and Commissioner Kurlya stated that the Chairman has been "dead on" over the last few years in encouraging people to write letters to our state legislators. He said it is doing nothing but getting worse. Mr. Lauricella asked if the County could file a lawsuit. Mr. Nesbitt indicated that there has to be a basis in the law for filing a lawsuit and the state writes the law. Mr. Lauricella continued in saying that he is ok with people on safety net for a short time but should not be on it for a long time, especially five years. He feels that it dehumanizes people and puts them in total dependence in their frame of mind. He feels this service is no good and with all these people on welfare, it is destroying our country and it should be eliminated. Chairman Callard agreed with Mr. Lauricella. Mr. Lauricella finished in saying that people sit around doing nothing and it



puts a burden on the system. Mr. Nesbitt added that in hearing the proposals from state government that they are going to have a surplus and that they are going to lower taxes somehow, they could easily take back the responsibility that they originally had on this safety net program and it would lower the property taxes. The state chooses not to do this because it would accredit Orleans County and that is not what they want. Chairman Callard also added that what they are offering for relief is a one shot deal which happens to be during election year where they assume more of the responsibility for the care of people that is an ongoing expense to the state. Mr. Lauricella stated that the responsibility for the care of someone is themselves if they are not disabled and he says he sees many people that could help themselves. Chairman Callard credited the Fraud Investigation Unit for uncovering welfare fraud in the past few years and now the Fraud Unit will be looking at the Safety Net program. Mr. Lauricella felt that a 5% tax increase is too much and feels that something can be done to bring this down.

Legislator Johnson moved to adopt the 2014 Orleans County Budget; seconded by Legislator Bower. Legislator Johnson felt that this was a responsible budget that provides for a much anticipated and long awaited public safety radio system for our first responders and for our public. She hopes that New York State stops shifting the tax burden on the counties and becomes responsible as well. The following resolution was defeated as a result from a roll call vote:

### **RESOLUTION NO. 395-1213**

#### **ADOPTING THE 2014 ORLEANS COUNTY BUDGET**

WHEREAS, the 2014 tentative budget for Orleans County was presented to the general public at a public hearing held at 7:00 p.m. on December 2, 2013; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; now be it

RESOLVED, that this Legislature does hereby adopt the 2014 tentative budget, as the Orleans County budget for 2014, with a tax levy of \$16,441,366.

Moved, Johnson; second, Bower.

Roll Call: 3 ayes: Callard, Eick, Johnson; 3 nays: Allport, Bower, Smith; 1 absent, Rush.

Defeated.

Legislator Johnson asked what the next step is now that this resolution has failed. She asked those legislators who voted no if they could tell specifically how they would present this budget without this tax rate increase. Chairman Callard stated it seemed like a valid question and asked those Legislators who voted no if they would like to respond.

Legislator Allport stated that he does not agree with this budget. He thinks that government should be run like a business. He stated that in the private sector you are demanding more and more money from them; every cent that the government gets, all of the health care, retirement, all of the taxes come from people in the private sector. We see more of our money disappearing, he further stated. In the private sector, companies are doing anything and everything to stay profitable. If they don't stay profitable they close. Legislator Allport further expressed that government has this different mentality. They think that their services are so critical and that their jobs are so important that no matter what happens more and more can be pushed down on the taxpayer. He stated that he understands this budget. He understands the situation with the state and federal governments. He believes that there are positions in our county that should be made part-time. He thinks that there should have been people laid off to make the number. He is not saying that the number has to be 0. The state wants us to be at the 2% tax cap. Legislator Allport stated that they want us to be the demons or the bad people so then if jobs need to be cut and the people need to stand in the welfare line an extra hour or two because there is no one to see them, it would not be his problem because the state mandated it. Legislator Allport expressed that those are his issues with the budget and we do not run like a business, we continue to push it down to the taxpayers.

Legislator Eick asked Legislator Allport where he would make the cuts. Legislator Allport responded, “as the bean counter, it is not his job”. We should go to the Department Heads and tell them that they need to cut their budgets by 10% whether that would involve not buying paper or laying people off. It is up to the Department Head. Legislator Eick commented that he thought they already did this. Legislator Allport agreed that cuts have been made over the last couple of years but he feels that there are still positions that should go away. Chairman Callard stated that it is the Legislators responsibility ultimately and he understood what Legislator Allport was saying philosophically in terms of the state and federal governments. But we are talking about the local budget and the question specifically was asked as a Legislator how you would make specific recommendations to overcome the extra spending that is required in this budget, expressed Chairman Callard. He further asked what specifically they would do, not by passing it down to the Department Heads. Legislator Allport responded by going to them and telling the Department Head to choose the person to go. He stated that he does not know how Social Services works to be able to go in and say you and you are gone. Cuts need to be made, that is what he believes stated Legislator Allport. Chairman Callard asked if Legislator Allport made these requests upon the departments he oversees. Legislator Allport responded that he believes that the Buildings and Grounds Department consolidated into the Highway Department and jobs were eliminated over the past few years and he has been told that they are understaffed as it is. Legislator Allport indicated he did not go to the Highway Department to make that request.

Legislator Allport stated that he was asked what he believes. He is not criticizing this budget or the process it is or the hours that the people put into making this budget. He stated that he did not make the rules, New York State made the rules and we are the evil people. He stated he is not evil. Chairman Callard told Legislator Allport that he is putting the onus on the local level while we do nothing to complain to the state or the federal government. Legislator Allport stated that when he went to his state senate representative, his response was we gave you Tier VI. Legislator Allport indicated that will be good in ten to fifteen years down the road. If his own representatives are telling him that than what do we do? He has spoken to other representatives from other counties and it is the same response. He understands that every cent comes from the private

sector and now if the state or federal government were cutting taxes to offset what is being pushed down to us, then that would be acceptable. Chairman Callard stated that in reality the unfunded mandates are 111% of our budget. In theory we would not have taxes if we had no unfunded mandates.

Chairman Callard called upon Legislator Smith to explain why he voted against the budget and asked for his particular recommendations to overcome a tax increase. Legislator Smith replied that he did not have any specifics at this time. He mentioned the mandates that we are under and he does believe, as stated earlier, cuts need to be made. He stated that although the state and federal governments keep pushing it down to our level, we still need to respond. Chairman Callard questioned Legislator Smith how do we respond and what recommendations does he make when he is saying it is really the state and federal governments need to cut its expenses but now we are going against our budget when expenses are mandated through welfare so how do we overcome that. We also needed a radio infrastructure to respond and assist our first responders. Chairman Callard expressed to Legislator Smith that he is going against our budget but questioned him as to who needs to cut the federal, state or local government. Legislator Smith responded that we have no other choice but to cut on our level. Therefore, Chairman Callard asked again, what specifically Legislator Smith would recommend. Chairman Callard expressed that the board had a year to work on the budget and nobody fought to make eliminations or speak against it.

Chairman Callard called upon Legislator Bower if he would like to make a comment. Legislator Bower stated that in the last five years we have changed the way we have come up with the budget. He said the Legislators have very little input any more. He stated that the board no longer sits down with the Department Heads, which he believes should happen which he has voiced that concern before. He discussed an extra person in the Office for the Aging which he felt does not need to be there. He said he has asked GCC a simple question as to how many people fail and he can't get an answer when we are spending \$1.4 million on this. Chairman Callard stated that cost is \$1.7 million. Legislator Bower stated that when the nursing home went to an LDC, we had no control even though we are elected by the people to do this work. He stated that the

LDC members are not elected. He further stated that there were bids that were processed at the LDC meeting which he expressed he was not allowed to go to nor was the Chairman allowed to go to. Legislator Bower questioned if Chairman Callard attended that meeting which he answered that he did not. Legislator Bower said he can't get that information but should be able to have it. Why should it be withheld to the body that governs this county? Chairman Callard indicated that the information was in the paper. Legislator Bower stated that numbers were not specifically noted in the paper that is what he wants to see. Legislator Bower questioned if we have to approve the sale because once we were told we need to approve the sale and then we are told we do not. Legislator Bower stated that he votes against the budget and that is it.

Mr. Nesbitt stated that County Finance Law §361 states that if the Budget fails and there is no new meeting or a new vote on the budget, the tentative budget becomes the budget effective December 20<sup>th</sup>. The biggest impact from this will be on the Real Property Tax Office and their ability to do their work. It won't be until December 20<sup>th</sup> if we know this is the budget therefore it will set the tax bill preparations behind by two and a half weeks. Chairman Callard stated that how we would make this determination if this is going to be the budget. Mr. Nesbitt indicated you would have to either pass a budget or not pass a budget and if a budget is not passed it is not effective until December 20<sup>th</sup>.

The following resolutions were presented for adoption.

### **RESOLUTION NO. 396-1213**

#### **AUTHORIZING TOWN LEVIES**

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2014; be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway - Townwide;

Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	121,067.00	178,179.00	0
Barre		588,065.00	
Carlton		674,380.00	
Clarendon		398,720.00	
Gaines	74,320.00	187,312.00	29,750.00
Kendall		410,726.00	
Murray	184,295.00	189,024.00	32,717.00
Ridgeway	187,272.00	360,060.00	49,369.00
Shelby	268,798.00	200,977.00	20,902.00
Yates	220,000.00	106,500.00	14,825.00

and be it

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable, therefore, with the respective Fire Protection and Improvement Districts in the following towns, as indicated, the amounts for the purpose of such districts as follows:

TOWN	DISTRICT	AMOUNT
Albion	Fire Protection	107,100.00
	Water District 1	18,000.00
	Water District 3	74,000.00
	Water District 4	28,569.00
	Water District 5	60,386.00
	Water District 6	21,950.00
	Water District 7	9,360.00
	Water District 8	15,000.00
	Water District 9	10,443.00
	Sewer District 1	50,765.00
Barre	Fire District	164,000.00
	Water District 1	24,229.00

	Water District 2	12,775.00
	Water District 3	11,128.00
	Water District 4	15,873.00
	Water District 5	35,784.00
Carlton	Fire Protection	132,807.00
	Light District I	7,500.00
	Light District II	10,200.00
	Water	340,650.00
Clarendon	Fire Protection	165,774.00
	Water District 2	42,488.00
	Water District 3	69,666.00
	Water District 4	53,567.00
	Water District 5	17,743.00
	Water District 6	29,711.00
	Water District 7	43,546.00
	Water District 8	9,433.00
	Water District 9	7,673.00
	Water District 10	61,216.00
Gaines	Fire Protection	38,000.00
	Water District 2	12,657.00
	Water District 3	11,283.00
	Water District 4	17,425.00
	Water District 5	5,315.00
	Water District 6	8,451.00
	Water District 7	11,908.00
	Water District 8	8,470.00
	Water District 9	6,945.00
	Water District 10	9,920.00
Kendall	Fire District 1 (Kendall)	160,900.00
	Fire District 2 (Morton)	66,386.00
	Light District 1	5,700.00
	Light District 2	3,385.00
	Light District 3	1,975.00
	Water District 1	3,983.00

	Water District 2	15,829.00
	Water District 3	20,874.00
	Water District 4	71,954.00
	Water District 5	18,152.00
	Water District 6	13,641.00
Murray	Fire Protection District 1	190,000.00
	Fire District 2 (FHM)	104,500.00
	Light District 1 (Fancher)	2,400.00
	Light District 2 (Hulberton)	3,400.00
	Light District 3 (Brockville)	1,200.00
	Water District 1	5,000.00
	Water District 2	31,000.00
	Water District 3	22,582.00
	Water District 4	6,000.00
	Water District 5	4,300.00
	Water District 6	12,000.00
	Water District 7	19,500.00
	Water District 8	16,440.00
	Water District 9	6,500.00
	Water District 10	7,000.00
	Water District 11	103,054.00
	Water District 12	12,000.00
	Water District 13	19,201.00
	Water District 14 (Gaines)	3,900.00
	Water District 15	51,975.00
Ridgeway	Fire Protection	178,798.00
	Light	3,150.00
	Water Improvement 31-E	10,000.00
	Water improvement 269	8,725.00
	Water District 2	18,530.00
	Water District 3	32,222.50
	Water District 4	71,964.00
	Water District 5	26,354.25
	Water District 6	13,955.88



	Water District 7	6,350.00
	Water District 8	9,375.00
	Water District 9	6,225.00
	Water District 10	14,807.50
	Water District 11	1,849.18
	Knowlesville Sewer District	27,667.35
Shelby	Fire Protection District (Shelby & East Shelby)	232,555.00
	Light District 1 (Shelby)	2,550.00
	Light District 2 (Millville)	1,300.00
Yates	Fire Protection	83,500.00
	Water District 4	177,690.00

and be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	5,707.74			396,805
Barre	397.20		172.50	236,929
Carlton	8,043.33		3,200.00	209,273
Clarendon	1,047.01		630.00	369,545
Gaines	469.78			279,500
Kendall				261,934
Murray	1,411.34			256,300
Ridgeway	13,380.71			323,368
Shelby	20,743.87			418,367
Yates	2,604.00			257,539

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 397-1213**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID RECYCLING-SOLID WASTE PROGRAM FEES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to add the following 2013 Unpaid Solid Waste/Recycling Fees to the 2014 tax rolls of the several towns in Orleans County:

TOWN		AMOUNT
Albion	Inside	\$15,879.75
	Outside	5,081.53
Barre		6,775.36
Carlton		18,632.31
Clarendon		5,928.44
Gaines	Inside	1,270.38
	Outside	6,034.31
Kendall		6,563.63
Murray	Inside	5,504.98
	Outside	8,892.66
Ridgeway	Inside	11,856.88
	Outside	12,492.07
Shelby	Inside	9,739.58
	Outside	9,316.12
Yates	Inside	2,752.49
	Outside	10,480.69
Total		\$137,201.18

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 398-1213**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2014 tax rolls of the respective towns as of November 1, 2013:

TOWN		AMOUNT
Albion	Inside	142,949.20
	Outside	90,855.27
Barre		88,422.22
Carlton		313,194.34
Clarendon		175,997.73
Gaines	Inside	12,224.80
	Outside	109,203.77
Kendall		142,168.16
Murray	Inside	215,479.10
	Outside	254,938.10
Ridgeway	Inside	136,886.49
	Outside	159,899.45
Shelby	Inside	108,956.77
	Outside	172,972.55
Yates	Inside	25,486.90
	Outside	139,836.28
Total		2,289,471.13

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 399-1213**

**AUTHORIZING TREASURER TO RELEVY CERTAIN UNPAID VILLAGE TAXES**

RESOLVED, that the Orleans County Treasurer is authorized to relevy certain unpaid village taxes to the 2013 tax bills, adding a 5% penalty, as follows:

VILLAGE	TOWNS:	AMOUNT
Village of Albion	Town of Albion	\$147,560.52
	Town of Gaines	12,711.53
Village of Holley		90,272.00
Village of Lyndonville		15,829.47
Village of Medina	Town of Ridgeway	100,838.96
	Town of Shelby	103,605.22
<b>TOTAL</b>		<b>\$470,817.70</b>

Moved, Johnson; second, Allport.  
 Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 400-1213**

**AUTHORIZING TREASURER TO CHARGE BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN AND SCHOOL DISTRICTS**

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 13, 2013, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns and schools within the County, as follows:

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	Court Order Total	TOTAL
<b>CARLTON</b>									
Robert Luescher	38.10-1-3.1	2011, 2012	178.78	92.71					271.49
Robert Luescher	38.10-1-3.1	2013	91.50	48.35					139.85
<b>CLARENDON</b>									
Town of Clarendon	98.9-1-21	2009-2012	4,152.41	2,901.09	3,180.88	570.01			10,804.39

Town of Clarendon	98.9-1-21	2013				206.01			206.01
Richard Nowak	99.-1-16.1/601W	2012,2013	128.86	66.37					195.23
Urban League of Rochester	99.-2-37.21	2013	3,821.06	2,361.49					6,182.55
Delores Starowitz	Various parcels	2013	398.19	169.66					567.85
<b>GAINES</b>									
Sandy Creek Associates	62.14-1-1.212	2013	1,467.48	633.25					2,100.73
Bruce P. Kirby	63.-1-27.11	2013		310.00					310.00
<b>KENDALL</b>									
Alan & Francine Fantuzzo	10.-1-9.13	2011,2012	182.44	110.31					292.75
<b>MURRAY</b>									
Joseph Sidonio	77.-1-21	2013		16.86					16.86
<b>RIDGEWAY</b>									
Martin Yoder	45.-1-14.1	2013	473.37	301.08					774.45
<b>YATES</b>									
Eric & Bradley Bentley	13.-1-6.2	2013	495.83	266.09					761.92
Eric & Bradley Bentley	13.-1-6.21	2013	144.98	64.86					209.84
<b>TOTALS</b>			\$11,534.90	\$7,342.12	\$3,180.88	\$776.02			\$22,833.92

Grand Total = \$22,833.92

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 401-1213**

**AUTHORIZING LEVYING CHARGE BACKS**

WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

TOWN	OUTSIDE	INSIDE
Albion		
Barre		
Carlton	141.06	

Clarendon	5,498.61	
Gaines	310.00	633.25
Kendall	110.31	
Murray	16.86	
Ridgeway	301.08	
Shelby		
Yates	330.95	

Total amount charged to Towns: \$7,342.12

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 402-1213**

**APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES**

RESOLVED, that this Legislature authorizes charge backs for Data Management Services, user fees, tax bills, and rate and map files to be levied on to the 2014 taxes, as follows:

**CHARGEBACKS TO TOWNS FOR 2013**

TOWN		NO. OF PARCELS	Real Property	Tax Collector User Fees	RATE & MAP Files	RPS User Fees	Total	Total Town
Albion	Inside	1603	2,003.75	0	0	0	2,003.75	4,209.50
	Outside	951	1,188.75	0	150.00	867.00	2,205.75	
Barre		1396	1,745.00	220.44	150.00	1,000.00	3,115.44	3,115.44
Carlton		2472	3,090.00	100.56	150.00	1,200.00	4,540.56	4,540.56
Clarendon		1780	2,225.00	213.60	150.00	1,000.00	3,588.60	3,588.60
Gaines	Inside	234	292.50	0	0	0	292.50	2,176.75
	Outside	1041	1,301.25	0	150.00	433.00	1,884.25	
Kendall		1692	2,115.00	0	150.00	1,000.00	3,265.00	3,265.00
Murray	Inside	691	863.75	23.76	0	0	887.51	4,075.81
	Outside	1426	1,782.50	55.80	150.00	1,200.00	3,188.30	
Ridgeway	Inside	1398	1,747.50	48.00	0	0	1,795.50	5,495.39
	Outside	1745	2,181.25	68.64	150.00	1,300.00	3,699.89	
Shelby	Inside	953	1,191.25	0	0	0	1,191.25	3,876.25
	Outside	1344	1,680.00	0	150.00	855.00	2,685.00	
Yates	Inside	383	478.75	0	0	0	478.75	2,961.25

	Outside	1350	1,687.50	0	150.00	645.00	2,482.50	
Totals		20,459	25,573.75	730.80	1,500.00	9,500.00	37,304.55	37,304.55

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

**RESOLUTION NO. 403-1213**

**SETTING UNIT CHARGE FOR 2014 COUNTY RECYCLING PROGRAM**

RESOLVED, that this Legislature sets the unit charge for the 2014 County Solid Waste/Recycling Program at the following rate:

1. One unit of Service \$188.00
2. One-half unit of Service \$ 94.00

and be it

FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit of service, and a \$1.00 fee to each half unit of service.

Moved, Eick; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Rush.

Legislator Bower moved to adjourn; second by Legislator Allport.  
Meeting adjourned at 9:22 a.m.

## LEGISLATURE MEETING

December 11, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present.

The Clerk presented no communications and the Treasurer did not have a report to submit.

Chairman Callard opened the floor for discussion as it relates to the resolutions on today's agenda. Paul Lauricella, Yates, questioned why the Chairman makes \$5,000 more than the rest of the Legislators. Mr. Lauricella believes that all of the other Legislators are capable of being chairman. Legislator Bower replied, as being a past chairman, that there is a lot more responsibility and time to be devoted to both jobs as legislator and chairman. We need to have someone to give this additional time and energy; and we are limited for someone to be chairman based on family, work, or other commitments. There is a tremendous amount of work to be chairman and the additional cost may not even be enough for what that person does, expressed Legislator Bower.

Allen Lofthouse, Kendall, questioned Resolution No. 410 in how to understand the dates and the rate of increase for the salary schedules. Chairman Callard indicated that it represents a 1% increase given in the first half of the year and another 1% for the second half of the year, which is a less than a two percent increase for the year. Mr. Lofthouse asked if the salary is the one figure and that are not added together. Chairman Callard further explained it is a yearly salary for that given period of time.

The following resolutions were presented for adoption:

### **RESOLUTION NO. 404-1213**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710



of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	6391-6521	\$302,454.53
Highway	272-281; 590-612	\$156,345.04
Nursing Home	1408-1414; 26550-26581	\$939,059.16
Job Development	1366	\$40,058.00
Self Insurance	1045-1046; 53058-53059	\$26,179.32

Moved, Rush; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 405-1213**

#### **AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway budget due to an increase in funding reimbursement from NYSDOT Consolidated Local Street and Highway Improvement Program (CHIPS), as follows:

#### Revenue

D3501-5112	CHIPS Revenue Account	\$224,870.75
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#### Appropriation

D5112.100	Personal Services	\$27,841.89
D5112.101	Personal Services/Overtime	2,580.09
D5112.436	Road Construction Materials	165,682.15

D5112.442

Rental of Equipment

28,766.62

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 406-1213**

**AUTHORIZING ASSIGNMENT OF DUTIES OF THE PART-TIME FUEL FARM MANAGER TO THE SECRETARY OF THE COUNTY HIGHWAY SUPERINTENDENT IN THE HIGHWAY DEPARTMENT**

WHEREAS, there is a retirement of the current part-time Fuel Farm Manager which allows the County Highway Department an opportunity to realign duties and responsibilities; therefore, be it

RESOLVED, that this Legislature assigns the duties of the part-time Fuel Farm Manager to the Secretary of the County Highway Superintendent effective January 1, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the change for the position of Secretary of the County Highway Superintendent from 35 hours per work week to 40 hours per work week effective January 1, 2014; and be it

FURTHER RESOLVED, that the annualized salary shall be figured on a prorated basis.

Moved, Allport; second, Smith.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 407-1213**

**APPROVING AN INTER-MUNICIPAL AGREEMENT WITH GENESEE COUNTY FOR YOUTH BUREAU OPERATION**

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County that for the operation of the Youth Bureau for 2014; and

WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$930 per month from January 1, 2014 through December 31, 2014 for a total of \$11,160.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 408-1213**

#### **APPROVING AN INTER-MUNICIPAL AGREEMENT WITH GENESEE COUNTY FOR STOP-DWI PUBLIC INFO AND EDUCATION**

WHEREAS, The Youth Bureau Director did present an agreement with Genesee County for the operation of the STOP-DWI Public Information and Education Component for 2014; and

WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the STOP-DWI Public Info and Education Program by Genesee County at a cost not to exceed \$11,235 to the Orleans County STOP-DWI Program for January 1, 2014 through December 31, 2014.

Moved, Smith; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 409-1213**

**AUTHORIZING OFFICE FOR THE AGING TO PARTICIPATE IN THE 2014 ANNUAL IMPLEMENTATION PLAN GRANT**

RESOLVED, that the Office for the Aging is authorized to participate with the New York State Office for the Aging for the 2014 Annual Implementation Plan grant, in the amount of \$1,130,799. County Cost is \$113,646; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 410-1213**

**AUTHORIZING SALARY SCHEDULES FOR MANAGEMENT, CERTAIN PART-TIME AND UNCLASSIFIED EMPLOYEES**

WHEREAS, the Orleans County Legislature approved the 2013/2014 Management Compensation Plan by passing Resolution No. 336-1012; now, be it

RESOLVED, that employees are also authorized to receive any increments they are entitled to under the plan; and be it

FURTHER RESOLVED, that the following salaries, effective January 1, 2014, are authorized for certain part-time and unclassified employees:

<u>Annual:</u>	<u>1/1/14-6/30/14</u>	<u>7/1/14-12/31/14</u>
Administrative Assistant – MFCTF	\$ 2,653	\$ 2,680
Corporate Compliance Officer	2,525	2,550
County Historian	8,215	8,297

Deputy Budget Officer	4,441	4,486
Deputy Fire Coordinator	1,546	1,562
Fire Investigator	1,546	1,562
Parole Denial Attorney	20,649	20,856
Director of Computer Services	79,761	80,558
IT Operations Analyst I	55,560	56,115
Secretary to the Highway Superintendent	45,735	46,192

Daily:

Court Attendant	68.32	68.32
Examination Monitor (Full Day)	114.90	116.05
Examination Monitor (Half Day)	57.45	58.03

Hourly (Part-Time Employees)

Animal Control Officer	13.52	13.65
Clerk (Elections)	9.74	9.74
Correctional Officer (Jail)	13.52	13.65
Crew Leader (Sheriff)	12.76	12.76
Deputy Sheriff (Marine Patrol)	13.15	13.15
Dispatchers	11.36	11.36
Medical Director (Jail & N.H.)	92.31	93.24
Voting Machine Technician	15.15	15.30

and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$16,424 for 2014; with the remaining members of the Legislature to be paid an annual salary of \$10,948 each, no change from 2013.

Moved Johnson, second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 411-1213**

APPOINTING PUBLIC DEFENDER

RESOLVED, that Sanford Church be appointed Public Defender for Orleans County for a term of two years, effective January 1, 2014 through December 31, 2015, at grade 9, step 9 of the Management Compensation Salary Schedule; and, that in addition thereto, the reasonable disbursements and expenses of Public Defender incurred in the conduct of County business shall be paid upon the usual monthly vouchers and be audited by this County Legislature.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 412-1213**

**APPROVING AGREEMENTS BETWEEN COUNTY CLERK AND ABSTRACT COMPANIES**

RESOLVED, that this Legislature approves the renewal lease agreements with the following Abstract Companies, for the leasing of space in the County Clerk's Office, agreements effective for calendar years 2014 and 2015 at an annual cost of \$2,400/year per company:

Stewart Title Insurance Company  
Orleans Abstract and Title Services  
Crossroads Abstract Corporation

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 413-1213**

**AUTHORIZING A PURCHASE FROM HEALTH DEPARTMENT BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for post exposure treatment to the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatments at an approximate cost of \$10,554.12 (PO # 53619) to be paid from the Health Department budget account A4010.409- Vaccines and Medications.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 414-1213**

ADOPTING LOCAL LAW NO. 5 OF 2013, ENTITLED A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF THE YEAR 2003 IMPOSING A HOTEL AND MOTEL ROOM OCCUPANCY TAX IN THE COUNTY OF ORLEANS WITH RESPECT TO THE EXPIRATION DATE THEREOF

WHEREAS, Local Law No. 5-Intro of 2013 was introduced at a regular meeting of the Orleans County Legislature on November 13, 2013 and a Public Hearing was held on December 11, 2013, at which time all interested persons wishing to speak were heard; therefore be it

RESOLVED, that Local Law No. 5-Intro of 2013, in the form hereto annexed below, and hereby is adopted as Local Law 5 of 2013; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall duly cause publication of the adoption of Local Law No. 5 of the year 2013, together with the required text thereof in the official newspaper and shall file such adopted Local Law No. 5 of 2013 as prescribed with the Office of the Secretary of State.

### **LOCAL LAW NO. 5 OF 2013**

A Local Law Amending Local Law No. 4 of the Year 2003 Imposing a Hotel and Motel Room Occupancy Tax in the County of Orleans With Respect to the Expiration Date Thereof

SECTION 1. Section 702 of Local Law No. 4 of the Year 2003 is hereby amended to read as follows:

702. **Effective Date:** This Local Law shall take effect on January 1, 2004, and expire December 31, 2015, except that the provisions of this Local Law relating to registration and the authority of the Treasurer to adopt regulations and take all necessary action to prepare for the implementation and enforcement of this Local Law shall take effect immediately.

SECTION 2 This Local Law shall take effect on January 1, 2014.

Moved, Rush; second, Eick.

Roll Call: 7 ayes: Allport, Bower, Callard, Eick, Johnson, Rush, Smith; 0 nays; 0 absent.

Adopted.

Legislator Rush moved to appointment Michael Paduchak to serve on the Soil and Water board. Legislator Rush announced the Mr. Paduchak just received an award for being a member of this board for twenty-five years and at this time he would like to re-appoint him to his board; seconded by Legislator Eick. The following resolution was adopted:

### **RESOLUTION NO. 415-1213**

#### **APPOINTING MEMBER TO THE SOIL AND WATER DISTRICT BOARD**

RESOLVED, that this Legislature approves the following appointment to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
Michael Paduchak	At Large Farmer	1/1/2014-12/31/2016

Moved, Rush; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.



## **RESOLUTION NO. 416-1213**

### **APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ROYAL EMPLOYER SERVICES**

RESOLVED, that this Legislature approves a renewal agreement with Royal Employer Services, 430 East Main St., Batavia, NY 14020 for the provision of an Employee Assistance Program, at a cost \$7,416 for the 2014 year, agreement effective from January 1, 2014 through December 31, 2014.

Moved, Bower; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to authorize out of state travel for Public Health employees; seconded by Legislator Rush. Legislator Allport mentioned that our Health Department is one of 16 across the country that is part of this second year shared services project. The following resolution was adopted:

## **RESOLUTION NO. 417-1213**

### **AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEES**

RESOLVED, that this Legislature approves the following Out-of-State travel requests made by the following Health Department employees:

Paul A. Pettit, Public Health Director; to attend the “Second meeting for the Robert Wood Johnson shared services project” at West San Diego Hotel, San Diego, CA, from January 21<sup>st</sup>- 25<sup>th</sup>, 2014. All costs covered by Lake Plains Community Care Network through the “Robert Wood Johnson Grant”. County Cost \$0.

Shannyn Sanger, Sr. PH Sanitarian, to attend the Indoor Environmental Health and Technologies Conference and the Lead and Healthy Homes Conference at the Holiday Inn Capital, 550 C. Street, SW, Washington DC

from February 9<sup>th</sup> – 13<sup>th</sup>, 2014. All costs covered by New York State Lead Program Grant. County Cost \$0.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 418-1213**

**APPROVING AGREEMENT WITH MICHAEL R. WATERHOUSE  
FOR TOURISM COORDINATOR SERVICES**

RESOLVED, that this Legislature approves an Independent Agreement with Michael R. Waterhouse of Albion, NY for the provision of sportfishing coordinator services in the Planning and Development Department at a cost not to exceed \$19,070; said agreement to be in effect from January 1, 2014 through December 31, 2014.

Moved, Rush; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to establish the indigent burial rates for the County with no changes from 2013; seconded by Legislator Allport. The following resolution was adopted:

**RESOLUTION NO. 419-1213**

**ESTABLISHING COUNTY INDIGENT BURIAL RATES**

WHEREAS, the Department of Social Services, pursuant to Section 141 of the Social Services Law is required to pay for the burial of certain indigent persons (including indigent veterans), and

WHEREAS, the County wishes to establish specified rates that will be paid to funeral homes and cemeteries for such services; now, be it

RESOLVED, that this Legislature hereby establishes indigent burial rates paid by the Department of Social Services and the Veteran's

Department, for the period January 1, 2014 through December 31, 2014 as follows:

<b>SERVICE</b>	<b>FEE SCHEDULE</b>
Cremation – no services	\$1200
Cremation with Memorial Service	Additional \$400
Crematory Fee	\$265
Burial – No Services:	
Infant	\$600
6 months – 5 years	\$1000
6 years – adult	\$1900
Burial with Memorial Service	Additional \$400
Concrete Vault	\$500
Oversized Casket if needed	\$128
Transportation (when a cemetery plot is owned out of county)	\$1.77/mile (up to cost of a cemetery plot in County)
Cemetery Plot	
Child	\$350
Adult	\$500
Cremation grave if available	\$281
Internment of Casket*	
Child	\$225
Adult	\$480
Internment of Remains	\$200
Lowering Device if not owned by cemetery	\$94

\*If client already owns a plot, additional internment costs may be paid, up to the cemetery’s published internment rate, but additional costs cannot exceed the county cemetery plot allowance.

Moved, Smith; second, Allport.  
 Adopted. 7 ayes; 0 nays; 0 absent.

Legislature Allport exited the Legislative Chambers.

Legislator Smith moved to establish the day care rates in the Department of Social Services for 2014 with no changes from the 2013 established rates. Commissioner Kuryla added that the State sets maximum market rates for day care and we are under the maximum in every category so we try to keep the rates down. Legislator Johnson seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 420-1213**

**ESTABLISHING DAY CARE RATES IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services receives New York State Child Care Block Grant dollars for the sole purpose of providing day care subsidies to eligible low income parents; and

WHEREAS, the New York State Office of Children and Family Services establishes the maximum market rate payment ceiling for day care rates; now be it

RESOLVED, that this Legislature hereby establishes contract day care rates paid by the Department of Social Services on behalf of eligible clients, effective January 1, 2014 as follows:

Age of Child	DAY CARE CENTER											
	Under 1 ½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$6.75	\$5.75	\$0	\$6.75	\$5.75	\$0	\$6.25	\$5.25	\$0	\$6.25	\$5.25
Part-Day	\$24	\$28	\$25	\$23	\$27	\$24	\$22	\$25	\$23	\$21	\$23	\$22
Daily	\$34	\$42	\$36	\$33	\$40	\$35	\$31	\$38	\$33	\$30	\$35	\$32
Weekly	\$0	\$190	\$180	\$0	\$180	\$175	\$0	\$170	\$165	\$0	\$160	\$160

REGISTERED FAMILY DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.00	\$3.50	\$0	\$4.25	\$4.25
Part-Day	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19
Daily	\$28	\$30	\$29	\$27	\$30	\$28	\$26	\$30	\$27	\$26	\$30	\$27
Weekly	\$0	\$150	\$145	\$0	\$140	\$140	\$0	\$140	\$135	\$0	\$140	\$135

REGISTERED GROUP DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$4.00	\$3.75	\$0	\$5.00	\$5.00
Part-Day	\$22	\$22	\$22	\$21	\$21	\$21	\$20	\$21	\$20	\$19	\$21	\$20
Daily	\$30	\$33	\$31	\$29	\$32	\$30	\$28	\$32	\$29	\$27	\$31	\$28
Weekly	\$0	\$150	\$150	\$0	\$145	\$145	0	\$140	\$140	\$0	\$140	\$140

SCHOOL AGE CHILD CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2013	Current	Market	2013	Current	Market	2013	Current	Market	2013
Hourly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	0	\$6.25	\$5.25
Part-Day	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$21	\$23	\$22
Daily	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$30	\$35	\$32
Weekly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$160	\$160

Moved, Smith; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 421-1213**

**APPROVING RENEWAL AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Center for Disability Rights, Rochester, NY for the provision of Consumer Directed Personal Assistance Program; to be effective January 1, 2014 through December 31, 2014 at rates set by the New York State Department of Health. County cost is \$0.

Orleans County Office for the Aging, Albion, NY for the provision of assisting select public assistance clients in applying for SSI; to be effective January 1, 2014 through December 31, 2014 at a cost of \$5,000. County cost is dependent upon program for which the client is eligible.

Orleans County Office for the Aging, Albion, NY for the provision of PERS program to eligible Medicaid recipients; to be effective January 1, 2014 through December 31, 2014 at a cost of \$31 per client per month. County cost is 25%.

Moved, Smith; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 422-1213**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 272.84	Orleans County Buildings and Grounds	911 Fiber Project
\$2,030.15	Graybar Electric	911 Fiber Project (Inv #969530699)
\$35,887.47	Harris Corporation PSPC	November 2013 Monthly Installment
\$35,887.47	Harris Corporation PSPC	December 2013 Monthly Installment
\$482.55	Graybar	9-1-1 Upgrade Project fiber/ flex inner duct (Inv #969461426)
\$2,528.41	Orleans County Highway Dept.	Materials for fiber optic cable project from 9/9 - 11/12/13
\$1,662.02	Info Advantage	Invoice 201311106 Fiber Project
\$12,142.00	Madcom	Invoice 541 Directional Bore –Radio Project (PO 53336)
\$7,100.00	Madcom	Invoice 540 Engineering,

\$3,045.00 Comstar Supply, Inc.

\$220.25 Graybar Electric

construction oversight for  
Radio Project (PO 53336)  
Invoice 61246 Polymer  
Concrete Handholes/Radio  
Proj.  
Duraline buried duct  
couplers – 911 Fiber optic  
Project (Inv #969657018)

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 423-1213**

APPROVING MEMORANDUM OF UNDERSTANDING  
AGREEMENT WITH GENESEE COUNTY FOR MAINTENANCE OF  
TAX MAPS

RESOLVED, that this Legislature approves a Memorandum of Understanding agreement between Orleans County Real Property Tax Service and Genesee County, Old County Courthouse, 7 Main St, Batavia, NY for maintenance of the Orleans County tax maps at a cost of \$6,500 for the term January 1, 2014 through December 31, 2014.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 424-1213**

AUTHORIZING FILLING OF VACANCY IN THE PERSONNEL  
DEPARTMENT

RESOLVED, that this Legislature authorizes the filling of a vacant, full-time Personnel Assistant position (1430.2) in the Personnel Department at Grade 3 of the Management Compensation Salary Schedule, effective December 12, 2013.

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 425-1213**

**APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2014**

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2014; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2014 as follows:

**EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PROGRAM PLAN**

**Program Revenues:**

Commissions/Deposits 2014	\$ 6,300.00
Raffles	\$100.00
Total	\$ 6,400.00

**Program Expenditures:**

GCASA Contract	\$1710.00
Employee of the Month Program	\$475.00
Summer Picnic	1,100.00
Holiday Luncheon	\$1,500.00
EAP Activity or Purchase	\$1,500.00
Miscellaneous	\$115.00
Total	\$6,400.00

Moved, Johnson; second, Bower.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.



**RESOLUTION NO. 426-1213**

**APPROVING APPOINTMENTS TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE**

RESOLVED, that this Legislature authorizes the following appointments to the Employee Assistance Program Committee for the following terms:

Allison Schoolcraft	Villages – Management	1/1/14-12/31/15
Jackie Tarricone	Highway - Management	1/1/14-12/31/15
John C. Welch, Jr.	Personnel – Management	1/1/14-12/31/15
Patricia Urquhart	Mental Health- CSEA	1/1/14-12/31/15
Laurie Sultzbach	DSS- CSEA	1/1/14-12/31/15

Moved, Johnson; second, Bower

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 427-1213**

**APPROVING RENEWAL AGREEMENT BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NTS DATA SERVICES**

RESOLVED, that this Legislature approves a renewal agreement between the Orleans County Board of Elections and NTS Data Services, 1342 Military Road, Niagara Falls, NY 14304, to provide TEAM Voter Registration, the Sign-It Digitization Program, Full Document Imaging, and IMS Interface Messaging System and Support Services for period commencing January 1, 2014 through December 31, 2018, with annual payments of \$23,250 will be due to NTS by January 15<sup>th</sup> of each year through December 31, 2018. County Cost 100%.

Moved, Eick; second, Smith.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 428-1213**

**AUTHORIZING PURCHASE OF CONVECTION STEAMER FOR THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes purchase of a Accutemp Boilerless Convection Steamer, Model No. N61201E060 from Buffalo Hotel Supply, 375 Commerce Dr, Amherst, NY 14228-2304 for the Villages of Orleans Health and Rehabilitation Center at a cost of \$13,038 (PO53587) to be paid from the Villages of Orleans Enterprise Account EH6030.250 – Other equipment.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 429-1213**

**APPROVING RENEWAL OF AGREEMENT WITH F-E-S ASSOCIATES TO PREPARE A LAKE ONTARIO REGIONAL HARBOR DREDGING PLAN**

WHEREAS, Legislature Resolution No. 255-811 approved an agreement with FES Associates of Rochester, NY on August 24, 2011 to prepare a Lake Ontario Regional Harbor Dredging Plan; and

WHEREAS, Legislature Resolution No. 108-313 authorized an agreement amendment extending the agreement through December 31, 2013; now, be it

RESOLVED, this Legislature hereby renews said agreement through December 31, 2014 at no additional county cost and authorizes the Legislature Chairman to execute an agreement amendment with FES Associates.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Allport returned into attendance in the Legislative Chambers.

Legislator Johnson moved to approve a lease agreement with Toshiba Business Solutions for leasing several new multifunction machines in various departments. Legislator Johnson commended Onnalee O'Connor, Deputy Clerk of the Legislature, for negotiating these contracts and saving the county money. Legislator Bower seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 430-1213**

**APPROVING LEASE AGREEMENT BETWEEN ORLEANS COUNTY AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves a lease agreement between Orleans County and Toshiba Business Solutions, 6000 N. Bailey Ave., Amherst, NY 14226 to provide five (5) Toshiba e-Studio multifunction machines for a 39 month lease effective January 1, 2014 through March 31, 2017 as follows:

Sheriff's Office	e-Studio 3055C	\$187.00 per month
Sheriff Deputies	e-Studio 2555C	\$159.00 per month
Sheriff/Jail	e-Studio 356	\$115.00 per month
Dept of Social Services	e-Studio 306	\$113.00 per month

Above are bill per copy B&W .0075 per page, Color .0475 per page with an annual increase of 2.5%

County Clerk/DMV	e-Studio 2505F	\$43.31 per month
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Above is bill per copy B&W .0189 per page with an annual increase of 2.5%

Moved, Johnson; second, Bower.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 431-1213**

**APPROVING LEASE AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves a lease agreement between The Villages of Orleans Health and Rehabilitation Center and Toshiba Business Solutions, 6000 N. Bailey Ave., Amherst, NY 14226 to provide one (1) Toshiba e-Studio 356 multifunction machine for a 39 month lease effective January 1, 2014 through March 31, 2017. Monthly payment of \$115 includes the fax option. Toshiba will bill per copy B&W .0075 per page with an annual increase of 2.5%.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 432-1213**

**AUTHORIZING FILLING VACANCIES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes the filling of the following vacant positions at the Villages of Orleans Health and Rehabilitation Center effective December 12, 2013:

Quality Assurance Program Coordinator (6030.017) full-time position at Grade 7 of the Management Compensation Plan.

RN Charge Nurse (6030.018) full-time position at Grade 21 of the CSEA Salary Schedule.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 433-1213**

AUTHORIZING A POSITION TITLE CHANGE IN THE PUBLIC HEALTH DEPARTMENT AND AUTHORIZING THE FILLING OF A VACANCY IN THE PUBLIC HEALTH DEPARTMENT

WHEREAS, the interaction with the public has changed for the full time Director of Patient Services over the last twenty years in the Public Health Department; and

WHEREAS, the interaction with the public has changed from a patient focused service to a community health services environment for the Public Health Department; and

WHEREAS, the Patient of Director of Patient Services is retiring effective January 31, 2014; now, be it

RESOLVED, that this Legislature changes the title of Director of Patient Services to the Director of Community Health Services continuing at Grade 9 of the Management Plan effective February 1, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly titled position of Director of Community Health Services in the Public Health Department at Grade 9 of the Management Plan effective February 1, 2014.

Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 434-1213**

AUTHORIZING CONVEYANCE OF 484 EAST CENTER STREET, TAX MAP NO. 80.10-1-21.1, TO COUNTY OF ORLEANS IDA AND/OR THE ORLEANS LAND RESTORATION CORPORATION

WHEREAS, the real property commonly known as 484 East Center Street in the Village of Medina, tax map parcel no. 80.10-1-21.1 is

subject to a Supplemental In Rem Tax Foreclosure proceeding pursuant to Article 11 of the Real Property Tax Law; and

WHEREAS, County Resolution No. 393-1113 provides that parcels may be conveyed by the County to a municipality, EDA, or not-for-profit organization on such terms and conditions as the County by resolution may determine, and

WHEREAS, the County of Orleans IDA (hereinafter "COIDA") and the Orleans Land Restoration Corporation (hereinafter "OLRC") have requested conveyance of the 484 East Center Street property for no consideration as a part of their economic development efforts for ultimate conveyance of the property to John Nappa, CNC Technical Solutions or an affiliated entity to expand development and employment; and

WHEREAS, this Legislature recognizes and determines that the ultimate conveyance of the 484 East Center Street parcel by COIDA and/or OLRC to John Nappa, CNC Technical Solutions or affiliated entity, serves the best interests of the County of Orleans by assisting COIDA and/or OLRC to foster economic development within the County; now, therefore be it

RESOLVED, that this Legislature directs cancellation of any unpaid taxes and relieved Village and School taxes with respect to said tax map parcel no. 80.10-1-21.1 with the exception of the 2014 County/Town tax and the relieved 2013/2014 Village tax and the 2013/2014 School tax, with appropriate chargebacks of the unpaid taxes to the taxing entities; and be it

FURTHER RESOLVED, that the Orleans County Treasurer is authorized to execute a deed and other related documents conveying all of the County's right, title and interest in and to said parcel to COIDA and/or OLRC; and be it

FURTHER RESOLVED, that this resolution approving transfer of the property is contingent upon approval of the boards of COIDA and/or OLRC; and be it

FURTHER RESOLVED, that conveyance of title by the County as contemplated by this resolution is subject to COIDA and/or OLRC entering into a satisfactory agreement by COIDA and/or OLRC with John Nappa, CNC Technical Solutions or an affiliated entity, to acquire the property.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 435-1213**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget to finish year end projects as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$15,000
<u>TO:</u>		
A1620.403	Building Maintenance Projects	\$15,000

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 436-1213**

**AUTHORIZING THE TREASURER TO SET UP NEW MONEY IN THE MENTAL HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Mental Health Budget as a result of receiving funds from the Mental Health Association for advertising for the Suicide Prevention Coalition of Orleans County as follows:

REVENUE:

A1620	Mental Health Fees	\$300
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APPROPRIATIONS

A4310.433	Advertising & Legal Notices	\$300
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Moved, Eick; second, Rush.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 437-1213**

**AUTHORIZING BUILDINGS AND GROUNDS DEPARTMENT TO ACCEPT BID ON HVAC ROOF TOP UNIT FOR DRUG TASK FORCE AND APPROVING AGREEMENT WITH HOUSEMAN REFRIGERATION**

WHEREAS, advertisement for sealed bids occurred and four bids were publically opened on September 10, 2013; now, be it

RESOLVED, that this Legislature authorizes the Highway Superintendent to accept the bid specifications of a Trane YCH072 HVAC Roof Top Unit for the Public Safety Building remodel project for the Drug Task Force, to include materials and labor necessary for the installation from Houseman Refrigeration, P O Box 213, Oakfield, NY 14125 in the amount of \$23,290 to be paid from Buildings and Grounds account A1620.403 – Maintenance Projects; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the agreement between the Buildings and Grounds Department and Houseman Refrigeration, P O Box 213, Oakfield, NY 14125.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Smith moved to fill a vacancy in the Office for the Aging due to a part-time person retiring; seconded by Legislator Allport. The following resolution was adopted:



**RESOLUTION NO. 438-1213**

**AUTHORIZING FILLING OF VACANCY IN OFFICE FOR THE AGING**

RESOLVED, that this Legislature does hereby authorize the filling of a vacant part time Keyboard Specialist position (6772.26) in the Office for the Aging at Grade 7 of the CSEA Salary Schedule, effective December 16, 2013.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 439-1213**

**AUTHORIZING OFFICE FOR THE AGING TO APPLY FOR THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT (MIPPA) FUNDING**

RESOLVED, that this Legislature authorizes Office for the Aging to apply for the MIPPA grant in the amount of \$10,374 to educate and assist Medicare beneficiaries with limited incomes, outreach and assistance with Medicare Part D for beneficiaries in rural areas, and assist with Low Income Subsidy and Medicare Savings Applications effective September 30, 2013 through September 29, 2014, County Cost \$0; and be it

FURTHER RESOLVED, that the County Chairman is hereby authorized to execute the grant agreement and all related documents associated with this grant, subject to review by the County Attorney.

Moved, Smith; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 440-1213**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN WEIGHTS AND MEASURES DEPARTMENT AND MODIFYING RESOLUTION NO. 194-491

RESOLVED, that this Legislature authorizes abolishing of the full-time position of Director of Weights and Measures effective December 31, 2013; and be it

FURTHER RESOLVED, that this Legislature authorizes creation of a part-time position of Director of Weights and Measures in the Management Compensation Plan effective December 31, 2013; and be it

FURTHER RESOLVED, that the part-time Director of Weights and Measures will work a total of three (3) eight hour days per week not to exceed 1252 hours with salary not to exceed 30,000 per year; and be it

FURTHER RESOLVED, that the part-time Director of Weights and Measures will maintain Department Head Status; and be it

FURTHER RESOLVED, that this Legislature authorizes filling of the newly created, vacant position effective January 2, 2014; and be it

FURTHER RESOLVED, that this Legislature modifies Resolution No. 194-491 removing the duties of Orleans County Safety Officer assigned to the Director of Weights and Measures effective December 31, 2013.

Moved, Allport; second, Smith.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 441-1213**

AUTHORIZING EXPENDING OF GRANT FUNDS IN EMERGENCY MANAGEMENT

WHEREAS, Orleans County anticipates that FCC mandated rebanding and radio system expansion will be completed in April 2014; and

WHEREAS, Orleans County desire to supply Public Safety responders with current state of the art portable radios and accessories; and

WHEREAS, Resolution No. 322-913 authorized \$26,667.00 of SHSP FY12 grant funds to purchase Harris Portable Radios; and

WHEREAS, additional radios need to be procured as part of the 800 MHz radio system rebanding and system expansion at a cost of \$331,059.90; be it

RESOLVED, that this Legislature authorizes the Director of Emergency Management to purchase portable radios and accessories from State Homeland Security Grant Funds (SHSP) FY2011, FY2012, FY2013 and Emergency Management Performance Grant Funds (EMPG) FY2012, FY2013 for a total amount of \$190,162.20; the balance of \$140,897.70 to be paid from Capital Project – Radio Project, H3097.250; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new monies in Emergency Management as follows:

Revenue

A4309.2011	State Homeland Security Program E.M.	\$61,660.25
A4309.2012	State Homeland Security Program E.M.	\$46,634.95
A4309.2013	State Homeland Security Program E.M.	\$40,833.00
A4305.2012	Emergency Management	\$20,665.00
A4305.2013	Emergency Management	\$20,369.00

Appropriation

3640.486.2011	SHSP Grant FY2011	\$61,660.25
3640.486.2012	SHSP Grant FY2012	\$46,634.95

3640.486.2013	SHSP Grant FY2013	\$40,833.00
3640.486.0012	EMP Grant FY2012	\$20,665.00
3640.486.0013	EMP Grant FY2013	\$20,369.00

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to set the salaries for the Orleans County Clerk and the Orleans County Treasurer and she commended both of them on their re-election; seconded by Legislator Bower. The following resolution was adopted:

**RESOLUTION NO. 442-1213**

**SETTING SALARIES FOR THE ELECTED OFFICES OF ORLEANS COUNTY CLERK AND ORLEANS COUNTY TREASURER**

RESOLVED, that this Legislature does hereby set the salaries of the elected officials holding the offices of the Orleans County Clerk and the Orleans County Treasurer at Grade 10, Step 7 of the Management Compensation Plan to be effective at the beginning of their term on January 1, 2014.

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 443-1213**

**AUTHORIZING THE TREASURER TO PROVIDE SUPPLEMENT ALLOCATIONS TO OUTSIDE AGENCIES FROM THE CONTINGENCY FUND**

RESOLVED, that the Treasurer is authorized to provide supplement allocation to outside agencies from the contingency account in the 2013 budget as follows:

From:

A1990.435 Contingency Fund \$11,500

To:

A7450.439 Cobblestone Museum \$1,000  
A8720.439 Sportsman Federation- Authorized Agencies \$2,000  
A8745.439 Soil & Water- Authorized Agencies \$2,000  
A8750.439 Cooperative Extension- Authorized Agencies \$2,500  
A8751.439 Council of the Arts \$4,000

Moved, Johnson; second, Bower.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 444-1213**

**REINSTATING AND SCHEDULING SECOND REGULAR MEETING  
IN THE MONTH OF DECEMBER 2013**

RESOLVED, that this Legislature wishes to reinstate the second regular meeting in the month of December which is to be held on Monday, December 23, 2013 at 4:30 p.m. in the Legislative Chambers, 3 South Main St, Albion, NY.

Moved, Johnson; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard opened the floor for generalized questions or concerns. Al Capurso, Gaines, who came to the November meeting to inform and also remind this Legislature of an 1830 resolution which the county agreed to accept responsibility for the poor and the infirmed in Orleans County. He asked at that time it if was still a controlling authority, still a law on the books as far as a county charge. He was told at that time that the county would look into it. He believes that if it is still a controlling authority, and the county still has that responsibility, that the sale of the county nursing home would run contrary to that resolution. He is here today asking if the resolution was found and reviewed. Chairman Callard stated that Attorney Schubel has researched the resolution and is prepared to comment. Attorney Schubel reported that he has reviewed the resolution

and the old history of social welfare legislation and how this county addressed it from 1830 until the present. In his opinion the 1830 resolution which was cited in Mr. Capurso's letter, as with any resolution adopted by a county legislative body is subject to being revised, modified, or superseded by subsequent county legislative action. The operation and ownership of the nursing home by a county is discretionary, not mandatory Attorney Schubel expressed. There is no state or federal statute which mandates a county to operate a nursing home. In this instance, the County's action to establish the LDC and the transfer of the facility to the LDC are all purely policy making and legislative in character and fall within the province of the legislative powers of this county legislature. This issue was raised in the two judicial challenges that were made to the county's actions in the Supreme Court of Orleans County. This court has made a finding on two separate occasions and rendering decisions in proceedings where the County acts have been judicially challenged. Attorney Schubel stated that he does not feel that the 1830 resolution is reformed.

Al Capurso thanked Attorney Schubel for his report. He said it was not his understanding that the 1830 resolution did get before Judge Punch and he would be very surprised to hear if that was indeed the case, but it his belief it did not. He urged closer scrutiny on that. Mr. Capurso followed up questioning that if a resolution was found stating that the county's responsibility is to the poor and infirmed for the last 183 years, does it require the rescinding of that resolution to move forward? Attorney Schubel thinks that the whole breath of actions that the county since that time acted to supersede that 1830 resolution. He further stated that we have to bear in mind that The Villages is a Nursing Home but is also a medical facility that falls within the definition of a hospital under the Public Health Law and is licensed by the New York State Department of Health and also under the Public Health and Health Planning Council. It is a medical facility that has nothing to do with Social Services, nor is it under the auspices of Social Services. There is no mean testing to be admitted into the Nursing Home. To try to tie in the Alms House which was a way to address paupers and what we have Attorney Schubel believes is a stretch beyond any rational basis.

Al Capurso disagreed with the statement. Legislator Bower interjected in saying that the actions that were before Judge Punch had nothing to do with the 1830 resolution. Attorney Schubel said that the Judge did still find that the county's actions were lawful and he believes that stands. Legislator Bower said the actions were lawful based on the court actions. Would he have found the same if this resolution was incorporated in some fashion with respect to this resolution, asked Legislator Bower? Attorney Schubel stated that if you read the decisions it states that what the county did was proper legislative actions. Legislator Bower believes that Judge Punch did not know about the resolution. Attorney Schubel agreed with that but he thinks it is irrelevant.

Paul Lauricella, Yates, thanked the three legislators for voting no on the budget. He knows that they all had their specific reasons for doing it and he hopes that the new Legislators coming in can address some of those problems like lowering taxes and putting more power back in the hands of the Legislators when it comes to sitting down with the departments making the budget, a little more transparency he requested.

Chairman Callard clarified that each Legislator has responsibility that covers every department within the county. Each Legislator signs off on the respective budgets of each department they represent and the budget is written from that. In conclusion, each Legislator participates greatly in the process of the budget. Mr. Lauricella stated that is not what Legislator Bower stated. Chairman Callard informed Mr. Lauricella that he is clarifying the process.

Allen Lofthouse, Kendall, asked when the nursing home is finally sold, he has heard rumors that the commission is at an entity of \$1.4 million. Mr. Nesbitt indicated that is not even close, it will be at 2.5% of the sale price. Mr. Lofthouse asked if a sale price has been settled on yet. Mr. Nesbitt stated that he is not in the position to inform him of that.

Mr. Lofthouse also asked about the Health Department fees and inspection process to serve food and he understands that this was not a mandatory thing to enforce. Paul Pettit, Director of Public Health, indicated that this was voted in by the Board of Health. Mr. Lofthouse asked if all counties have opted into the same process. Mr. Pettit indicated that all counties

follow New York State Sanitary Code which lays out the inspection process and requirements for all food service establishments that serve food to the public. Mr. Pettit said that different counties have different ways in approaching that process. Mr. Lofthouse said that they met with Senator Maziarz and that it didn't sound like it was mandatory and a number of counties did not opt into it. Mr. Pettit stated that it was discussed thoroughly through health committees and the Board of Health when it was put in place. The primary underlying reason for it was to make sure that everybody who serves food to the public has a level of competency in food handling safety techniques. Mr. Lofthouse stated that you now have implemented something new in the training requirement because the health department has always had their inspection rules. He wanted to know if the training was mandated by the state, which Mr. Pettit stated it is not, but a new requirement in our county. Mr. Pettit added that training requirements are under consideration in our state sanitary code revisions. He thinks there are well over two thirds of the different counties across the state who has implemented training requirements to date.

Dee Smith, Gaines, stated she is very upset with the Legislators and the Nursing Home is on her mind a lot. She does not know what else to do but feels that there is something wrong here. She accused Legislators of lying to her and indicated a lack of trust. She felt that the fishermen were getting better care than her. Legislator Rush asked her how she knows she will not get good care when the nursing home is sold and she needs to reside there. She said she does not know that she would. She indicated that she is really upset that "you people" are not working for the public, you are working for yourself. She indicated that she has no trust.

Legislator Allport indicated that a referendum is illegal. It is illegal to use taxpayers' money for a referendum. He indicated that whoever told her a referendum was legal, lied to her. In regards to Northwood, Legislator Allport stated the he brought Senator Gillibrand to Northwood. The Senator's staff listened to the complaints and Senator Gillibrand's office after inspecting the elevator/lift, forwarded two booklets for available grant money. Because of the legal situation of this piece of property, he forwarded these grants to Q&D which oversees the management of this property to see if they could pertain to the upgrade of this lift.



Mrs. Smith asked about the Villages and the dishonesty. Legislator Allport said there is no dishonesty. She asked if all of them would take a lie detector test. Chairman Callard called this discussion to an end and asked for a motion to adjourn.

Legislator Rush moved to adjourn; second by Legislator Bower. Meeting adjourned at 5:07 p.m.

**LEGISLATURE MEETING**  
December 23, 2013

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Smith, the Clerk called the roll. All Legislators were present, with the exception of Legislator Bower.

The Deputy Clerk had no communications to mention today. Treasurer Heard distributed an Analysis of Monthly Cash Receipts and Disbursements through November 2013. She reported that the general fund was paid back the loan from the capital project. The New York State Retirement check was mailed for \$3.9 million in the first week of December therefore the next month the balance may not look so great.

Chairman Callard opened the floor for public comment concerning the resolutions but no comment was offered.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 445-1213**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	6540-6701	\$380,654.39
Highway	282-287; 613-621	\$82,298.56
Nursing Home	1425-1429; 1432-1435; 36582-26624	\$300,630.05
Job Development	1369-1379; 1380-1388	\$14,225.20
Self Insurance	53117-53118; 1047	\$20,735.28

Moved, Rush; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 446-1213**

**APPROVING APPORTIONMENT OF THE 2014 GENERAL COUNTY BUDGET**

RESOLVED, that the apportionment of the General County Budget for 2014, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 447-1213**

**APPROVING ABSTRACT OF 2014 SOLID WASTE/RECYCLING PROGRAM FEES**

RESOLVED, that the Abstract of 2014 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature.

Moved, Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 448-1213**

**APPROVING ABSTRACTS OF TAX ROLLS**

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3) Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the County and be fixed as the tax rates for the extension of taxes in such districts.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 449-1213**

**APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS**

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; be it

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and be it

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 450-1213**

**APPROVING APPORTIONMENT OF 2014 SALES TAX TO TOWNS AND VILLAGES**

RESOLVED, that the apportionment of the 2014 Sales Tax to Towns and Villages as presented below by the Clerk of the Legislature in the foregoing warrants be, and hereby is approved by this Legislature.

2014 Sales Tax Apportioned to Towns and Villages

Town	Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$269,873.14	57.45%	155,042.12	114,831.02
Barre	\$64,536.27			64,536.27
Carlton	\$95,418.07			95,418.07
Clarendon	\$116,260.89			116,260.89
Gaines	\$107,656.06	19.86%	21,380.49	86,275.57
Kendall	\$86,813.23			86,813.23
Murray	\$158,966.37	30.57%	48,596.02	110,370.35
Ridgeway	\$216,076.99	42.29%	91,378.96	124,698.03
Shelby	\$169,515.26	40.57%	68,772.34	100,742.92
Yates	\$81,554.72	19.02%	15,511.71	66,043.01

Totals	\$1,366,671	400,681.64	965,989.36
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The percentage due to the village is determined by dividing the village taxable value by the town taxable value

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 451-1213**

**AUTHORIZING FILLING VACANCIES IN THE SHERIFF’S OFFICE/DISPATCH**

RESOLVED, that this Legislature authorizes the filling of two (2) vacant part-time Civilian Dispatchers (3020.17 & 3020.19) at the Orleans County Sheriff’s Office/Dispatch, at an hourly rate of \$11.14.

Moved, Bower; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 452-1213**

**APPROVING GRANT AGREEMENTS BETWEEN THE NEW YORK STATE HOMELAND SECURITY AND ORLEANS COUNTY OFFICES OF EMERGENCY MANAGEMENT AND SHERIFF**

WHEREAS, Resolution No. 233-613 authorized our Emergency Management Office and Sheriff Office to participate in FY2013 State Homeland Security grant in the amount of \$90,000; now be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant SH13-1040-D00; contract #C972430 in the amount of \$67,500 for the Emergency Management Office to use towards interoperable communications under FY2013 SHSP allocation effective September 1, 2013 through August 31, 2015; and be it

FURTHER RESOLVED, that this Legislature authorized the Chairman to electronically sign e-grant LE13-1036-D00; contract #T972432 in the amount of \$22,500 for the Sheriff’s Office to use towards

law enforcement terrorism prevention activities under FY2013 SLETPP allocation effective September 1, 2013 through August 31, 2015.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 453-1213**

AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER

WHEREAS, the part time custodial worker has resigned at the Villages of Orleans Health and Rehabilitation Center; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center is wishing to create uniform position titles in the housekeeping and laundry departments; now, therefore be it

RESOLVED, that this Legislature authorizes abolishing a vacant part-time Custodial Worker position (6030.416) at Grade 2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a part time Health Facility Worker at Grade 2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective December 24, 2013.

Moved; Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 454-1213**

APPROVING RENEWAL AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following renewal agreements for the Mental Health Department for the 2014 calendar year:

John G. Amos, Ph.D., 9 Woodrose Dr., Webster, NY 14580 providing services as Consulting Psychologist for 14 on-site hours per week at an hourly rate of \$115.21, with cost not to exceed \$77,422. County cost is \$5,420.

Tulio Ortega, MD, 2 Featherstone Ct., Pittsford, NY 14534 providing services as Medical Director for an average of 11 on-site hours per week at an hourly rate of \$144, with cost not to exceed \$76,032. County cost is \$5,322.

Orleans County Attorney, P. O. Box 606, Medina, NY 14103 providing attorney services as needed for matters requiring counsel at a cost of \$8,000. County cost is \$560.

Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, NY 14032-9001 providing services as Staff Psychiatrist for an average of 20 hours per month at an hourly rate of \$185, which includes on-site time and time away from the department while conducting department evaluations, with cost not to exceed \$44,400. County cost is \$41,292.

Ann P. Burbank, NPP, 32 Park View Drive, Pittsford, NY 14534 providing services as a Psychiatric Nurse Practitioner for up to 384 hours for the duration of this 12-month contract at an hourly rate of \$97.93, with cost not to exceed \$37,605. County cost is \$2,632.

Kashinath B. Patil, MD, 490 Ridge Road, Rochester, NY 14621 providing services as a Staff Psychiatrist for up to 240 hours for the duration of this 12-month contract at an hourly rate of \$140, with cost not to exceed \$33,600. County cost is \$2,352.

Lakshman Prasad, MD, 5513 Gates Drive, Williamson, NY 14589 providing services as a Staff Psychiatrist for up to 520 hours for the duration of this 12-month contract at an hourly rate of \$140, with cost not to exceed \$72,800. County cost is \$5,096.



Friends of Mental Health in Orleans County, 20 S. Main Street, Albion, NY 14411 providing Mental Health Association advocacy services and drop-in center at a cost of \$63,661. County cost is 0.

Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, NY 11021 providing software maintenance and support for computer software utilized by the department for electronic client billing and scheduling at a cost of \$8,820.90. County cost is \$617.50.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 455-1213**

#### **AUTHORIZING PURCHASE FROM HIGHWAY BUDGET**

RESOLVED, that this Legislature approves the purchase of Traffic Safety Signs from Richard-Cin Signs and Supplies, Inc., 9721 Trevett Rd, Boston, NY 14025 at a total cost of \$6,539 to be paid from the Highway Budget which \$6,500 reimbursed through the Consolidated Highway Improvement Program (CHIPS). County Cost is \$39.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent; Bower.

Chairman Callard commented that this has only \$39 of county cost. He questioned if these are generalized signs or something specific. Highway Superintendent Gray reported that they are traffic signs, crossroads and stop signs.

### **RESOLUTION NO. 456-1213**

#### **APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY SHERIFF'S OFFICE AND NIAGARA COUNTY CRIME LAB**

RESOLVED, that this Legislature approves the 3-year agreement with the Niagara County Sheriff , 5526 Niagara Street Ext., Lockport, NY

14095, for forensic services from January 1, 2014 through December 31, 2016, as follows:

2014 - \$12,500.  
2015 - \$13,000.  
2016 - \$13,500.

and \$50 per hour for expert testimony.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 457-1213**

#### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Christopher Mitchell Funeral Home, 21 West Ave., Albion, NY 14411 to provide Transporter services for Coroner cases located in Orleans County. Contract period January 1, 2014 through December 31, 2017. Contract amount \$150 per removal, and \$1.50 per mile traveled. Full County cost.

Bates & Tuttle Funeral Home, 226 Pearl St., Medina, NY 14103, to provide Transporter services for Coroner cases located in Orleans County. Contract period January 1, 2014 through December 31, 2017. Contract amount \$150 per removal, and \$1.50 per mile traveled. Full County cost.

Merrill - Grinnell, 12 Ingersoll Rd, Albion, NY 14103, to provide Transporter services for Coroner cases located in Orleans County. Contract period January 1, 2014 through December 31, 2017. Contract amount \$150.00 per removal, and \$1.50 per mile traveled. Full County cost.

United Memorial Medical Center, 127 North St; Batavia, NY 14020 to provide rabies post exposure treatment for Orleans County residents that

have been identified/diagnosed as exposed to a rabid animal. Contract will allow residents to receive treatment at the Urgent Care facility \$140 per patient or the hospital emergency room (\$200) per patient. Reimbursement from Rabies grant and some insurance companies.

Orleans Community Health, 200 Ohio St; Medina, NY 14103 to provide rabies post exposure treatment for Orleans County residents that have been identified/diagnosed as exposed to a rabid animal. Contract will allow residents to receive treatment at the Urgent Care facility \$140 per patient or the hospital emergency room \$200 per patient. Reimbursement from Rabies grant and some insurance companies.

David C. Schubel, Orleans County Attorney, P O Box 606; Medina, NY 14103 to provide Attorney services to the Orleans County Health Department. Contract period January 1, 2014 through December 31, 2014. Contract amount not to exceed \$15,500. Reimbursement from various NYS contract grants and State Aid. County cost \$0.

3D Delivery/dba Genesee Delivery, 58 Kingsbury Avenue; Batavia, NY 14020 to provide delivery services for the Orleans County Health Department to the Erie County Public Health Lab for water and medical samples. Contract period, January 1, 2014 through December 31, 2014. Contract amount of \$1.60 per mile. Reimbursement from State aid.

Office for the Aging, 14016 Rt. 31 West; Albion, NY 14411 to provide Accident training and Safety Programming for the eligible senior residents over the age of sixty (60) in Orleans County. Contract period January 1, 2014 through December 31, 2014. Reimbursement up to \$10,000. Reimbursement from State Aid; Injury and Accident prevention. No County cost.

Genesee County, 7 Main St.; Batavia, NY 14020 to share with Orleans County Health Department the “Director of Patient Services” role; effective January 1, 2014 through January 31, 2014; and for the new position titled “Director of Community Health Services” effective February 1, 2014 through December 31, 2014. Contract to provide shared services within Orleans County and Genesee County. Director will be a

paid employee of Orleans County with Genesee County sharing half the costs. Reimbursement from Genesee County and State Aid.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 458-1213**

**AUTHORIZING ADJUSTMENT OF INSURANCE PROGRAM ASSISTANT SALARY**

WHEREAS, the job description of the Personnel Assistant in addition to the typical work activities enumerated therein also mandates that the Personnel Assistant shall also be the Insurance Program Assistant; and

WHEREAS, it is the desire of this Legislature to appropriately compensate the Personnel Assistant for also serving as the Insurance Program Assistant; be it

RESOLVED, that effective January 1, 2014, the incumbent Personnel Assistant shall be paid an annual salary of \$1,000 and effective July 1, 2014, the incumbent Personnel Assistant shall be paid an annual salary of \$1,010 for serving as Insurance Program Assistant in addition to the salary established and authorized for the Personnel Assistant.

FURTHER RESOLVED, that this Legislature authorizes the Director of Personnel and Self Insurance to fill the appointment for the Insurance Program Assistant effective January 2, 2014.

Moved, Johnson; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 459-1213**

**AUTHORIZING TREASURER TO SET-UP NEW MONEY IN THE SHERIFF'S BUDGET AND AUTHORIZING PURCHASE**

WHEREAS, Resolution No. 300-912 authorized the Sheriff to accept grant funds from NYS Division of Homeland Security in the amount of \$20,500 (LE12-1029-D00); be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget to purchase.

Revenue

A4308	Homeland Security/LE12-1029-D01	\$19,813.50
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Appropriation

A3110.486	Special Grants	\$19,813.50
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FURTHER RESOLVED, this Legislature authorizes the purchase of a Bar-coded Evidence Analysis, Statistics, and Tracking (BEAST) and printer, from Porter Lee Corporation, 1901 South Wright Blvd, Schaumburg, IL, in the amount of \$11,348.50 (PO#53724) and, ARAS Accident Reconstruction Total Station from ARAS 360 Technologies Inc., 1425 B Pearson Place, Kamloops, BC, in the amount of \$8,465. (PO#53723), payable from Sheriff Account A3110.486 Special Grants, (LE12-1029-D01).

Moved, Johnson; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 460-1213**

**APPROVING AGREEMENT BETWEEN PROBATION AND NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLVED, that this legislature approves the following agreement with the Orleans County Probation Department and New York State Division of Criminal Justice Services, Alfred E. Smith Office Bldg., Albany, NY 12210 to provide monies from the Governor's Traffic Safety Council to implement and supervise Leandra's Law Ignition Interlock cases, which is a state mandated program, effective October 1, 2013 through September 30, 2014 in the amount of \$11,131, (II12-1025-D01/T523683).

Moved, Johnson; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 461-1213**

#### **APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Pathstone Corporation, Rochester, NY for the provision of housing at a safe dwelling to victims of domestic violence who are eligible for DSS payment of these services; to be effective January 1, 2014 through December 31, 2014. Rates are established by NYS Office of Children & Family Services.

Crestwood Children's Center, Rochester, NY for the provision of residential foster care services; to be effective October 1, 2013 through September 30, 2014 at per diem rates established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Gateway-Longview, Buffalo, NY for the provision of residential foster care services; to be effective January 1, 2014 through December 31, 2014 at per diem rates established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2014 through December 31, 2014 at a cost of \$169/client. Reimbursement/County Cost is dependent on case type (TANF – 0% local cost, Safety Net – 100% local cost).

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 462-1213**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Civil Clerk position (3110.16) in the Sheriff's Office at Grade 2 of the (OCSEA) Orleans County Sheriff Employees Association Salary Schedule, effective January 6, 2014.

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 463-1213**

**APPROVING RENEWAL AGREEMENTS BETWEEN OFFICE FOR THE AGING AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Office for the Aging Department:

Ellen Foster, RD of 33 Willmont Street, Rochester, NY to provide dietician services for Orleans County residents age 60 and older from January 1, 2014 to December 31, 2014 at a cost of \$13,439. County cost is \$597.

Philips Lifeline, of 111 Lawrence Street, Framingham, MA 01701, to provide personal emergency response services/monitoring to Orleans County residents, extending agreement authorized in Resolution No. 267-812, from January 1, 2014 to October 31, 2015. County Cost \$0.

Moved, Smith; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

## RESOLUTION NO. 464-1213

### APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

SimplexGrinnell, 90 Goodway Dr., Rochester, NY, 14623, a renewal agreement for maintenance of the life safety system effective January 1, 2014 through December 31, 2015 in the amount of \$5,663 per year.

Kinney Drugs. Inc. 29 E. Main St., Gouverneur, NY 13642 for pharmacy consultant services to the nursing home effective January 1, 2014 through December 31, 2015 at \$960 per month.

Diversified Services, 2900 Delaware Ave., Kenmore, NY 14217, a renewal agreement for Speech Therapy Services, effective December 1, 2013 through November 30, 2014, in the amount of \$58.00/hour.

Kinney Drugs. Inc. 29 E. Main St., Gouverneur, NY 13642, a renewal agreement for pharmacy services to the nursing home and the county jail effective January 1, 2014 through December 31, 2014 at no cost increase.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Allport moved to renew an agreement between the Unified Court System and our Buildings and Grounds Department. He stated that this is another hidden cost pushed down from Albany with a 9% reduction in payment for services performed at the Orleans County Courthouse; seconded by Legislator Smith. The following resolution was adopted:



**RESOLUTION NO. 465-1213**

**APPROVING RENEWAL AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND NYS UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves a five (5) year renewal agreement with the Buildings and Grounds division of the Orleans County Highway Department and the New York State Unified Court System, which provides for the county to clean and maintain the Court Facility, Contract #300657, effective April 1, 2013 through March 31, 2018; each yearly period shall have its own maximum amount of monetary reimbursement by the Unified Court System; and be it

FURTHER RESOLVED, that this Legislature approves the one (1) year period agreement between the Buildings and Grounds Department and the Unified Court System at a cost of \$123,625, which is a 9% decrease from last year, for the period of April 1, 2013 through March 31, 2014, with 100% reimbursement to be made to the county by the state.

Moved, Allport; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 466-1213**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS WITHIN THE MENTAL HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds within the Mental Health Budget to purchase a transcription kit as follows:

<u>FROM:</u>		
A4310.469	ICM General	\$299
<u>TO:</u>		
A4310.220	Office Equipment	\$299

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Johnson moved to set up new money in the Jail Budget. She wanted to commend Jail Superintendent Wilson for going after this federal money. This is for the illegal aliens that we are required to house when they break a local law. Legislator Eick seconded the motion and following resolution was adopted.

**RESOLUTION NO. 467-1213**

**AUTHORIZING THE TREASURER TO SET UP NEW MONEY IN THE SHERIFF/JAIL BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff/Jail budget to be used for inmate purchases as follows:

<u>Revenue:</u>		
A3351	SCAAP Revenue	\$11,359
<u>TO:</u>		
A3150.250	Office Equipment	\$11,359

Moved, Johnson; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Legislator Rush moved to support the U.S. Army Corp of Engineers plan to dredge seven Lake Ontario Harbors in 2014; seconded by Legislature Eick. Chairman Callard stated that we are doing this because now is the time for public comment so we thought it was appropriate that this Legislature speaks through a resolution supporting this long awaited project. The following resolution was adopted:

**RESOLUTION NO. 468-1213**

**SUPPORTING THE U.S. ARMY CORP OF ENGINEERS PLAN TO DREDGE SEVEN LAKE ONTARIO HARBORS IN 2014**

RESOLVED, that the Orleans County Legislature fully supports the harbor dredging project that the U.S. Army Corps of Engineers proposes to occur in 2014 which will include seven Lake Ontario harbors including Oak Orchard, Wilson, Olcott, Rochester, Irondequoit Bay, Little Sodus Bay and Oswego; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to US Senator Charles Schumer; US Senator Kristen Gillibrand; and the U.S. Army Corps of Engineers, Buffalo District and any others deemed necessary and proper.

Moved Rush; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 469-1213**

#### **SETTING DATE OF 2014 ORGANIZATIONAL MEETING**

RESOLVED, that the Organizational Meeting of the Orleans County Legislature will be held on Thursday, January 2, 2014 at 4:30 p.m.

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

### **RESOLUTION NO. 470-1213**

#### **AUTHORIZING THE TREASURER TO SET UP NEW MONEY IN THE MENTAL HEALTH BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Mental Health (Drug & Alcohol Abuse Program) Budget to set up revenue and expense for monies received from State Aid for GCASA's Spanish Speaking Services as follows:

REVENUE:

A3486	Special Health Programs – State; Alcohol Abuse	\$3,333
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TO:

A4322.467      Contractual Expense      \$3,333

Moved, Eick; second, Rush.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

**RESOLUTION NO. 471-1213**

**AUTHORIZING REACQUISITION BY COUNTY OF 39 E. ALBION STREET, VILLAGE OF HOLLEY, TAX MAP NO. 77.17-2-60**

WHEREAS, Charmelyn Fe Marte was the successful purchaser of Parcel No. 27, (39 E. Albion Street, Village of Holley, Tax Map No. 77.17-2-60) at the 2013 Auction of In Rem Foreclosed Properties conducted by the County on May 30, 2013, and became vested in title; be it

RESOLVED, the Orleans County Treasurer is authorized to enter into an Agreement with Ms. Marte, subject to approval in form and content by the County Attorney, whereby the County will reacquire title to said parcel upon the terms and conditions set forth therein.

Moved, Johnson; second, Smith.  
Adopted. 6 ayes; 0 nays; 1 absent, Bower.

Chairman Callard requested that Paul Wagner, Director of Emergency Management reported on the weekend ice storm that occurred. He stated that he just received a phone call from National Grid and presently there are 1400 customers in Orleans County without power. They expect that the majority of the customers will have their power up by the end of their close of business which is about 10 p.m. He said there maybe one or two that might still not have power. He reported that outside assistance was received from the local fire departments for cellar pumping details. They had five SEFU (Storm Emergency Flood Units) which are pickup trucks with portable pumps and generators. Also two engine pumpers were supplied to us from Wyoming County which came in late yesterday and were released today at noon to assist the local departments with cellar pumping details and fire details as needed. A pumper was on standby at

the Holley Fire Department from Chili Fire Department if they were needed. He believes this is coming to the end and he can report that he does not know of any injuries reported. Chairman Callard appreciates all of the work that our first responders have done during this event. Chairman Callard asked what areas are still without power. Mr. Wagner thought it was primarily in Carlton and parts of Lyndonville, Town of Yates area. He said they have about 96 crews working in our area. Legislator Johnson commended Mr. Wagner for the abundant amount of hours of work done behind the scenes that no one is aware of. In the midst of this storm there was a house fire and a lot of meetings with the fire chiefs in the early hours of the morning. She expressed that the taxpayers appreciate the work that he does and when he rises to the occasion of a storm knowing he is behind the scenes and organizing it all is very reassuring.

Chairman Callard wished to take the opportunity to give best wishes to Ken Rush, Henry Smith, and George Bower who was unable to be here today. Not only have they been long time associates but good friends as well. He expressed appreciation for all that they have done and will be missed. He wished them the best of luck in their new endeavors, their home assignments. Legislator Allport seconded the comment. The group shared their applause.

Chairman Callard opened the floor for comment. Legislator Johnson reminded the public that it is imperative to complete the request for information that was received from Senator Maziarz's office regarding broadband and the availability that people may have to that. She said that Senator Maziarz has spear headed this questionnaire and it gives us a compass going forward to find a provider that could reach each and every one of us. It is six questions asking if you have it, would you like broadband access other than what is currently being paid for. She said it will be a good marketing tool when we try to implement an internet provider countywide. She wished everyone a Merry Christmas.

Paul Lauricella, Yates, wished everyone a Merry Christmas and a Happy New Year. He said he read an article concerning the Orleans County Economic Development Agency who waived \$350 thousand in sales tax for the business coming from Medina into Albion. He said the county

would have received \$174 thousand of that money. He knows how tough it is for the county to give up sales tax on anything whether it would be the fuel tax or bed and breakfast tax. Why would the county give this up when people are told at the county budget hearing that the sales tax revenues are going to be down for the coming year? He said he has a hard time doing business when money is given to bribe them to come here, stated Mr. Lauricella. Also giving money to the other agencies could have been put into the budget but it was said that you are playing Santa Clause with taxpayers money. Mr. Lauricella finished in saying that sometimes he thinks the board is as dysfunctional as Albany, you do a couple of good things and then some crazy stuff.

Legislator Rush spoke concerning the sales tax. He said that if we don't do that with these businesses that want to do business here in Orleans County, we would not have a chance to get them here and lose them totally. So we are gaining an increase in assessment and also new jobs. Legislator Rush asked if that answered Mr. Lauricella's question. Mr. Lauricella stated that they were touting that it took \$6 million in grant money for 60 jobs, that is about \$60,000 a job, what do those jobs actually pay. He said when you have to bribe someone to come into our area there must be something wrong. Legislator Rush responded that other people will bribe them also to have them come. Mr. Lauricella stated that if taxes are cut they will come. Legislator Johnson thinks what Mr. Lauricella is not grasping is the competitiveness between counties in getting economic development here. She said that she thinks that our economic development staff of only three does a great job competing with the likes of Niagara County and Genesee County. Their sole purpose is to bring businesses and jobs into Orleans County. If it means we waive something for a year that adds an assessment to our tax rolls and brings in tax revenue in the future then we are successful in getting the business here and employment for our residents, explained Legislator Johnson. Mr. Lauricella said he understands but if taxes are waived for everybody they are going to spend money or if waive taxes on other stuff they have that disposable income to spend now.

With there being no other comments made, Legislator Rush moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:56 p.m.

**Apportionment of 2014 Orleans County Tax Levy**

**2013 Final Equalization Rates**

Town	Adjusted Taxable Value *	Taxable Value	Equal. Rate	Value for Apportionment	Portion of Total Levy	Ornitted Tax	NYS Mandates		General County Services		Total Amt. of 2014 Tax Levy
							Amt. of 2014 Tax Levy	Amt. of 2014 Tax Levy	Amt. of 2014 Tax Levy	Amt. of 2014 Tax Levy	
Albion	204,469,820	200,646,880	100%	204,469,820	0.12292		1,726,354.83	\$101,411.03	\$193,243.58		\$ 2,021,009.44
Barre	89,040,099	87,507,213	100%	89,040,099	0.05353		751,772.58	\$44,161.27	\$84,151.42		\$ 880,085.28
Carleton	194,303,390	190,361,380	98%	198,268,765	0.11919		1,673,998.84	\$98,335.49	\$187,382.98		\$ 1,959,717.30
Clarendon	157,089,571	153,587,815	100%	157,089,571	0.09444		1,326,318.65	\$77,911.82	\$148,464.69		\$ 1,552,696.16
Gaines	114,964,136	112,816,451	100%	114,964,136	0.06911		970,851.27	\$67,018.84	\$108,652.12		\$ 1,136,322.23
Kendall	154,443,029	151,674,556	100%	154,443,029	0.09285		1,303,874.88	\$76,599.21	\$145,963.46		\$ 1,526,537.35
Murray	182,264,853	177,854,751	100%	182,264,853	0.10859		1,539,045.40	\$90,407.94	\$172,276.65		\$ 1,801,729.99
Ridgeway	225,811,947	220,374,855	100%	225,811,947	0.13575		1,906,548.09	\$111,998.10	\$213,413.82		\$ 2,231,958.11
Shelby	194,220,959	180,545,212	100%	194,220,959	0.11075		1,555,392.10	\$91,368.19	\$174,106.45		\$ 1,820,868.74
Yates	152,811,738	150,700,561	100%	152,811,738	0.09187		1,290,201.56	\$75,790.13	\$144,421.73		\$ 1,510,413.42
<b>Totals</b>	<b>1,659,439,540</b>	<b>1,626,089,484</b>		<b>1,663,404,915</b>	<b>1.00000</b>	<b>\$</b>	<b>14,044,259.00</b>	<b>\$825,000.00</b>	<b>\$1,572,077.00</b>		<b>\$ 16,441,336.00</b>

1.000000	\$14,044,259.01	\$825,000.00	\$1,572,077.01
	NYS Mandates	Nursing Home	General County
Tax Rate	8.638830	0.507352	0.966784

Total Levy \$16,441,336.02

Total Rate 10.11

**SUMMARY OF THE TOWN BUDGETS FOR THE YEAR 2014**

	Expenditures	Estimated Revenue	Unexpended Balance	Amount to be Raised by Tax
<b>ALBION</b>				
General	\$ 609,341.00	\$ 160,400.00	\$ 52,136.00	\$ 396,805.00
General Outside Village	\$ 113,555.00	\$ 113,555.00	\$ -	\$ -
Highway Townwide	\$ 292,808.00	\$ 91,600.00	\$ 23,029.00	\$ 178,179.00
Highway Outside Village	\$ 206,717.00	\$ 85,650.00	\$ -	\$ 121,067.00
Fire District	\$ 108,100.00		\$ 1,000.00	\$ 107,100.00
Water District #1	\$ 72,631.00	\$ 54,631.00	\$ -	\$ 18,000.00
Water District #2	\$ 24,827.00	\$ 24,827.00	\$ -	\$ -
Water District #3	\$ 140,735.00	\$ 66,735.00	\$ -	\$ 74,000.00
Water District #4	\$ 64,144.00	\$ 30,600.00	\$ 4,975.00	\$ 28,569.00
Water District #5	\$ 112,401.00	\$ 41,331.00	\$ 10,684.00	\$ 60,386.00
Water District #6	\$ 32,450.00	\$ 10,500.00	\$ -	\$ 21,950.00
Water District #7	\$ 12,165.00	\$ 2,805.00	\$ -	\$ 9,360.00
Water District #8	\$ 22,839.00	\$ 5,611.00	\$ 2,228.00	\$ 15,000.00
Water District #9	\$ 14,038.00	\$ 3,595.00	\$ -	\$ 10,443.00
Sewer District #1	\$ 68,007.00	\$ 17,242.00	\$ -	\$ 50,765.00
<b>TOTALS</b>	<b>\$1,894,758.00</b>	<b>\$ 709,082.00</b>	<b>\$ 94,052.00</b>	<b>\$ 1,091,624.00</b>
<b>BARRE</b>				
General	\$ 416,242.00	\$ 125,874.00	\$ 53,439.00	\$ 236,929.00
Highway Townwide	\$ 854,816.00	\$ 266,751.00	\$ -	\$ 588,065.00
Barre Fire District	\$ 164,000.00			\$ 164,000.00
Water District #1	\$ 241,950.00	\$ 230,320.00	\$ 11,630.00	\$ -
Water District #2	\$ 15,080.00	\$ 15,080.00	\$ -	\$ -
Water District #3	\$ 18,070.00	\$ 18,070.00	\$ -	\$ -
Water District #4	\$ 20,754.00	\$ 20,754.00	\$ -	\$ -
Water District #5	\$ 10,800.00	\$ 10,800.00	\$ -	\$ -
WD#1 Debt Service	\$ 24,229.00	\$ -	\$ -	\$ 24,229.00
WD#2 Debt Service	\$ 12,775.00	\$ -	\$ -	\$ 12,775.00
WD#3 Debt Service	\$ 11,128.00	\$ -	\$ -	\$ 11,128.00
WD#4 Debt Service	\$ 15,873.00		\$ -	\$ 15,873.00
WD#5 Debt Service	\$ 35,784.00	\$ -	\$ -	\$ 35,784.00
<b>TOTALS</b>	<b>\$1,841,501.00</b>	<b>\$ 687,649.00</b>	<b>\$ 65,069.00</b>	<b>\$ 1,088,783.00</b>
<b>CARLTON</b>				
General	\$ 516,803.00	\$ 257,530.00	\$ 50,000.00	\$ 209,273.00
Highway Townwide	\$1,093,280.00	\$ 378,900.00	\$ 40,000.00	\$ 674,380.00
Light District 1	\$ 7,500.00			\$ 7,500.00
Light District 2	\$ 10,200.00			\$ 10,200.00
Carlton Water District	\$ 621,150.00	\$ 280,500.00		\$ 340,650.00
Carlton Fire District	\$ 132,807.00			\$ 132,807.00
<b>TOTALS</b>	<b>\$2,381,740.00</b>	<b>\$ 916,930.00</b>	<b>\$ 90,000.00</b>	<b>\$ 1,374,810.00</b>
<b>CLARENDON</b>				
General	\$ 677,345.00	\$ 237,800.00	\$ 70,000.00	\$ 369,545.00
Highway Fund Townwide	\$ 729,700.00	\$ 286,380.00	\$ 44,600.00	\$ 398,720.00
Water District No. 1	\$ 62,725.00	\$ 62,725.00		\$ -



Water District No.2	\$ 64,468.00	\$ 21,980.00		\$ 42,488.00
Water District No. 3	\$ 100,266.00	\$ 30,600.00		\$ 69,666.00
Water District No. 4	\$ 78,229.00	\$ 24,662.00	\$ -	\$ 53,567.00
Water District No. 5	\$ 26,893.00	\$ 9,150.00		\$ 17,743.00
Water District No. 6	\$ 39,821.00	\$ 10,110.00		\$ 29,711.00
Water District No. 7	\$ 55,796.00	\$ 12,250.00	\$ -	\$ 43,546.00
Water District No. 8	\$ 13,068.00	\$ 3,635.00		\$ 9,433.00
Water District No. 9	\$ 9,878.00	\$ 2,205.00		\$ 7,673.00
Water District No. 10	\$ 72,328.00	\$ 11,112.00		\$ 61,216.00
Fire District	\$ 165,774.00			\$ 165,774.00
<b>TOTALS</b>	<b>\$2,096,291.00</b>	<b>\$ 712,609.00</b>	<b>\$ 114,600.00</b>	<b>\$ 1,269,082.00</b>

**GAINES**

General	\$ 423,518.44	\$ 144,018.44		\$ 279,500.00
General Outside Village	\$ 41,139.00	\$ 6,300.00	\$ 5,089.00	\$ 29,750.00
Highway Townwide	\$ 297,136.00	\$ 109,058.00	\$ 766.00	\$ 187,312.00
Highway Outside Village	\$ 205,285.00	\$ 120,100.00	\$ 10,865.00	\$ 74,320.00
Water District No.1	\$ 88,407.00	\$ 88,407.00	\$ -	\$ -
Water District No.2	\$ 30,567.75	\$ 16,510.00	\$ 1,400.75	\$ 12,657.00
Water District No. 3	\$ 25,697.00	\$ 14,414.00		\$ 11,283.00
Water District No. 4	\$ 52,625.00	\$ 35,200.00		\$ 17,425.00
Water District No. 5	\$ 87,711.76	\$ 80,550.00	\$ 1,846.76	\$ 5,315.00
Water District No. 6	\$ 12,540.91	\$ 2,065.00	\$ 2,024.91	\$ 8,451.00
Water District No. 7	\$ 17,306.72	\$ 5,398.72	\$ -	\$ 11,908.00
Water District No. 8	\$ 19,070.00	\$ 10,600.00	\$ -	\$ 8,470.00
Water District No. 9	\$ 14,196.00	\$ 6,326.00	\$ 925.00	\$ 6,945.00
Water District No. 10	\$ 13,095.00	\$ 3,175.00	\$ -	\$ 9,920.00
Fire District	\$ 38,000.00			\$ 38,000.00
<b>TOTALS</b>	<b>\$1,366,295.58</b>	<b>\$ 642,122.16</b>	<b>\$ 22,917.42</b>	<b>\$ 701,256.00</b>

**KENDALL**

General	\$ 547,870.00	\$ 210,700.00	\$ 75,236.00	\$ 261,934.00
Highway	\$ 670,779.00	\$ 260,053.00		\$ 410,726.00
Library	\$ 2,000.00	\$ 1,730.00	\$ 270.00	\$ -
Water District No.1	\$ 4,503.00	\$ 20.00	\$ 500.00	\$ 3,983.00
Water District No.2	\$ 16,341.00	\$ 12.00	\$ 500.00	\$ 15,829.00
Water District No.3	\$ 21,404.00	\$ 30.00	\$ 500.00	\$ 20,874.00
Water District No. 4	\$ 71,954.00	\$ -	\$ -	\$ 71,954.00
Water District No. 5	\$ 34,221.00	\$ 15,569.00	\$ 500.00	\$ 18,152.00
Water District No. 6	\$ 20,841.00	\$ 7,200.00		\$ 13,641.00
Light District No. 1	\$ 5,700.00	\$ -		\$ 5,700.00
Light District No. 2	\$ 3,385.00	\$ -		\$ 3,385.00
Light District No. 3	\$ 1,975.00	\$ -		\$ 1,975.00
Fire District No. 1	\$ 162,000.00	\$ 100.00	\$ 1,000.00	\$ 160,900.00
Fire District No. 2				\$ 66,386.00
<b>TOTALS</b>	<b>\$1,562,973.00</b>	<b>\$ 495,414.00</b>	<b>\$ 78,506.00</b>	<b>\$ 1,055,439.00</b>

**MURRAY**

General	\$ 460,300.00	\$ 158,000.00	\$ 46,000.00	\$ 256,300.00
General Outside Village	\$ 54,946.00	\$ 19,030.00	\$ 3,199.00	\$ 32,717.00

Highway Townwide	\$ 386,536.00	\$ 165,050.00	\$ 32,462.00	\$ 189,024.00
Highway Outside Village	\$ 372,935.00	\$ 162,069.00	\$ 26,571.00	\$ 184,295.00
Light District No. 1 (Fancher)	\$ 2,800.00		\$ 400.00	\$ 2,400.00
Light Dist. #2 (Hulberton)	\$ 3,900.00		\$ 500.00	\$ 3,400.00
Light Dist. #3 (Brockville)	\$ 1,500.00		\$ 300.00	\$ 1,200.00
Murray Fire District	\$ 190,000.00			\$ 190,000.00
FHM Fire District	\$ 104,500.00		\$ -	\$ 104,500.00
Water District No. 1	\$ 18,712.00	\$ 8,800.00	\$ 4,912.00	\$ 5,000.00
Water District No. 2	\$ 100,050.00	\$ 69,050.00	\$ -	\$ 31,000.00
Water District No. 3	\$ 63,824.00	\$ 31,100.00	\$ 10,142.00	\$ 22,582.00
Water District No. 4	\$ 13,105.00	\$ 4,780.00	\$ 2,325.00	\$ 6,000.00
Water District No. 5	\$ 7,253.00	\$ 1,900.00	\$ 1,053.00	\$ 4,300.00
Water District No. 6	\$ 66,991.00	\$ 46,100.00	\$ 8,891.00	\$ 12,000.00
Water District No. 7	\$ 35,323.00	\$ 15,000.00	\$ 823.00	\$ 19,500.00
Water District No. 8	\$ 26,828.00	\$ 9,650.00	\$ 738.00	\$ 16,440.00
Water District No. 9	\$ 14,041.00	\$ 7,000.00	\$ 541.00	\$ 6,500.00
Water District No. 10	\$ 12,262.00	\$ 5,262.00	\$ -	\$ 7,000.00
Water District No. 11	\$ 164,578.00	\$ 47,650.00	\$ 13,874.00	\$ 103,054.00
Water District No. 12	\$ 16,063.00	\$ 3,120.00	\$ 943.00	\$ 12,000.00
Water District No. 13	\$ 26,658.00	\$ 5,500.00	\$ 1,957.00	\$ 19,201.00
Water District No. 14	\$ 5,288.00	\$ 1,000.00	\$ 388.00	\$ 3,900.00
Water Districe No. 15	\$ 62,475.00	\$ 10,500.00		\$ 51,975.00
Water District No. 20	\$ 5,126.00	\$ 4,900.00	\$ 226.00	\$ -
TOTALS	\$2,215,994.00	\$ 775,461.00	\$ 156,245.00	\$ 1,284,288.00

**RIDGEWAY**

General	\$ 592,584.00	\$ 252,952.00	\$ 16,264.00	\$ 323,368.00
General Outside Village	\$ 88,815.00	\$ 33,820.00	\$ 5,626.00	\$ 49,369.00
Highway Townwide	\$ 565,525.00	\$ 152,600.00	\$ 52,865.00	\$ 360,060.00
Highway Outside Village	\$ 445,698.00	\$ 225,150.00	\$ 33,276.00	\$ 187,272.00
Fire Protection District	\$ 178,798.00			\$ 178,798.00
Knowlesville Light District	\$ 3,150.00	\$ 10.00	\$ (10.00)	\$ 3,150.00
Knowlesville Sewer District	\$ 34,465.00			\$ 34,465.00
Water Debt Service 31E	\$ 10,000.00			\$ 10,000.00
Water Debt Service 269	\$ 8,725.00			\$ 8,725.00
Water #2 Debt Service	\$ 18,530.00			\$ 18,530.00
Water #3 Debt Service	\$ 32,222.50			\$ 32,222.50
Water #4 Debt Service	\$ 71,964.00			\$ 71,964.00
Water #5 Debt Service	\$ 26,354.25			\$ 26,354.25
Water #6 Debt Service	\$ 13,955.88			\$ 13,955.88
Water #7 Debt Service	\$ 6,350.00			\$ 6,350.00
Water #8 Debt Service	\$ 9,375.00			\$ 9,375.00
Water #9 Debt Service	\$ 6,225.00			\$ 6,225.00
Water #10 Debt Service	\$ 14,807.50			\$ 14,807.50
Water #11 Debt Service	\$ 1,849.18			\$ 1,849.18
Total Water Improvement Areas				\$ -
TOTALS	\$2,129,393.31	\$ 664,532.00	\$ 108,021.00	\$ 1,356,840.31

**SHELBY**

General	\$ 972,408.00	\$ 263,625.00	\$ 290,416.00	\$ 418,367.00
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General Outside Village	\$ 83,519.00	\$ 62,617.00	\$ -	\$ 20,902.00
Highway Townwide	\$ 499,793.00	\$ 168,700.00	\$ 130,116.00	\$ 200,977.00
Highway Outside Village	\$ 462,694.00	\$ 181,049.00	\$ 12,847.00	\$ 268,798.00
Shelby Center Light	\$ 3,000.00	\$ -	\$ 450.00	\$ 2,550.00
Millville Light	\$ 1,500.00	\$ -	\$ 200.00	\$ 1,300.00
Shelby Fire Co.	\$ 232,555.00			\$ 232,555.00
Cemetery	\$ 10,000.00	\$ 9,200.00	\$ 800.00	\$ -
Water District No. 1	\$ 48,761.00	\$ 48,761.00		\$ -
Water District No. 2	\$ 18,573.00	\$ 18,573.00		\$ -
Water District No. 3	\$ 40,717.00	\$ 40,717.00		\$ -
Water District No. 4-A	\$ 31,954.00	\$ 31,954.00		\$ -
Water District No. 4-B	\$ 31,803.00	\$ 31,803.00		\$ -
Water District No. 5	\$ 2,638.00	\$ 2,638.00		\$ -
Water District No. 6	\$ 39,417.00	\$ 39,417.00		\$ -
Water District No. 7	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 8	\$ 44,389.00	\$ 44,389.00		\$ -
Water District No. 9	\$ 39,417.00	\$ 39,417.00		\$ -
<b>TOTALS</b>	<b>\$2,607,527.00</b>	<b>\$ 1,027,249.00</b>	<b>\$ 434,829.00</b>	<b>\$ 1,145,449.00</b>

#### YATES

General	\$ 432,483.00	\$ 88,500.00	\$ 86,444.00	\$ 257,539.00
General Outside Village	\$ 25,680.00	\$ 4,400.00	\$ 6,455.00	\$ 14,825.00
Highway Townwide	\$ 390,000.00	\$ 215,500.00	\$ 68,000.00	\$ 106,500.00
Highway Outside Village	\$ 413,800.00	\$ 140,000.00	\$ 53,800.00	\$ 220,000.00
Fire Protection District	\$ 83,500.00		\$ -	\$ 83,500.00
Water District No. 2	\$ 52,900.00	\$ 52,900.00		\$ -
Water District No. 4	\$ 351,000.00	\$ 119,900.00	\$ 53,410.00	\$ 177,690.00
<b>TOTALS</b>	<b>\$1,749,363.00</b>	<b>\$ 621,200.00</b>	<b>\$ 268,109.00</b>	<b>\$ 860,054.00</b>

#### SALARIES OF TOWN OFFICERS - 2014

TOWN	SUPERVISOR	HIGHWAY SUPER.	TOWN CLERK	JUSTICES	COUNCILMEN
Albion	\$ 5,750.00	\$ 53,740.00	\$ 34,920.00	\$ 16,480.00	\$ 3,704.00
Barre	\$ 7,400.00	\$ 61,000.00	\$ 27,480.00	\$ 7,500.00	\$ 2,200.00
Carlton	\$ 9,743.00	\$ 44,788.00	\$ 33,709.00	\$ 9,350.00	\$ 3,059.50
Clarendon	\$ 10,200.00	\$ 56,500.00	\$ 34,725.00	\$ 16,000.00	\$ 3,731.25
Gaines	\$ 5,500.00	\$ 48,983.46	\$ 23,640.00	\$ 14,280.00	\$ 2,800.00
Kendall	\$ 8,400.00	\$ 49,250.00	\$ 26,600.00	\$ 7,500.00	\$ 3,120.00
Murray	\$ 8,000.00	\$ 60,255.00	\$ 28,420.00	\$ 12,055.00	\$ 3,200.00
Ridgeway	\$ 9,882.00	\$ 50,428.00	\$ 37,000.00	\$ 25,000.00	\$ 3,560.00
Shelby	\$ 9,840.00	\$ 60,833.00	\$ 29,328.00	\$ 20,910.00	\$ 4,354.00
Yates	\$ 8,000.00	\$ 60,164.00	\$ 42,230.00	\$ 8,500.00	\$ 3,259.75

# 2014 ORLEANS COUNTY BUDGET



Presented by

Charles H. Nesbitt, Jr. and Susan M. Heard

**ORLEANS COUNTY LEGISLATURE**

<b>George R. Bower</b>	<b>Member at Large (East)</b>
<b>David B. Callard</b>	<b>Member at Large (West)</b>
<b>Donald J. Allport</b>	<b>Member at Large (Central)</b>
<b>William H. Eick</b>	<b>District No. 1</b>
<b>Lynne M. Johnson</b>	<b>District No. 2</b>
<b>Henry Smith, Jr.</b>	<b>District No. 3</b>
<b>Kenneth E. Rush</b>	<b>District No. 4</b>

**FINANCE COMMITTEE**

<b>Lynne M. Johnson</b>	<b>Chairperson</b>
<b>George R. Bower</b>	<b>Vice Chairman</b>
<b>David B. Callard</b>	<b>Legislature Chairman</b>
<b>Charles H. Nesbitt, Jr.</b>	<b>Budget Officer</b>
<b>Susan M. Heard</b>	<b>Deputy Budget Officer</b>



**COUNTY OF ORLEANS**  
**Charles H. Nesbitt, Jr.,**  
**Chief Administrative Officer**

3 South Main Street, Albion, New York 14411  
Phone: (585) 589-7053 Fax: (585) 589-1618  
[cnesbitt@orleansny.com](mailto:cnesbitt@orleansny.com)

November 13, 2013

**Honorable Members of the Orleans County Legislature:**

Please accept the filing of the following document as the 2014 Orleans County Tentative Budget.

The 2014 Orleans County Tentative Budget is geared to sustain core services to the public while at the same time making major necessary investments into the public safety and bridge infrastructure of the county. The 2014 Tentative Budget proposes \$79,786,629 or a \$3,653,311 increase in appropriations and \$60,128,519 or a \$2,673,381 increase in revenues. Both figures represent less than a just under a 5% increase. As you will see in the detailed document that follows, the budget accomplishes several critical programmatic and fiscal goals with a 4.98% property tax levy increase that will add \$32 to the tax bill of the average County homeowner or .40 per thousand of assessed value.

The County Legislature, department heads and county staff have continued working diligently to think and work creatively to maintain service while keeping costs low. The recommended budget ensures the stability of many county programs at a time when demand for services is high as we await a stronger economic recovery. It continues to stretch our fiscal capabilities by tapping reserves and fund balances as we try to adjust the growth in our cost structures for both mandated services and necessary investments. The budget largely keeps the workforce count stable and yet still 8.6% lower than 2010.

The recommended 2014 spending plan represents the first time that the proposed property tax levy will exceed the New York State Property Tax Cap. This circumstance is unavoidable without a major reduction in county services or a realignment of sales tax revenue sharing. The latter ultimately having little benefit to the taxpayer. The reason for this is simple. The recommendation includes annual debt service of \$475,000 for the new public safety radio system an upgrade that should be complete in the spring of 2014. The County's tax cap number for 2014 is approximately \$482,544 or 3.08% based on the most recent methodology introduced by the New York State Comptroller.

***Major Influences on the Tentative Budget***

**Cost of Employment**

Overall the cost of employment will be reduced in 2014 despite a plan to employ roughly the same number of people as the county did in 2013. When analyzing this fact, it is important to review the following factors.

**Regular wages** show modest growth in the 2014 spending plan, at 1.82% yet the number continues to be lower than the budgeted amount for 2010. However this tells only part of the story as the overall cost of employment is down slightly for 2014.

**Pension costs** having peaked following the great recession are down from \$4,440,393 to \$4,271,017 year over year and show a reduction of -\$169,376 or 3.8%. The reductions in pension costs were a late surprise from the Comptroller. The State Comptroller reported that the average pension rate in 2014 would fall to 20.1% of payroll from the current rate of 20.9% on average. While relatively small, the reduction was the first since 2009, when the rate was 6.9%. The 2014 pension rate will still be almost three times higher than it was just five years ago—an uncontrollable increase that has added over \$2.75 million to the County's budget. Hopefully, this marks the beginning of a long gradual decline in the cost of pensions as a percentage of wages as the employer contributions decline and tier 6 begins to show some cost savings results.

**Health insurance** is again less expensive for 2014, reduced for the second year in a row. The spending plan budgets health insurance \$157,340 lower than the 2013 budget. This is again an extraordinary result of several factors. First, for the third year in a row, the county achieved a lower than trend year over year growth in premium expense. Second, the county has continued to implement strategies to increase employee cost sharing. Third, the county has continually worked to obtain less expensive insurance products through negotiated benefit reductions and creative plan design changes. This reduction is achieved in spite of a 2.5% (roughly \$150,000) premium tax being added by the insurance company resulting from the Affordable Care Act. Barring the ACA setback savings to the county would have been even larger.

**Worker's Compensation** costs in the county's self Insurance plan show a reduction of -9.43% or \$100,376. In each of the last five years, the Orleans County Self Insurance Plan has had a reduction of new cases being filed by injured workers. In the budget year 2014 the Plan is realizing the benefits of our coordinated team efforts of managing our cases aggressively and implementing a member wide safety training program which has resulted in lower medical and indemnity payments when compared to historical payments of the Plan. Therefore with fewer cases being filed and lower medical and indemnity payments being issued from the Plan, we have been able to reduce our budget in 2014.

Orleans and Genesee Counties continue our successful partnership in the area of **Public Health** service delivery. The program has resulted in improved services, reduced costs and a developing synergy between the two departments. The partnership has resulted in the departments receiving a grant to pilot the project

from the Robert Wood Johnson Foundation as well as a successful application for a CDC Fellow, a program that we had been previously unsuccessful getting approved. This program is a tremendous success both programmatically and financially. This program is a great example of inter-municipal cooperation between counties and is the first of its kind in New York State.

### **Capital Investment:**

Two major projects will be completed at the end of 2013 and into 2014. First, the Energy Performance program that resulted in energy efficiency improvements and much needed jail capital upgrades are substantially complete at this time. The Public Safety Radio System upgrade, a project that will ultimately result in roughly ten million dollars in equipment and capability improvements to the county's system and end user equipment, is expected to be complete no later than next summer. This has been a deep multi-faceted issue since 2004 requiring a great deal of staff time, negotiation and patience. These are both major accomplishments. The 2014 spending plan adds \$475,000 in new annual county cost to pay for the remaining portion of the project not covered by grants or re-banding awards.

Now that those projects are complete, as the county moves forward into next year, it is the recommendation of this office that we begin to review and implement a capital improvement plan to address road, bridge and culvert infrastructure and related equipment as well as upgrades and maintenance to county buildings and infrastructure. Many of these issues have reached a point where they must be addressed.

### **Sales Tax**

Despite signs that the economy is recovering slowly, sales tax collections have failed to increase significantly during the three quarters of 2013. Collections are currently running just behind the same period for 2013. The sales tax projected in the 2014 Recommended Budget assumes just \$25,000 growth as gas prices decline offsetting most growth that may be a result of overall economic improvements.

### **9 for 90**

The 9 New York State mandated programs accounting for 90% of the county property taxes statewide; Medicaid, Indigent Defense, Probation, Physically Handicapped Children/ Early Intervention, Public Assistance/Safety Net, Child Welfare/Protection, Youth Detention and the Employer contribution to the New York State Retirement accounts for 111% of the county property tax levy. Removing the pension contribution that decreased slightly (3.8%) from 2013, the remaining 8 mandated expenses consume approximately 85% or \$8.64 per thousand of assessed value. The county fairs much better than recent years with growth of \$145,794 in the mandated program. However, these programs are still by far the most significant cost drivers for Orleans County.



Although **Medicaid** is part of the 9 for 90, it is important to note that for the first time in many years the cost of the Medicaid program is showing a year over year reduction of \$170,292. This is a result of shared savings resulting from the affordable care act and the hard cap to the Medicaid program negotiated into the New York State budget two years ago by Governor Cuomo. The latter is certainly an acknowledgement that Medicaid remains the single largest mandate and is one of the primary reasons that New York State's property taxes are systemically disadvantaged when compared with other states.

**Welfare** program funding has been restructured in recent years through the state budget and the 2014 tentative plan reflects what amounts to a multiyear shift in the cost of welfare from the state to the local and federal levels. Orleans County's estimated costs for Family Assistance and Safety Net are increased nearly \$558,000 for those two programs.

### **Outside Agencies**

Annually, the county hears requests for increased funding to the many agencies that it has traditionally supported. Based on the current fiscal reality, the 2014 tentative spending plan maintains the 2013 allocation for all outside agencies.

### **Solid Waste**

The cost of garbage pickup for 2014 will be \$190 per unit. An increase of \$5 per year is required to accommodate the CPI increase in the solid waste contract.

### **Risks Assumed**

The nation's economy continues to be fragile and unpredictable. The inability to reach consensus on cutting and spending priorities continues to create uncertainty for a number of county programs reliant on those funds. The 2014 recommended budget assumes over \$90,000 in savings tied to the implementation of the Affordable Care Act (ACA) and the accuracy of State projections of Medicaid savings. The final disposition of the ACA, and the accuracy of the State Department of Health's projected savings, is by no means guaranteed.

As always, I want to thank the county's department heads and staff who have worked hard to construct a 2014 budget that addresses priorities and maintains core services while dealing with difficult fiscal constraints. Orleans County is truly fortunate to have such a dedicated group of department directors and staff.

Respectfully Submitted,

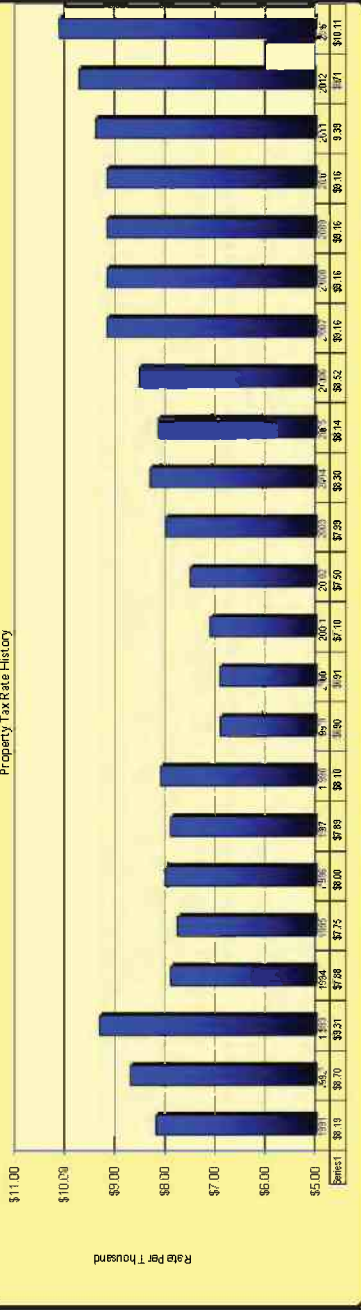
Charles H. Nesbitt, Jr.

Prepared by Budget Officer

2014 TENTATIVE BUDGET SUMMARY

	2009	2010	2011	2012	2013	2014	2014	Char. %	Percent
Total Appropriations (with Interfund)	\$ 70,665,343	\$ 72,072,706	\$ 72,071,267	\$ 75,485,740	\$ 76,133,318	\$ 79,786,629	\$ 3,653,311		4.799%
Total Revenue (with Interfund)	\$ 55,730,711	\$ 56,963,126	\$ 55,231,454	\$ 57,027,666	\$ 57,455,138	\$ 60,128,519	\$ 2,673,381		4.653%
County Cost	\$ 14,934,632	\$ 15,109,580	\$ 14,839,813	\$ 18,455,074	\$ 18,678,180	\$ 19,658,110	\$ 979,930		5.25%
Less Cash Surplus (from General Fund)	\$ -	\$ (1,073,000)	\$ (1,800,000)	\$ (1,400,000)	\$ (1,527,000)	\$ (1,527,000)	\$ -		
Less Cash Surplus (from Road Fund)	\$ -	\$ (35,000)	\$ (200,000)	\$ (350,000)	\$ (60,000)	\$ (65,000)	\$ 25,000		41.67%
Less Cash Surplus (from Solid Waste)	\$ (150,000)	\$ (150,000)	\$ (235,000)	\$ (200,000)	\$ (80,000)	\$ (100,000)	\$ 20,000		25.00%
Less Cash Surplus (from Debt Service)	\$ -	\$ -	\$ (55,000)	\$ (40,000)	\$ (50,000)	\$ (25,000)	\$ -		50.00%
Less Cash Surplus (from Machine Fund)	\$ (15,000)	\$ (112,500)	\$ (35,000)	\$ -	\$ (100,000)	\$ (35,000)	\$ (65,000)		-65.00%
Less Cash Surplus (from Enterprise Fund)	\$ -	\$ -	\$ -	\$ (1,003,571)	\$ (840,176)	\$ (1,084,844)	\$ 244,668		29.12%
Less Cash Surplus (Retirement Reserve)	\$ -	\$ -	\$ -	\$ (320,000)	\$ (450,000)	\$ (450,000)	\$ -		
Plus Allowance for Uncollectible Taxes	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100		
<b>Total Levy</b>	<b>\$ 13,786,732</b>	<b>\$ 13,829,180</b>	<b>\$ 15,014,913</b>	<b>\$ 15,399,603</b>	<b>\$ 15,661,104</b>	<b>\$ 16,441,366</b>	<b>\$ 780,262</b>		<b>4.98%</b>
Assessed Value	1,504,361,959	1,509,190,230	1,598,663,747	1,605,147,595	1,612,645,091	1,625,546,252	12,901,161		0.80%
Average Tax Rate	9.16	9.16	9.39	9.59	9.71	10.11	0.40		4.11%

Property Tax Rate History



Property Assessed at:	Will increase (decrease)	Property Assessed at:	Will increase (decrease)
\$ 30,000	\$ 12,000	\$ 140,000	\$ 56,000
\$ 35,000	\$ 14,000	\$ 145,000	\$ 58,000
\$ 40,000	\$ 16,000	\$ 150,000	\$ 60,000
\$ 45,000	\$ 18,000	\$ 155,000	\$ 62,000
\$ 50,000	\$ 20,000	\$ 160,000	\$ 64,000
\$ 55,000	\$ 22,000	\$ 165,000	\$ 66,000
\$ 60,000	\$ 24,000	\$ 170,000	\$ 68,000
\$ 65,000	\$ 26,000	\$ 175,000	\$ 70,000
\$ 70,000	\$ 28,000	\$ 180,000	\$ 72,000
\$ 75,000	\$ 30,000	\$ 185,000	\$ 74,000
\$ 80,000	\$ 32,000	\$ 190,000	\$ 76,000

The fee for solid waste and recycling service for 2014 will be \$190.

Reviewed by: Chae H. Meier, Jr.

	2013			2014			\$ Change
	Appropriations	Revenues	Costs	Appropriations	Revenues	Costs	
<b>TOTAL GENERAL GOVERNMENT SUPPORT</b>							
A1010 Legislative Board	161,397	-	161,397	151,028	-	151,028	10,369
A1020 Chief Adm. Officer	146,780	22,000	124,780	149,935	22,000	127,935	(3,155)
A1040 Clerk of Legislative	146,226	17,050	129,176	143,375	17,050	126,325	2,851
A1141 Assigned Counsel	182,000	13,037	168,963	160,000	26,073	133,927	35,036
A1165 District Attorney	604,801	139,689	465,112	598,658	136,689	461,969	3,143
A1170 Public Defender	436,786	19,036	417,750	454,433	26,073	428,360	(10,610)
A1180 Justices & Constables	2,500	-	2,500	2,500	-	2,500	-
A1185 Coroners	65,522	-	65,522	65,612	-	65,612	(90)
A1325 County Treasurer	452,462	1,050,000	(597,538)	435,217	1,022,000	(586,783)	(10,755)
A1340 Budget Officer	12,883	-	12,883	12,601	-	12,601	282
A1355 Real Prop. Tax Dept.	226,948	151,828	75,120	225,732	148,029	77,703	(2,583)
A1362 Tax Adv. & Expense	2,500	2,500	-	2,500	2,500	-	-
A1410 County Clerk	780,540	1,218,850	(438,310)	801,047	1,172,550	(371,503)	(66,807)
A1420 County Attorney	361,405	175,066	186,339	310,834	169,814	141,020	45,319
A1430 Personnel	191,963	1,500	190,463	189,713	1,400	188,313	2,150
A1433 Risk Management	9,463	-	9,463	9,599	-	9,599	(136)
A1450 Board of Elections	318,510	40,250	278,260	329,451	21,800	307,651	(29,391)
A1460 Records Management	9,642	-	9,642	9,120	-	9,120	522
A1615 Central Off. Eq. Repair	50	50	-	50	50	-	-
A1620 Buildings & Grounds	1,360,369	644,751	715,618	1,419,736	642,412	777,324	(61,706)
A1680 Computer Services	580,655	160,511	420,144	538,832	147,613	391,219	28,925
A1910 Undistributed Exp	488,398	25,000	463,398	540,945	25,000	515,945	(52,547)
A1990 Contingency Fund	250,000	-	250,000	300,000	-	300,000	(50,000)
<b>Total Appropriations</b>	<b>6,791,800</b>			<b>6,850,918</b>			<b>(59,118)</b>
<b>Total Revenues</b>		<b>3,681,118</b>			<b>3,581,053</b>		<b>100,065</b>
<b>Total County Cost</b>			<b>3,110,682</b>			<b>3,269,865</b>	<b>(159,183)</b>
<b>EDUCATION</b>							
A2490 Commn. Colleges	1,740,000	-	1,740,000	1,740,000	-	1,740,000	-
A2960 Education Hand. Ch.	2,411,998	1,398,250	1,013,748	2,553,821	1,487,500	1,066,321	(52,573)
A2980 Medical Scholarship	4,500	1,800	2,700	4,500	1,800	2,700	-

A2989 Other Ed.-DARE	200	200	-	200	200	-	-	-
<b>TOTAL EDUCATION</b>								
<b>Total Appropriations</b>	4,156,98			4,298,521				(141,823)
<b>Total Revenues</b>		1,400,250			1,489,500			(89,250)
<b>Total County Cost</b>			2,756,448				2,809,021	(52,573)
<b>PUBLIC SAFETY</b>								
A3020 Public Safety Comm. Sys.	887,140	78,121	809,019	895,390	75,428	819,962		(10,943)
A3110 Sheriff	3,558,632	572,531	2,986,101	3,446,232	432,847	3,013,385		(27,284)
A3140 Probation	987,149	204,577	782,572	1,013,415	198,046	815,369		(32,797)
A3150 Jail	3,654,424	199,900	3,454,524	3,588,318	150,900	3,437,418		17,106
A3151 Crime Victims	101,688	101,688	-	101,688	101,688			-
A3189 Confidential Investigations	217,624	-	217,624	189,563	-	189,563		28,061
A3315 Stop DWI Program	74,753	74,753	-	72,766	72,766			-
A3510 Control of Animals	97,645	38,876	58,769	106,701	38,876	67,825		(9,056)
A3640 Emergency Mang.	380,168	20,369	359,799	344,306	27,779	316,527		43,272
<b>TOTAL PUBLIC SAFETY</b>								
<b>Total Appropriations</b>	9,959,223			9,758,379				200,844
<b>Total Revenues</b>		1,290,815			1,098,330			192,485
<b>Total County Cost</b>			8,668,408				8,660,049	8,359
<b>HEALTH</b>								
A4010 Public Health	1,781,708	1,097,559	684,149	1,865,366	1,112,527	752,839		(68,690)
A4046 Phys. Handic. Children	-	-	-	-	-	-		-
A4059 Early Intervention	366,815	72,350	294,465	696,543	425,945	270,598		23,867
A4310 Mental Health	2,555,151	2,260,861	294,290	2,522,036	2,318,061	203,975		90,315
A4320 Friends of Mental Hlth	63,661	63,661	-	63,663	63,663			-
A4321 ARC-Private Sector	283,445	243,614	39,831	283,445	243,614	39,831		-
A4322 Drug & Alcohol Abuse	321,327	286,160	35,167	321,327	286,160	35,167		-
A4324 Hillside Program	79,111	79,111	-	-	-	-		-
A4323 Pathstone - NYSDOCS	66,776	66,776	-	61,700	61,700			-
A4390 Mental Hlth- Law Exp.	40,000	40,000	40,000	40,000	40,000	40,000		-
A4540 Mercy Flight	5,000		5,000	5,000		5,000		-
A5630 Public Transportation	30,181	12,400	17,781	30,181	12,400	17,781		-



A7310 Youth Programs	35,000	35,000	-	23,000	-	-	-
A7312 Youth Bureau	12,890	12,890	6,810	10,430	5,235	5,195	1,615
A7415 Libraries	10,000	-	10,000	10,000	-	10,000	-
A7510 Historian	9,414	-	9,414	9,367	-	9,367	47
<b>TOTAL CULTURE &amp; RECREATION</b>							
<b>Total Appropriations</b>	116,517			104,879			11,638
<b>Total Revenues</b>				73,235			12,845
<b>Total County Cost</b>			30,437			31,644	(1,207)
<b>HOME &amp; COMMUNITY SERVICES</b>							
A8020 Planning & Development	192,404		188,404	188,304			4,100
A8021 Economic Dev Agency	150,000	-	150,000	150,000	-	150,000	-
A8025 Joint Planning Board	6,647		6,647	6,647		6,647	
A8720 Sportsman's Federation	500		500	500		500	
A8740 Oak Orch. Watershed	34,703	34,703	-	34,703		-	-
A8745 Soil & Water	57,750		57,750	57,750		57,750	
A8750 Cooperative Extension	219,150	-	219,150	219,150	-	219,150	-
A8751 Council of the Arts	1,000	-	1,000	1,000	-	1,000	-
A8989 Housing Assistance	202,717	202,717	-	206,132		-	-
<b>TOTAL HOME &amp; COMMUNITY SERVICES</b>							
<b>Total Appropriations</b>	864,871			864,186			685
<b>Total Revenues</b>		241,420		244,835			(3,415)
<b>Total County Cost</b>			623,451				4,100
<b>GRAND TOTAL GENERAL FUND</b>						29,789,409	
<b>SPECIAL GRANT FUND</b>							
CD6293 Job Development	648,479	648,479	-	678,794		-	-
<b>TOTAL SPECIAL GRANT FUND</b>	648,479			678,794			30,315
<b>Total Appropriations</b>		648,479		678,794			30,315
<b>Total Revenues</b>							
<b>Total County Cost</b>							
<b>SOLID WASTE</b>							
CL8160 Solid Waste Fund	2,582,290	2,582,290	-	2,582,290		-	-
<b>TOTAL SOLID WASTE</b>							



<b>Total Appropriations</b>	2,582,290				2,582,290		
<b>Total Revenues</b>		2,582,290				2,582,290	
<b>Total County Cost</b>							
<b>HIGHWAY FUND</b>							
D3310 Road -Traffic Safety	39,956		39,956		45,058		
D5010 Road Administration	283,630	-	283,630		283,957		
D5110 Road Maintenance	1,200,196	3,950	1,196,246		1,186,632		
D5112 Road Construction	1,289,363	1,289,363	-		1,070,000	-	-
D5120 Road Fund Bridges	2,997,522	2,740,369	257,153		454,838	288,436	1,66,402
D5142 Road Snow Removal	1,191,418	-	1,191,418		1,183,328	-	1,183,328
D9010 Road-Empl. Benefits							
DM5130 Machine-Maintenance	595,894	426,450	169,444		511,143	283,450	227,693
DM5140 Fuel Farm	1,051,621	1,051,621	-		1,118,016	1,118,016	-
DM9010 Mach-Empl. Benefits							
<b>TOTAL HIGHWAY FUND</b>							
<b>Total Appropriations</b>	8,649,600				5,852,972		2,796,628
<b>Total Revenues</b>		5,511,753				2,763,352	2,748,401
<b>Total County Cost</b>						3,089,620	48,227
<b>SELF INSURANCE FUND</b>							
SL170 Self Insurance Fund	634,454	634,454	-		635,617	635,617	-
SL170 Recipient's Benefits	1,122,734	1,122,734	-		1,259,951	1,259,951	-
<b>TOTAL SELF INSURANCE FUND</b>							
<b>Total Appropriations</b>	1,757,188				1,895,568		(138,380)
<b>Total Revenues</b>		1,757,188				1,895,568	(138,380)
<b>Total County Cost</b>							
<b>LONG TERM DEBT</b>							
V1380 Fiscal Agent Fees	2,500	-	2,500		2,500	-	2,500
V9710 Long Term Debt	979,085	117,905	861,180		506,044	119,970	386,074
<b>TOTAL LONG TERM DEBT</b>							
<b>Total Appropriations</b>	981,585				508,544		473,041
<b>Total Revenues</b>		117,905				119,970	(2,065)
<b>Total County Cost</b>			863,680				388,574
							475,106





# 2014 ORLEANS COUNTY BUDGET

DEPARTMENTAL BUDGETS



## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001 GENERAL FUND</b>								
<b>Dept 001010 LEGISLATIVE BOARD</b>								
<b>Type E Expense</b>								
<b>Group 1 PERSONAL SERVICES</b>								
	82,112.00	82,112.00	82,112.00	82,112.00	0.00	82,112.00	82,112.00	82,112.00
<b>Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>								
	367.00	134.00	134.00	134.00	0.00	165.00	165.00	165.00
<b>Group 4 CONTRACTUAL EXPENSE</b>								
	9,682.00	9,748.00	9,739.00	8,780.00	0.00	9,749.00	9,749.00	9,749.00
<b>Group 8 EMPLOYEE BENEFITS</b>								
	48,820.00	66,254.00	55,527.00	60,002.00	0.00	72,058.00	69,371.00	69,371.00
<b>Total Type E Expense</b>	<b>140,981.00</b>	<b>158,248.00</b>	<b>147,512.00</b>	<b>151,028.00</b>	<b>0.00</b>	<b>164,084.00</b>	<b>161,397.00</b>	<b>161,397.00</b>
<b>Total Dept 001010 LEGISLATIVE BOARD</b>	<b>140,981.00</b>	<b>158,248.00</b>	<b>147,512.00</b>	<b>151,028.00</b>	<b>0.00</b>	<b>164,084.00</b>	<b>161,397.00</b>	<b>161,397.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>CHIEF ADMINISTRATIVE OFFICER</b>								
<b>Revenue</b>								
Fund 001								
Dept 001020								
Type R								
Group								
	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	0.00	(22,000.00)	(22,000.00)	(22,000.00)
<b>Total Type R Revenue</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>0.00</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>
<b>Expense</b>								
Type E								
Group 1								
PERSONAL SERVICES	95,014.00	90,191.00	91,751.00	96,245.00	0.00	97,686.00	97,686.00	97,686.00
Group 4								
CONTRACTUAL EXPENSE	4,058.00	3,986.00	3,820.00	4,030.00	0.00	3,933.00	3,933.00	3,933.00
Group 8								
EMPLOYEE BENEFITS	32,268.00	40,280.00	46,262.00	49,660.00	0.00	48,044.00	45,161.00	45,161.00
<b>Total Type E Expense</b>	<b>131,340.00</b>	<b>134,457.00</b>	<b>141,833.00</b>	<b>149,935.00</b>	<b>0.00</b>	<b>149,663.00</b>	<b>146,780.00</b>	<b>146,780.00</b>
<b>Total Dept 001020 CHIEF ADMINISTRATIVE OFFICER</b>	<b>109,340.00</b>	<b>112,457.00</b>	<b>119,833.00</b>	<b>127,935.00</b>	<b>0.00</b>	<b>127,663.00</b>	<b>124,780.00</b>	<b>124,780.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001040</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>CLERK OF LEGISLATIVE BOARD</b>								
Revenue	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	0.00	(17,050.00)	(17,050.00)	
<b>Total Type R Revenue</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>0.00</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	74,729.00	78,375.00	78,433.00	80,644.00	0.00	85,858.00	85,858.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,042.00	782.00	628.00	682.00	0.00	742.00	742.00	
Group 4								
CONTRACTUAL EXPENSE	11,938.00	12,100.00	12,874.00	12,735.00	0.00	12,912.00	12,397.00	
Group 8								
EMPLOYEE BENEFITS	41,722.00	48,431.00	46,262.00	49,304.00	0.00	50,162.00	47,229.00	
<b>Total Type E Expense</b>	<b>129,431.00</b>	<b>139,698.00</b>	<b>138,197.00</b>	<b>143,375.00</b>	<b>0.00</b>	<b>149,694.00</b>	<b>146,226.00</b>	
<b>Total Dept 001040</b>	<b>112,381.00</b>	<b>122,648.00</b>	<b>121,147.00</b>	<b>126,325.00</b>	<b>0.00</b>	<b>132,644.00</b>	<b>129,176.00</b>	
<b>CLERK OF LEGISLATIVE BOARD</b>								

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>ASSIGNED COUNSEL</b>								
<b>Dept 001141</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group								
	(58,006.00)	(46,932.00)	(39,110.00)	(26,073.00)	0.00		(13,037.00)	
<b>Total Type R Revenue</b>	<b>(58,006.00)</b>	<b>(46,932.00)</b>	<b>(39,110.00)</b>	<b>(26,073.00)</b>	<b>0.00</b>		<b>(13,037.00)</b>	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	152,500.00	150,000.00	145,000.00	160,000.00	0.00	182,000.00	182,000.00	
<b>Total Type E Expense</b>	<b>152,500.00</b>	<b>150,000.00</b>	<b>145,000.00</b>	<b>160,000.00</b>	<b>0.00</b>	<b>182,000.00</b>	<b>182,000.00</b>	
<b>Total Dept 001141 ASSIGNED COUNSEL</b>	<b>94,494.00</b>	<b>103,068.00</b>	<b>105,890.00</b>	<b>133,927.00</b>	<b>0.00</b>	<b>182,000.00</b>	<b>168,963.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>DISTRICT ATTORNEY</b>								
<b>Revenue</b>								
Fund 001								
Dept. 001165								
Type R								
Group								
Total Type R Revenue	(83,404.00)	(110,667.00)	(111,189.00)	(136,689.00)	0.00	(136,689.00)	(139,689.00)	
<b>Expense</b>								
Type E	(83,404.00)	(110,667.00)	(111,189.00)	(136,689.00)	0.00	(136,689.00)	(139,689.00)	
Group 1								
PERSONAL SERVICES	322,566.00	335,917.00	357,053.00	365,631.00	0.00	361,433.00	381,433.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,929.00	1,690.00	1,126.00	1,015.00	0.00	1,015.00	1,015.00	
Group 4								
CONTRACTUAL EXPENSE	53,262.00	63,355.00	64,525.00	69,435.00	0.00	70,993.00	69,993.00	
Group 8								
EMPLOYEE BENEFITS	93,834.00	113,753.00	151,821.00	162,577.00	0.00	160,334.00	152,360.00	
Total Type E Expense	481,691.00	514,715.00	574,525.00	598,658.00	0.00	613,775.00	604,801.00	
Total Dept 001165	398,287.00	404,048.00	463,336.00	461,969.00	0.00	477,686.00	465,112.00	
DISTRICT ATTORNEY								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001170</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>PUBLIC DEFENDER</b>								
Revenue	(68,329.00)	(51,932.00)	(39,110.00)	(26,073.00)	0.00	(19,036.00)	(19,036.00)	
<b>Total Type R Revenue</b>	<b>(68,329.00)</b>	<b>(51,932.00)</b>	<b>(39,110.00)</b>	<b>(26,073.00)</b>	<b>0.00</b>	<b>(19,036.00)</b>	<b>(19,036.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	192,549.00	197,397.00	199,332.00	199,332.00	0.00	206,401.00	206,401.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	621.00	456.00	0.00	0.00	0.00			
Group 4								
CONTRACTUAL EXPENSE	177,943.00	176,031.00	174,906.00	175,192.00	0.00	159,217.00	155,489.00	
Group 8								
EMPLOYEE BENEFITS	52,704.00	61,606.00	75,074.00	79,909.00	0.00	79,074.00	74,896.00	
<b>Total Type E Expense</b>	<b>423,817.00</b>	<b>435,490.00</b>	<b>449,312.00</b>	<b>454,433.00</b>	<b>0.00</b>	<b>444,692.00</b>	<b>436,786.00</b>	
<b>Total Dept 001170 PUBLIC DEFENDER</b>	<b>355,488.00</b>	<b>383,558.00</b>	<b>410,202.00</b>	<b>428,360.00</b>	<b>0.00</b>	<b>425,656.00</b>	<b>417,750.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001180</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	2,500.00
<b>Total Type E</b>	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	2,500.00
<b>Expense</b>								
<b>Total Dept 001180</b>	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	2,500.00
<b>JUSTICES &amp; CONSTABLES</b>								



## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001185</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	17,988.00	23,234.00	20,244.00	20,244.00	0.00	20,536.00	20,536.00	
Group 4								
CONTRACTUAL EXPENSE	9,400.00	9,440.00	36,455.00	37,265.00	0.00	38,340.00	38,340.00	
Group 6								
EMPLOYEE BENEFITS	4,225.00	5,843.00	7,544.00	8,103.00	0.00	6,934.00	6,646.00	
<b>Total Type E Expense</b>	<b>31,613.00</b>	<b>38,517.00</b>	<b>64,243.00</b>	<b>65,612.00</b>	<b>0.00</b>	<b>65,810.00</b>	<b>65,522.00</b>	
<b>Total Dept 001185</b>	<b>31,613.00</b>	<b>38,517.00</b>	<b>64,243.00</b>	<b>65,612.00</b>	<b>0.00</b>	<b>65,810.00</b>	<b>65,522.00</b>	
<b>MEDICAL EXAMINERS &amp; CORONERS</b>								

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001 GENERAL FUND</b>								
<b>Dept 001325 COUNTY TREASURER</b>								
Type R Revenue	(947,500.00)	(947,500.00)	(970,000.00)	(1,022,000.00)	0.00	(1,050,000.00)	(1,050,000.00)	
Type E Expense	(947,500.00)	(947,500.00)	(970,000.00)	(1,022,000.00)	0.00	(1,050,000.00)	(1,050,000.00)	
<b>Group 1 PERSONAL SERVICES</b>								
PERSONAL SERVICES	229,860.00	234,420.00	225,457.00	227,539.00	0.00	237,246.00	237,246.00	
<b>Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>								
EQUIPMENT & CAPITAL OUTLAY	1,467.00	1,681.00	1,325.00	1,393.00	0.00	1,709.00	1,709.00	
<b>Group 4 CONTRACTUAL EXPENSE</b>								
CONTRACTUAL EXPENSE	43,584.00	53,565.00	50,620.00	40,582.00	0.00	52,277.00	52,277.00	
<b>Group 8 EMPLOYEE BENEFITS</b>								
EMPLOYEE BENEFITS	116,580.00	138,037.00	157,105.00	165,703.00	0.00	173,527.00	161,230.00	
<b>Total Type E Expense</b>	<b>391,491.00</b>	<b>427,703.00</b>	<b>434,506.00</b>	<b>435,217.00</b>	<b>0.00</b>	<b>464,759.00</b>	<b>452,462.00</b>	
<b>Total Dept 001325 COUNTY TREASURER</b>	<b>(556,009.00)</b>	<b>(519,797.00)</b>	<b>(535,492.00)</b>	<b>(586,783.00)</b>	<b>0.00</b>	<b>(585,241.00)</b>	<b>(597,538.00)</b>	

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Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001 GENERAL FUND</b>								
<b>Dept 001340 BUDGET OFFICER Expense</b>								
Group 1 PERSONAL SERVICES	8,370.00	8,538.00	8,622.00	8,870.00	0.00	9,191.00	9,191.00	9,191.00
Group 4 CONTRACTUAL EXPENSE	927.00	900.00	886.00	1,083.00	0.00	1,141.00	1,141.00	1,141.00
Group 8 EMPLOYEE BENEFITS	1,601.00	1,891.00	2,325.00	2,648.00	0.00	2,680.00	2,551.00	2,551.00
<b>Total Type E Expense</b>	<b>10,898.00</b>	<b>11,329.00</b>	<b>11,833.00</b>	<b>12,601.00</b>	<b>0.00</b>	<b>13,012.00</b>	<b>12,883.00</b>	<b>12,883.00</b>
<b>Total Dept 001340 BUDGET OFFICER Expense</b>	<b>10,898.00</b>	<b>11,329.00</b>	<b>11,833.00</b>	<b>12,601.00</b>	<b>0.00</b>	<b>13,012.00</b>	<b>12,883.00</b>	<b>12,883.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001355</b>								
<b>Type R</b>								
<b>Group</b>								
<b>GENERAL FUND</b>								
<b>REAL PROPERTY TAX SERVICE</b>								
<b>Revenue</b>								
(127,464.00)	(128,343.00)	(130,252.00)	(148,029.00)	0.00	(151,828.00)	(151,828.00)		
<b>Total Type R Revenue</b>	<b>(127,464.00)</b>	<b>(128,343.00)</b>	<b>(130,252.00)</b>	<b>(148,029.00)</b>	<b>0.00</b>	<b>(151,828.00)</b>	<b>(151,828.00)</b>	
<b>Type E</b>								
<b>Expense</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	120,846.00	124,723.00	119,808.00	120,933.00	0.00	125,956.00	125,956.00	
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	621.00	687.00	632.00	520.00	0.00	520.00	520.00	
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	19,528.00	18,417.00	19,526.00	45,418.00	0.00	43,889.00	43,889.00	
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	40,005.00	46,411.00	54,953.00	56,861.00	0.00	58,175.00	56,563.00	
<b>Total Type E Expense</b>	<b>181,000.00</b>	<b>190,238.00</b>	<b>194,917.00</b>	<b>225,732.00</b>	<b>0.00</b>	<b>228,540.00</b>	<b>226,948.00</b>	
<b>Total Dept 001355 REAL PROPERTY TAX SERVICE</b>	<b>53,536.00</b>	<b>61,895.00</b>	<b>64,665.00</b>	<b>77,703.00</b>	<b>0.00</b>	<b>76,712.00</b>	<b>75,120.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001362</b>								
<b>Type R</b>								
Group								
<b>TAX ADVERTISING &amp; EXPENSES</b>								
Revenue	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	0.00	(2,500.00)	(2,500.00)	
<b>Total Type R Revenue</b>	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	0.00	(2,500.00)	(2,500.00)	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	
<b>Total Type E Expense</b>	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	
<b>Total Dept 001362</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
<b>TAX ADVERTISING &amp; EXPENSES</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001410</b>								
<b>Type R</b>								
<b>Group</b>								
<b>GENERAL FUND</b>								
<b>COUNTY CLERK</b>								
<b>Revenue</b>								
<b>Total Type R</b>	(1,071,500.00)	(1,071,500.00)	(1,118,350.00)	(1,172,550.00)	0.00	(1,208,850.00)	(1,218,850.00)	(1,218,850.00)
<b>Revenue</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>	<b>(1,118,350.00)</b>	<b>(1,172,550.00)</b>	<b>0.00</b>	<b>(1,208,850.00)</b>	<b>(1,218,850.00)</b>	<b>(1,218,850.00)</b>
<b>Type E</b>								
<b>Expense</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	408,469.00	412,923.00	427,447.00	430,483.00	0.00	435,798.00	435,798.00	435,798.00
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	1,821.00	1,438.00	1,268.00	866.00	0.00	933.00	933.00	933.00
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	73,500.00	72,670.00	71,865.00	73,618.00	0.00	73,324.00	73,368.00	73,368.00
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	226,677.00	252,305.00	282,275.00	296,060.00	0.00	268,509.00	270,441.00	270,441.00
<b>Total Type E</b>	710,467.00	738,436.00	782,855.00	801,047.00	0.00	778,564.00	780,540.00	780,540.00
<b>Expense</b>	<b>710,467.00</b>	<b>738,436.00</b>	<b>782,855.00</b>	<b>801,047.00</b>	<b>0.00</b>	<b>778,564.00</b>	<b>780,540.00</b>	<b>780,540.00</b>
<b>Total Dept 001410</b>	(361,033.00)	(333,064.00)	(335,495.00)	(371,503.00)	0.00	(430,286.00)	(438,310.00)	(438,310.00)
<b>COUNTY CLERK</b>	<b>(361,033.00)</b>	<b>(333,064.00)</b>	<b>(335,495.00)</b>	<b>(371,503.00)</b>	<b>0.00</b>	<b>(430,286.00)</b>	<b>(438,310.00)</b>	<b>(438,310.00)</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>County ATTORNEY</b>								
Dept 001420								
Type R								
Group								
	(164,918.00)	(167,515.00)	(169,314.00)	(169,814.00)	0.00	(175,066.00)	(175,066.00)	
<b>Total Type R Revenue</b>	<b>(164,918.00)</b>	<b>(167,515.00)</b>	<b>(169,314.00)</b>	<b>(169,814.00)</b>	<b>0.00</b>	<b>(175,066.00)</b>	<b>(175,066.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	183,837.00	187,514.00	189,352.00	189,352.00	0.00	196,066.00	196,066.00	
Group 4								
CONTRACTUAL EXPENSE	56,969.00	56,689.00	56,689.00	56,705.00	0.00	118,335.00	103,335.00	
Group 8								
EMPLOYEE BENEFITS	36,036.00	48,469.00	59,753.00	84,777.00	0.00	65,270.00	62,004.00	
<b>Total Type E Expense</b>	<b>276,862.00</b>	<b>292,672.00</b>	<b>305,794.00</b>	<b>310,834.00</b>	<b>0.00</b>	<b>379,671.00</b>	<b>361,405.00</b>	
<b>Total Dept 001420 County ATTORNEY</b>	<b>111,944.00</b>	<b>125,157.00</b>	<b>136,480.00</b>	<b>141,020.00</b>	<b>0.00</b>	<b>204,605.00</b>	<b>186,339.00</b>	

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Fiscal Year: 2014, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001430</b>								
<b>Type R</b>								
Group								
	(2,100.00)	(800.00)	(1,000.00)	(1,400.00)	0.00	(1,500.00)	(1,500.00)	(1,500.00)
<b>Total Type R Revenue</b>	<b>(2,100.00)</b>	<b>(800.00)</b>	<b>(1,000.00)</b>	<b>(1,400.00)</b>	<b>0.00</b>	<b>(1,500.00)</b>	<b>(1,500.00)</b>	<b>(1,500.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	105,703.00	109,463.00	110,379.00	112,118.00	0.00	117,925.00	117,925.00	117,925.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	984.00	1,180.00	728.00	672.00	0.00	672.00	672.00	672.00
Group 4								
CONTRACTUAL EXPENSE	12,716.00	11,975.00	13,455.00	14,523.00	0.00	14,492.00	13,656.00	13,656.00
Group 8								
EMPLOYEE BENEFITS	44,279.00	51,581.00	58,868.00	62,400.00	0.00	63,334.00	59,710.00	59,710.00
<b>Total Type E Expense</b>	<b>163,682.00</b>	<b>174,199.00</b>	<b>183,430.00</b>	<b>189,713.00</b>	<b>0.00</b>	<b>196,423.00</b>	<b>191,963.00</b>	<b>191,963.00</b>
<b>Total Dept 001430 PERSONNEL</b>	<b>161,582.00</b>	<b>173,399.00</b>	<b>182,430.00</b>	<b>188,313.00</b>	<b>0.00</b>	<b>194,923.00</b>	<b>190,463.00</b>	<b>190,463.00</b>



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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001433</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	4,312.00	4,441.00	4,397.00	4,697.00	0.00	4,589.00	4,589.00	
Group 4								
CONTRACTUAL EXPENSE	4,375.00	4,375.00	3,500.00	3,500.00	0.00	3,600.00	3,600.00	
Group 8								
EMPLOYEE BENEFITS	826.00	983.00	1,245.00	1,402.00	0.00	1,338.00	1,274.00	
<b>Total Type E Expense</b>	<b>9,513.00</b>	<b>9,799.00</b>	<b>9,142.00</b>	<b>9,599.00</b>	<b>0.00</b>	<b>9,527.00</b>	<b>9,463.00</b>	
<b>Total Dept 001433</b>								
<b>RISK MANAGEMENT</b>	<b>9,513.00</b>	<b>9,799.00</b>	<b>9,142.00</b>	<b>9,599.00</b>	<b>0.00</b>	<b>9,527.00</b>	<b>9,463.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001450</b>								
<b>BOARD OF ELECTIONS</b>								
<b>Type R</b>								
Group								
	(30,000.00)	(15,000.00)	(25,000.00)	(21,800.00)	0.00	(40,250.00)	(40,250.00)	
<b>Total Type R Revenue</b>	<b>(30,000.00)</b>	<b>(15,000.00)</b>	<b>(25,000.00)</b>	<b>(21,800.00)</b>	<b>0.00</b>	<b>(40,250.00)</b>	<b>(40,250.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	126,215.00	132,272.00	131,422.00	137,834.00	0.00	139,246.00	134,246.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,592.00	1,158.00	1,045.00	1,057.00	0.00	1,057.00	1,057.00	
Group 4								
CONTRACTUAL EXPENSE	117,010.00	94,010.00	68,226.00	74,198.00	0.00	93,729.00	88,729.00	
Group 8								
EMPLOYEE BENEFITS	71,431.00	98,773.00	110,136.00	116,362.00	0.00	99,381.00	93,478.00	
<b>Total Type E Expense</b>	<b>316,248.00</b>	<b>324,213.00</b>	<b>310,829.00</b>	<b>329,451.00</b>	<b>0.00</b>	<b>333,413.00</b>	<b>318,510.00</b>	
<b>Total Dept 001450 BOARD OF ELECTIONS</b>	<b>286,248.00</b>	<b>309,213.00</b>	<b>285,829.00</b>	<b>307,651.00</b>	<b>0.00</b>	<b>293,163.00</b>	<b>278,260.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001460</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	6,825.00	5,401.00	5,565.00	5,465.00	0.00	5,923.00	5,923.00	
Group 4								
CONTRACTUAL EXPENSE	751.00	734.00	746.00	746.00	0.00	746.00	746.00	
Group 8								
EMPLOYEE BENEFITS	4,602.00	2,416.00	3,018.00	2,909.00	0.00	3,150.00	2,973.00	
<b>Total Type E Expense</b>	<b>12,178.00</b>	<b>8,551.00</b>	<b>9,329.00</b>	<b>9,120.00</b>	<b>0.00</b>	<b>9,819.00</b>	<b>9,642.00</b>	
<b>Total Dept 001460 RECORDS IMANAGEMENT</b>	<b>12,178.00</b>	<b>8,551.00</b>	<b>9,329.00</b>	<b>9,120.00</b>	<b>0.00</b>	<b>9,819.00</b>	<b>9,642.00</b>	

**COUNTY OF ORLEANS**  
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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001615</b>								
<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>								
<b>Type R</b>								
Revenue	(50.00)	(50.00)	(50.00)	(50.00)	0.00	(50.00)	(50.00)	
Group								
<b>Total Type R</b>								
Revenue	(50.00)	(50.00)	(50.00)	(50.00)	0.00	(50.00)	(50.00)	
<b>Type E</b>								
Expense	(50.00)	(50.00)	(50.00)	(50.00)	0.00	(50.00)	(50.00)	
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
50.00	50.00	50.00	50.00	50.00	0.00	50.00	50.00	
<b>Total Type E</b>								
Expense	50.00	50.00	50.00	50.00	0.00	50.00	50.00	
<b>Total Dept 001615</b>								
<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001620</b>								
<b>Type R</b>								
Group								
	(698,369.00)	(683,063.00)	(704,737.00)	(642,412.00)	0.00	(644,751.00)	(644,751.00)	
<b>Total Type R Revenue</b>	<b>(698,369.00)</b>	<b>(683,063.00)</b>	<b>(704,737.00)</b>	<b>(642,412.00)</b>	<b>0.00</b>	<b>(644,751.00)</b>	<b>(644,751.00)</b>	
<b>Type E</b>								
Group 1								
<b>PERSONAL SERVICES</b>	604,439.00	503,854.00	537,523.00	531,109.00	0.00	547,630.00	547,630.00	
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	4,879.00	8,379.00	14,879.00	8,504.00	0.00	10,859.00	9,459.00	
Group 4								
<b>CONTRACTUAL EXPENSE</b>	548,025.00	484,996.00	469,376.00	544,361.00	0.00	1,011,077.00	470,377.00	
Group 8								
<b>EMPLOYEE BENEFITS</b>	272,614.00	259,638.00	331,269.00	335,762.00	0.00	353,351.00	332,903.00	
<b>Total Type E Expense</b>	<b>1,429,957.00</b>	<b>1,257,367.00</b>	<b>1,353,047.00</b>	<b>1,419,736.00</b>	<b>0.00</b>	<b>1,923,017.00</b>	<b>1,360,368.00</b>	
<b>Total Dept 001620 BUILDINGS &amp; GROUNDS</b>	<b>731,588.00</b>	<b>574,304.00</b>	<b>648,310.00</b>	<b>777,324.00</b>	<b>0.00</b>	<b>1,278,266.00</b>	<b>715,618.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>COMPUTER SERVICES</b>								
Dept 001680								
Type R								
Group								
Total Type R	(134,771.00)	(135,636.00)	(143,613.00)	(147,613.00)	0.00	(148,988.00)	(160,511.00)	(160,511.00)
Revenue	(134,771.00)	(135,636.00)	(143,613.00)	(147,613.00)	0.00	(148,988.00)	(160,511.00)	(160,511.00)
Type E								
Group 1								
PERSONAL SERVICES	279,319.00	291,215.00	303,426.00	310,698.00	0.00	322,408.00	322,408.00	322,408.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	66,525.00	27,195.00	19,655.00	26,721.00	0.00	45,356.00	34,356.00	34,356.00
Group 4								
CONTRACTUAL EXPENSE	27,331.00	23,232.00	21,825.00	26,499.00	0.00	39,277.00	38,648.00	38,648.00
Group 8								
EMPLOYEE BENEFITS	115,809.00	134,982.00	163,498.00	174,914.00	0.00	188,265.00	185,243.00	185,243.00
Total Type E	488,984.00	476,624.00	508,403.00	538,832.00	0.00	595,306.00	580,655.00	580,655.00
Expense	488,984.00	476,624.00	508,403.00	538,832.00	0.00	595,306.00	580,655.00	580,655.00
Total Dept 001680	354,213.00	340,988.00	364,790.00	391,219.00	0.00	446,318.00	420,144.00	420,144.00
COMPUTER SERVICES	354,213.00	340,988.00	364,790.00	391,219.00	0.00	446,318.00	420,144.00	420,144.00

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Fiscal Year: 2014, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>Dept 001910 UNASSIGNED</b>								
Type R Revenue	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	0.00	(25,000.00)	(25,000.00)	(25,000.00)
Type E Expense	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	0.00	(25,000.00)	(25,000.00)	(25,000.00)
<b>Group 4</b>								
CONTRACTUAL EXPENSE	126,802.00	132,214.00	117,349.00	107,349.00	0.00	107,349.00	107,349.00	107,349.00
<b>Group 8</b>								
EMPLOYEE BENEFITS	205,854.00	189,020.00	256,744.00	433,596.00	0.00	411,462.00	381,046.00	381,046.00
<b>Total Type E Expense</b>	<b>332,656.00</b>	<b>321,234.00</b>	<b>374,093.00</b>	<b>540,945.00</b>	<b>0.00</b>	<b>518,811.00</b>	<b>488,398.00</b>	<b>488,398.00</b>
<b>Total Dept 001910 UNASSIGNED</b>	<b>307,656.00</b>	<b>296,234.00</b>	<b>349,093.00</b>	<b>515,945.00</b>	<b>0.00</b>	<b>493,811.00</b>	<b>463,398.00</b>	<b>463,398.00</b>

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001990</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	340,000.00	250,000.00	248,000.00	300,000.00	0.00	250,000.00	250,000.00	
<b>Total Type E Expense</b>	<b>340,000.00</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>300,000.00</b>	<b>0.00</b>	<b>250,000.00</b>	<b>250,000.00</b>	
<b>Total Dept 001990</b>	<b>340,000.00</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>300,000.00</b>	<b>0.00</b>	<b>250,000.00</b>	<b>250,000.00</b>	
<b>CONTINGENT FUND</b>								



## COUNTY OF ORLEANS Budget Preparation Publication

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>COMMUNITY COLLEGES</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	1,350,000.00	1,250,000.00	1,400,000.00	1,740,000.00	0.00	1,900,000.00	1,740,000.00	
<b>Total Type E Expense</b>	<b>1,350,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,740,000.00</b>	<b>0.00</b>	<b>1,900,000.00</b>	<b>1,740,000.00</b>	
<b>Total Dept 002490 COMMUNITY COLLEGES</b>	<b>1,350,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,740,000.00</b>	<b>0.00</b>	<b>1,900,000.00</b>	<b>1,740,000.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>							
<b>Dept 002960</b>	<b>EDUCATION HANDICAPPED CHILDREN</b>							
<b>Type R</b>	<b>Revenue</b>							
Group								
Total Type R Revenue	(1,249,500.00)	(1,249,500.00)	(1,487,500.00)	(1,487,500.00)	0.00	(1,398,250.00)	(1,398,250.00)	(1,398,250.00)
<b>Type E</b>	<b>Expense</b>							
Group 1								
PERSONAL SERVICES	0.00	0.00	35,492.00	36,108.00	0.00	40,556.00	40,556.00	40,556.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	0.00	0.00	0.00	200.00	0.00	200.00	200.00	200.00
Group 4								
CONTRACTUAL EXPENSE	2,100,000.00	2,100,000.00	2,501,468.00	2,501,945.00	0.00	2,356,045.00	2,356,045.00	2,356,045.00
Group 8								
EMPLOYEE BENEFITS	0.00	0.00	13,931.00	15,568.00	0.00	16,014.00	15,197.00	15,197.00
Total Type E Expense	2,100,000.00	2,100,000.00	2,550,891.00	2,553,821.00	0.00	2,412,815.00	2,411,998.00	2,411,998.00
<b>Total Dept 002960</b>	<b>850,500.00</b>	<b>850,500.00</b>	<b>1,063,391.00</b>	<b>1,066,321.00</b>	<b>0.00</b>	<b>1,014,565.00</b>	<b>1,013,748.00</b>	<b>1,013,748.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 002980</b>								
<b>MEDICAL SCHOLARSHIPS</b>								
<b>Type R</b>								
Group								
	(3,000.00)	(2,500.00)	(3,000.00)	(1,800.00)	0.00	(1,800.00)	(1,800.00)	(1,800.00)
<b>Total Type R Revenue</b>	(3,000.00)	(2,500.00)	(3,000.00)	(1,800.00)	0.00	(1,800.00)	(1,800.00)	(1,800.00)
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	2,250.00	2,250.00	2,250.00	4,500.00	0.00	4,500.00	4,500.00	4,500.00
<b>Total Type E Expense</b>	2,250.00	2,250.00	2,250.00	4,500.00	0.00	4,500.00	4,500.00	4,500.00
<b>Total Dept 002980 MEDICAL SCHOLARSHIPS</b>	(750.00)	(250.00)	(750.00)	2,700.00	0.00	2,700.00	2,700.00	2,700.00

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>OTHER EDUCATION - D.A.R.E.</b>								
Type R								
Group								
Revenue	(200.00)	(200.00)	(200.00)	(200.00)	0.00	(200.00)	(200.00)	
Expense	(200.00)	(200.00)	(200.00)	(200.00)	0.00	(200.00)	(200.00)	
CONTRACTUAL EXPENSE	200.00	200.00	200.00	200.00	0.00	200.00	200.00	
Total Type E	200.00	200.00	200.00	200.00	0.00	200.00	200.00	
Expense	200.00	200.00	200.00	200.00	0.00	200.00	200.00	
Total Dept 002989	0.00	0.00	0.00	0.00	0.00	0.00	0.00	
OTHER EDUCATION - D.A.R.E.								

# COUNTY OF ORLEANS

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>Dept 003020 PUBLIC SAFETY COMMUNICATION</b>								
Type R Revenue	(110,899.00)	(107,221.00)	(88,133.00)	(75,428.00)	0.00	(78,121.00)	(78,121.00)	(78,121.00)
<b>Total Type R Revenue</b>	<b>(110,899.00)</b>	<b>(107,221.00)</b>	<b>(88,133.00)</b>	<b>(75,428.00)</b>	<b>0.00</b>	<b>(78,121.00)</b>	<b>(78,121.00)</b>	<b>(78,121.00)</b>
Type E Expense								
<b>Group 1 PERSONAL SERVICES</b>								
	475,747.00	501,696.00	499,372.00	489,929.00	0.00	489,477.00	489,477.00	489,477.00
<b>Group 2 EQUIPMENT &amp; CAPITAL OUTLAY</b>								
	1,904.00	704.00	1,935.00	1,761.00	0.00	1,761.00	1,761.00	1,761.00
<b>Group 4 CONTRACTUAL EXPENSE</b>								
	27,757.90	123,182.00	118,955.00	113,890.00	0.00	114,060.00	113,390.00	113,390.00
<b>Group 8 EMPLOYEE BENEFITS</b>								
	214,614.00	247,641.00	284,207.00	289,810.00	0.00	301,171.00	282,512.00	282,512.00
<b>Total Type E Expense</b>	<b>720,022.90</b>	<b>873,223.00</b>	<b>902,469.00</b>	<b>895,390.00</b>	<b>0.00</b>	<b>906,469.00</b>	<b>887,140.00</b>	<b>887,140.00</b>
<b>Total Dept 003020 PUBLIC SAFETY COMMUNICATION</b>	<b>609,123.00</b>	<b>766,002.00</b>	<b>804,336.00</b>	<b>819,962.00</b>	<b>0.00</b>	<b>828,348.00</b>	<b>809,019.00</b>	<b>809,019.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 003110</b>								
<b>SHERIFF</b>								
<b>Revenue</b>								
Group								
	(469,063.00)	(504,144.00)	(530,343.00)	(432,847.00)	0.00	(572,531.00)	(572,531.00)	(572,531.00)
<b>Total Type R Revenue</b>	<b>(469,063.00)</b>	<b>(504,144.00)</b>	<b>(530,343.00)</b>	<b>(432,847.00)</b>	<b>0.00</b>	<b>(572,531.00)</b>	<b>(572,531.00)</b>	<b>(572,531.00)</b>
<b>Type E</b>								
<b>Expense</b>								
Group 1								
<b>PERSONAL SERVICES</b>	1,864,298.00	2,060,158.00	2,007,391.00	1,977,919.00	0.00	2,146,807.00	1,989,909.00	
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	91,484.00	87,445.00	89,724.00	84,062.00	0.00	89,713.00	89,713.00	
Group 4								
<b>CONTRACTUAL EXPENSE</b>	307,553.00	331,130.00	350,250.00	328,900.00	0.00	500,178.00	500,178.00	
Group 8								
<b>EMPLOYEE BENEFITS</b>	731,954.00	892,780.00	1,045,332.00	1,045,361.00	0.00	1,063,672.00	978,832.00	
<b>Total Type E Expense</b>	<b>2,995,289.00</b>	<b>3,371,513.00</b>	<b>3,492,697.00</b>	<b>3,446,232.00</b>	<b>0.00</b>	<b>3,800,370.00</b>	<b>3,558,632.00</b>	
<b>Total Dept 003110 SHERIFF</b>	<b>2,526,226.00</b>	<b>2,867,368.00</b>	<b>2,962,354.00</b>	<b>3,013,385.00</b>	<b>0.00</b>	<b>3,227,839.00</b>	<b>2,986,101.00</b>	

# COUNTY OF ORLEANS

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 003140</b>								
<b>Type R</b>								
Group								
<b>PROBATION</b>								
<b>Revenue</b>								
	(190,640.00)	(212,736.00)	(198,715.00)	(198,046.00)	0.00	(204,577.00)	(204,577.00)	
<b>Total Type R Revenue</b>	<b>(190,640.00)</b>	<b>(212,736.00)</b>	<b>(198,715.00)</b>	<b>(198,046.00)</b>	<b>0.00</b>	<b>(204,577.00)</b>	<b>(204,577.00)</b>	
<b>Type E</b>								
Group 1								
<b>PERSONAL SERVICES</b>								
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
Group 8								
<b>EMPLOYEE BENEFITS</b>								
	586,564.00	598,422.00	629,489.00	580,715.00	0.00	626,689.00	695,402.00	
	5,563.00	5,686.00	4,619.00	4,171.00	0.00	4,804.00	4,804.00	
	59,812.00	57,441.00	39,310.00	41,673.00	0.00	41,540.00	41,640.00	
	264,357.00	315,146.00	381,029.00	386,856.00	0.00	374,921.00	345,303.00	
<b>Total Type E Expense</b>	<b>916,296.00</b>	<b>976,697.00</b>	<b>1,054,447.00</b>	<b>1,013,415.00</b>	<b>0.00</b>	<b>1,047,964.00</b>	<b>987,149.00</b>	
<b>Total Dept 003140 PROBATION</b>	<b>725,856.00</b>	<b>763,961.00</b>	<b>855,732.00</b>	<b>815,369.00</b>	<b>0.00</b>	<b>843,387.00</b>	<b>782,572.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 003150</b>								
<b>Type R</b>								
<b>Group</b>								
<b>GENERAL FUND</b>								
<b>SHERIFF - JAIL</b>								
Revenue	(128,700.00)	(131,908.00)	(126,900.00)	(150,900.00)	0.00	(199,900.00)	(199,900.00)	(199,900.00)
<b>Total Type R Revenue</b>	<u>(128,700.00)</u>	<u>(131,908.00)</u>	<u>(126,900.00)</u>	<u>(150,900.00)</u>	<u>0.00</u>	<u>(199,900.00)</u>	<u>(199,900.00)</u>	<u>(199,900.00)</u>
<b>Type E</b>								
<b>Expense</b>								
Group 1								
<b>PERSONAL SERVICES</b>	1,758,461.00	1,816,109.00	1,885,508.00	1,879,073.00	0.00	1,873,096.00	1,893,096.00	1,893,096.00
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	1,091.00	4,241.00	6,325.00	2,593.00	0.00	116,306.00	27,976.00	27,976.00
Group 4								
<b>CONTRACTUAL EXPENSE</b>	593,767.00	536,217.00	544,423.00	566,013.00	0.00	581,953.00	570,953.00	570,953.00
Group 8								
<b>EMPLOYEE BENEFITS</b>	823,967.00	907,879.00	1,112,670.00	1,140,639.00	0.00	1,226,755.00	1,162,399.00	1,162,399.00
<b>Total Type E Expense</b>	<u>3,177,286.00</u>	<u>3,264,446.00</u>	<u>3,528,924.00</u>	<u>3,588,318.00</u>	<u>0.00</u>	<u>3,898,110.00</u>	<u>3,654,424.00</u>	<u>3,654,424.00</u>
<b>Total Dept 003150 SHERIFF - JAIL</b>	<u>3,049,586.00</u>	<u>3,132,538.00</u>	<u>3,402,024.00</u>	<u>3,437,418.00</u>	<u>0.00</u>	<u>3,898,210.00</u>	<u>3,454,524.00</u>	<u>3,454,524.00</u>



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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>CRIME VICTIM ASSISTANCE</b>								
Fund 001								
Dept 003151								
Type R								
Group								
	(65,468.00)	(100,810.00)	(102,790.00)	(101,688.00)	0.00	(101,688.00)	(101,688.00)	(101,688.00)
<b>Total Type R Revenue</b>	<b>(65,468.00)</b>	<b>(100,810.00)</b>	<b>(102,790.00)</b>	<b>(101,688.00)</b>	<b>0.00</b>	<b>(101,688.00)</b>	<b>(101,688.00)</b>	<b>(101,688.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	65,154.00	69,279.00	72,185.00	69,421.00	0.00	70,181.00	70,181.00	70,181.00
Group 4								
CONTRACTUAL EXPENSE	16,543.00	13,775.00	10,890.00	9,776.00	0.00	9,842.00	9,842.00	9,842.00
Group 8								
EMPLOYEE BENEFITS	13,771.00	17,756.00	19,715.00	22,491.00	0.00	21,665.00	21,665.00	21,665.00
<b>Total Type E Expense</b>	<b>95,468.00</b>	<b>100,810.00</b>	<b>102,790.00</b>	<b>101,688.00</b>	<b>0.00</b>	<b>101,688.00</b>	<b>101,688.00</b>	<b>101,688.00</b>
<b>Total Dept 003151 CRIME VICTIM ASSISTANCE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 003189</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	50,933.00	56,223.00	58,331.00	58,331.00	0.00	60,400.00	60,400.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	295.00	295.00	294.00	430.00	0.00	430.00	430.00	
Group 4								
CONTRACTUAL EXPENSE	123,423.00	112,641.00	138,384.00	107,669.00	0.00	136,161.00	134,561.00	
Group 8								
EMPLOYEE BENEFITS	17,980.00	20,357.00	22,962.00	23,133.00	0.00	23,459.00	22,133.00	
<b>Total Type E Expense</b>	<b>192,631.00</b>	<b>189,516.00</b>	<b>219,971.00</b>	<b>189,563.00</b>	<b>0.00</b>	<b>220,450.00</b>	<b>217,624.00</b>	
<b>Total Dept 003189</b>	<b>192,631.00</b>	<b>189,516.00</b>	<b>219,971.00</b>	<b>189,563.00</b>	<b>0.00</b>	<b>220,450.00</b>	<b>217,624.00</b>	
<b>CONFIDENTIAL INVESTIGATIONS - D.A.</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 003315</b>								
<b>STOP D.W.I. PROGRAM</b>								
<b>Type R</b>								
Revenue	(75,472.00)	(76,188.00)	(71,871.00)	(72,766.00)	0.00	(74,201.00)	(74,753.00)	
Group								
<b>Total Type R</b>	<b>(75,472.00)</b>	<b>(76,188.00)</b>	<b>(71,871.00)</b>	<b>(72,766.00)</b>	<b>0.00</b>	<b>(74,201.00)</b>	<b>(74,753.00)</b>	
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	27,010.00	23,455.00	23,970.00	24,005.00	0.00	24,005.00	24,005.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	14,500.00	15,000.00	15,500.00	15,805.00	0.00	15,500.00	15,805.00	
Group 4								
CONTRACTUAL EXPENSE	28,287.00	26,497.00	20,697.00	20,805.00	0.00	23,055.00	23,055.00	
Group 6								
EMPLOYEE BENEFITS	5,695.00	11,236.00	11,704.00	12,151.00	0.00	12,151.00	11,888.00	
<b>Total Type E</b>	<b>75,472.00</b>	<b>76,188.00</b>	<b>71,871.00</b>	<b>72,766.00</b>	<b>0.00</b>	<b>74,711.00</b>	<b>74,753.00</b>	
<b>Expense</b>								
<b>Total Dept 003315</b>								
<b>STOP D.W.I. PROGRAM</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>510.00</b>		

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 003510</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>CONTROL OF ANIMALS</b>								
Revenue	(43,520.00)	(38,496.00)	(37,876.00)	(38,876.00)	0.00	(38,876.00)	(38,876.00)	(38,876.00)
<b>Total Type R</b>	(43,520.00)	(38,496.00)	(37,876.00)	(38,876.00)	0.00	(38,876.00)	(38,876.00)	(38,876.00)
Expense								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	52,804.00	53,890.00	56,864.00	61,949.00	0.00	59,236.00	59,236.00	59,236.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	700.00	335.00	500.00	165.00	0.00	852.00	852.00	852.00
Group 4								
CONTRACTUAL EXPENSE	15,392.00	15,811.00	15,632.00	23,413.00	0.00	20,611.00	20,611.00	20,611.00
Group 8								
EMPLOYEE BENEFITS	9,821.00	11,508.00	18,087.00	21,174.00	0.00	17,782.00	16,946.00	16,946.00
<b>Total Type E</b>	78,717.00	81,544.00	91,083.00	106,701.00	0.00	98,481.00	97,645.00	97,645.00
Expense								
<b>Total Dept 003510</b>	35,097.00	43,048.00	53,207.00	67,825.00	0.00	59,605.00	58,769.00	58,769.00
<b>CONTROL OF ANIMALS</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>EMERGENCY MANAGEMENT</b>								
Dept 003640	(143,733.00)	(23,160.00)	(23,679.00)	(27,779.00)	0.00	(20,369.00)	(20,369.00)	
Type R								
Group								
<b>Total Type R Revenue</b>	<b>(143,733.00)</b>	<b>(23,160.00)</b>	<b>(23,679.00)</b>	<b>(27,779.00)</b>	<b>0.00</b>	<b>(20,369.00)</b>	<b>(20,369.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	151,483.00	161,705.00	163,689.00	113,683.00	0.00	117,695.00	117,695.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	13,231.00	14,468.00	15,748.00	14,934.00	0.00	8,095.00	8,095.00	
Group 4								
CONTRACTUAL EXPENSE	229,837.00	92,725.00	96,439.00	157,696.00	0.00	184,402.00	184,402.00	
Group 8								
EMPLOYEE BENEFITS	59,381.00	71,244.00	86,708.00	57,983.00	0.00	74,490.00	70,076.00	
<b>Total Type E Expense</b>	<b>453,332.00</b>	<b>340,146.00</b>	<b>362,584.00</b>	<b>344,306.00</b>	<b>0.00</b>	<b>384,582.00</b>	<b>380,168.00</b>	
<b>Total Dept 003640 EMERGENCY MANAGEMENT</b>	<b>310,199.00</b>	<b>316,986.00</b>	<b>338,905.00</b>	<b>316,527.00</b>	<b>0.00</b>	<b>364,213.00</b>	<b>359,799.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>							
<b>Dept 004010</b>	<b>PUBLIC HEALTH</b>							
<b>Type R</b>	<b>Revenue</b>							
Group								
	(2,091,265.00)	(1,286,254.00)	(1,099,266.00)	(1,112,527.00)	0.00	(1,096,559.00)	(1,097,559.00)	
<b>Total Type R Revenue</b>	<b>(2,091,265.00)</b>	<b>(1,286,254.00)</b>	<b>(1,099,266.00)</b>	<b>(1,112,527.00)</b>	<b>0.00</b>	<b>(1,096,559.00)</b>	<b>(1,097,559.00)</b>	
<b>Type E</b>	<b>Expense</b>							
Group 1								
<b>PERSONAL SERVICES</b>	1,567,748.00	1,073,805.00	919,623.00	844,442.00	0.00	822,206.00	812,206.00	
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	39,839.00	20,755.00	17,030.00	10,920.00	0.00	8,220.00	7,470.00	
Group 4								
<b>CONTRACTUAL EXPENSE</b>	783,068.00	582,289.00	509,304.00	569,182.00	0.00	560,077.00	556,577.00	2.00
Group 8								
<b>EMPLOYEE BENEFITS</b>	673,662.00	491,500.00	498,294.00	440,822.00	0.00	430,156.00	405,455.00	
<b>Total Type E Expense</b>	<b>3,084,317.00</b>	<b>2,168,348.00</b>	<b>1,944,451.00</b>	<b>1,865,366.00</b>	<b>0.00</b>	<b>1,820,658.00</b>	<b>1,781,708.00</b>	<b>2.00</b>
<b>Total Dept 004010 PUBLIC HEALTH</b>	<b>993,052.00</b>	<b>882,065.00</b>	<b>845,185.00</b>	<b>752,839.00</b>	<b>0.00</b>	<b>724,100.00</b>	<b>684,149.00</b>	<b>2.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>EARLY INTERVENTION PROGRAM</b>								
Fund 001								
Dept 004059	(375,000.00)	(375,000.00)	(436,847.00)	(425,945.00)	0.00	(72,350.00)	(72,350.00)	
Type R								
Group								
<b>Total Type R Revenue</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(436,847.00)</b>	<b>(425,945.00)</b>	<b>0.00</b>	<b>(72,350.00)</b>	<b>(72,350.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	0.00	0.00	115,544.00	116,533.00	0.00	116,270.00	116,270.00	
Group 4								
CONTRACTUAL EXPENSE	500,000.00	500,000.00	508,020.00	508,730.00	0.00	186,210.00	186,210.00	
Group 8								
EMPLOYEE BENEFITS	0.00	0.00	64,672.00	71,280.00	0.00	68,326.00	64,335.00	
<b>Total Type E Expense</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>688,236.00</b>	<b>696,543.00</b>	<b>0.00</b>	<b>370,806.00</b>	<b>366,815.00</b>	
<b>Total Dept 004059</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>251,389.00</b>	<b>270,598.00</b>	<b>0.00</b>	<b>298,456.00</b>	<b>294,465.00</b>	
<b>EARLY INTERVENTION PROGRAM</b>								

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 004310</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>MENTAL HEALTH ADMINISTRATION</b>								
Revenue								
	(2,592,907.00)	(2,703,533.00)	(2,734,332.00)	(2,318,061.00)	0.00	(2,260,861.00)	(2,260,861.00)	
<b>Total Type R Revenue</b>	<b>(2,592,907.00)</b>	<b>(2,703,533.00)</b>	<b>(2,734,332.00)</b>	<b>(2,318,061.00)</b>	<b>0.00</b>	<b>(2,260,861.00)</b>	<b>(2,260,861.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	1,455,760.00	1,465,122.00	1,403,601.00	1,103,802.00	0.00	1,222,129.00	1,247,129.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	8,975.00	8,194.00	6,217.00	4,937.00	0.00	4,357.00	4,357.00	
Group 4								
CONTRACTUAL EXPENSE	934,203.00	961,405.00	870,409.00	759,062.00	0.00	674,130.00	675,847.00	
Group 8								
EMPLOYEE BENEFITS	646,687.00	706,726.00	796,711.00	654,235.00	0.00	656,480.00	627,818.00	
<b>Total Type E Expense</b>	<b>3,045,625.00</b>	<b>3,163,447.00</b>	<b>3,076,938.00</b>	<b>2,522,036.00</b>	<b>0.00</b>	<b>2,557,096.00</b>	<b>2,555,151.00</b>	
<b>Total Dept 004310</b>	<b>452,718.00</b>	<b>459,914.00</b>	<b>342,606.00</b>	<b>203,975.00</b>	<b>0.00</b>	<b>296,235.00</b>	<b>294,290.00</b>	
<b>MENTAL HEALTH ADMINISTRATION</b>								



## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>FRIENDS OF MENTAL HEALTH</b>								
<b>Revenue</b>								
Fund 001								
Dept 004320								
Type R								
Group								
	(64,577.00)	(65,311.00)	(62,958.00)	(63,663.00)	0.00	(63,661.00)	(63,661.00)	(63,661.00)
<b>Total Type R Revenue</b>	<b>(64,577.00)</b>	<b>(65,311.00)</b>	<b>(62,958.00)</b>	<b>(63,663.00)</b>	<b>0.00</b>	<b>(63,661.00)</b>	<b>(63,661.00)</b>	<b>(63,661.00)</b>
<b>Expense</b>								
Type E								
Group 4								
CONTRACTUAL EXPENSE	64,577.00	65,311.00	62,958.00	63,663.00	0.00	63,661.00	63,661.00	63,661.00
<b>Total Type E Expense</b>	<b>64,577.00</b>	<b>65,311.00</b>	<b>62,958.00</b>	<b>63,663.00</b>	<b>0.00</b>	<b>63,661.00</b>	<b>63,661.00</b>	<b>63,661.00</b>
<b>Total Dept. 004320</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>FRIENDS OF MENTAL HEALTH</b>								

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 004321</b>								
<b>ARC PROGRAM</b>								
<b>Type R</b>								
<b>Revenue</b>								
<b>Group</b>								
	(276,656.00)	(192,271.00)	(192,058.00)	(243,614.00)	0.00	(243,614.00)	(243,614.00)	
<b>Total Type R Revenue</b>	<b>(276,656.00)</b>	<b>(192,271.00)</b>	<b>(192,058.00)</b>	<b>(243,614.00)</b>	<b>0.00</b>	<b>(243,614.00)</b>	<b>(243,614.00)</b>	
<b>Type E</b>								
<b>Expense</b>								
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
	316,487.00	232,102.00	231,889.00	283,445.00	0.00	283,445.00	283,445.00	
<b>Total Type E Expense</b>	<b>316,487.00</b>	<b>232,102.00</b>	<b>231,889.00</b>	<b>283,445.00</b>	<b>0.00</b>	<b>283,445.00</b>	<b>283,445.00</b>	
<b>Total Dept 004321 ARC PROGRAM</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>0.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 004322</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>DRUG &amp; ALCOHOL ABUSE PROGRAMS</b>								
Revenue								
	(346,160.00)	(346,160.00)	(283,012.00)	(286,160.00)	0.00	(286,160.00)	(286,160.00)	
<b>Total Type R</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(283,012.00)</b>	<b>(286,160.00)</b>	<b>0.00</b>	<b>(286,160.00)</b>	<b>(286,160.00)</b>	
Expense								
Group 4								
CONTRACTUAL EXPENSE	384,851.00	384,851.00	348,179.00	321,327.00	0.00	321,327.00	321,327.00	
<b>Total Type E</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>348,179.00</b>	<b>321,327.00</b>	<b>0.00</b>	<b>321,327.00</b>	<b>321,327.00</b>	
Expense								
<b>Total Dept 004322</b>	<b>38,691.00</b>	<b>38,691.00</b>	<b>35,167.00</b>	<b>35,167.00</b>	<b>0.00</b>	<b>35,167.00</b>	<b>35,167.00</b>	
<b>DRUG &amp; ALCOHOL ABUSE PROGRAMS</b>								

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>004323</b>								
<b>Revenue</b>								
Group								
Total Type R Revenue	0.00	(60,850.00)	(66,720.00)	(61,700.00)	0.00	(66,776.00)	(66,776.00)	(66,776.00)
Type E	0.00	(60,850.00)	(66,720.00)	(61,700.00)	0.00	(66,776.00)	(66,776.00)	(66,776.00)
Group 4								
CONTRACTUAL EXPENSE	0.00	60,850.00	66,720.00	61,700.00	0.00	66,776.00	66,776.00	66,776.00
Total Type E Expense	0.00	60,850.00	66,720.00	61,700.00	0.00	66,776.00	66,776.00	66,776.00
Total Dept. 004323	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
004323	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

## COUNTY OF ORLEANS Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 004324</b>								
<b>Type R</b>								
Group								
	0.00	0.00	0.00	0.00	0.00	(79,111.00)	(79,111.00)	
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>(79,111.00)</b>	<b>(79,111.00)</b>	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	0.00	0.00	0.00	0.00	0.00	79,111.00	79,111.00	
<b>Total Type E Expense</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>79,111.00</b>	<b>79,111.00</b>	
<b>Total Dept 004324 004324</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 004390</b>								
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	75,000.00	50,000.00	40,000.00	40,000.00	0.00	40,000.00	40,000.00	40,000.00
<b>Total Type E Expense</b>	75,000.00	50,000.00	40,000.00	40,000.00	0.00	40,000.00	40,000.00	40,000.00
<b>Total Dept 004390</b>	75,000.00	50,000.00	40,000.00	40,000.00	0.00	40,000.00	40,000.00	40,000.00
<b>MENTAL HEALTH LAW EXPENSE</b>								

## COUNTY OF ORLEANS Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 004540</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	6,000.00	5,000.00	5,000.00	5,000.00	0.00	5,000.00	5,000.00	
<b>Total Type E Expense</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>0.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	
<b>Total Dept 004540</b>								
<b>MERCY FLIGHT</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>0.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 005630</b>								
<b>Type R</b>								
<b>Group</b>								
<b>GENERAL FUND</b>								
<b>PUBLIC TRANSPORTATION</b>								
Revenue	(11,000.00)	(12,400.00)	(12,400.00)	(12,400.00)	0.00	(12,400.00)	(12,400.00)	
<b>Total Type R Revenue</b>	<b>(11,000.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>0.00</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	
<b>Type E</b>								
<b>Expense</b>								
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
Expense	30,000.00	30,181.00	30,181.00	30,181.00	0.00	30,181.00	30,181.00	
<b>Total Type E Expense</b>	<b>30,000.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>0.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	
<b>Total Dept 005630</b>	<b>19,000.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>0.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>
<b>PUBLIC TRANSPORTATION</b>								



# COUNTY OF ORLEANS

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>							
<b>Dept 006010</b>	<b>SOCIAL SERVICES ADMINISTRATION</b>							
<b>Type R</b>	<b>Revenue</b>							
Group								
	(5,607,020.00)	(5,278,712.00)	(5,366,443.00)	(5,453,020.00)	0.00	(5,556,053.00)	(5,450,544.00)	
<b>Total Type R Revenue</b>	<b>(5,607,020.00)</b>	<b>(5,278,712.00)</b>	<b>(5,366,443.00)</b>	<b>(5,453,020.00)</b>	<b>0.00</b>	<b>(5,556,053.00)</b>	<b>(5,450,544.00)</b>	
<b>Type E</b>	<b>Expense</b>							
Group 1								
<b>PERSONAL SERVICES</b>	3,230,833.00	3,175,056.00	3,257,018.00	3,224,300.00	0.00	3,281,979.00	3,256,979.00	
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	21,434.00	15,076.00	35,398.00	9,245.00	0.00	14,721.00	14,721.00	
Group 4								
<b>CONTRACTUAL EXPENSE</b>	1,896,580.00	1,628,075.00	1,421,548.00	1,345,679.00	0.00	1,317,517.00	1,317,517.00	
Group 8								
<b>EMPLOYEE BENEFITS</b>	1,612,311.00	1,797,668.00	2,138,941.00	2,241,170.00	0.00	2,323,787.00	2,182,662.00	
<b>Total Type E Expense</b>	<b>6,761,158.00</b>	<b>6,615,875.00</b>	<b>6,852,905.00</b>	<b>6,820,394.00</b>	<b>0.00</b>	<b>6,938,004.00</b>	<b>6,771,878.00</b>	
<b>Total Dept 006010</b>	<b>1,154,138.00</b>	<b>1,337,163.00</b>	<b>1,486,462.00</b>	<b>1,367,374.00</b>	<b>0.00</b>	<b>1,381,951.00</b>	<b>1,321,335.00</b>	
<b>SOCIAL SERVICES ADMINISTRATION</b>								

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 006055								
Type R								
Group								
	(1,089,429.00)	(1,077,520.00)	(1,074,500.00)	(1,074,500.00)	0.00	(850,000.00)	(850,000.00)	
<b>Total Type R Revenue</b>	<b>(1,089,429.00)</b>	<b>(1,077,520.00)</b>	<b>(1,074,500.00)</b>	<b>(1,074,500.00)</b>	<b>0.00</b>	<b>(850,000.00)</b>	<b>(850,000.00)</b>	
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	1,140,269.00	1,115,650.00	1,126,000.00	1,126,000.00	0.00	900,000.00	900,000.00	
<b>Total Type E Expense</b>	<b>1,140,269.00</b>	<b>1,115,650.00</b>	<b>1,126,000.00</b>	<b>1,126,000.00</b>	<b>0.00</b>	<b>900,000.00</b>	<b>900,000.00</b>	
<b>Total Dept 006055 DAYCARE - DSS</b>	<b>50,840.00</b>	<b>38,130.00</b>	<b>51,500.00</b>	<b>51,500.00</b>	<b>0.00</b>	<b>50,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage Budget	2014 RECOMMEND Stage Budget	2014 ADOPTED Stage Budget
<b>Fund 001</b>								
<b>Dept 006070</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>SERVICE FOR RECIPIENTS - DSS</b>								
Revenue	(5,000.00)	(6,860.00)	(11,820.00)	(11,820.00)	0.00	(19,260.00)	(19,260.00)	(19,260.00)
<b>Total Type R Revenue</b>	(5,000.00)	(6,860.00)	(11,820.00)	(11,820.00)	0.00	(19,260.00)	(19,260.00)	(19,260.00)
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
Expense	35,000.00	28,000.00	33,000.00	33,000.00	0.00	40,000.00	40,000.00	40,000.00
<b>Total Type E Expense</b>	35,000.00	28,000.00	33,000.00	33,000.00	0.00	40,000.00	40,000.00	40,000.00
<b>Total Dept 006070</b>	30,000.00	21,140.00	21,180.00	21,180.00	0.00	20,740.00	20,740.00	20,740.00
<b>SERVICE FOR RECIPIENTS - DSS</b>								

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 006101</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>MEDICAL ASSISTANCE - DSS</b>								
Revenue	(375,000.00)	(375,000.00)	(410,000.00)	(465,000.00)	0.00	(465,000.00)	(465,000.00)	(465,000.00)
<b>Total Type R Revenue</b>	(375,000.00)	(375,000.00)	(410,000.00)	(465,000.00)	0.00	(465,000.00)	(465,000.00)	(465,000.00)
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	375,000.00	375,000.00	410,000.00	465,000.00	0.00	465,000.00	465,000.00	465,000.00
<b>Total Type E Expense</b>	375,000.00	375,000.00	410,000.00	465,000.00	0.00	465,000.00	465,000.00	465,000.00
<b>Total Dept 006101 MEDICAL ASSISTANCE - DSS</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 006102								
MEDICAL MIS - DSS								
Type E								
Group 4								
CONTRACTUAL EXPENSE	8,453,552.00	8,837,877.00	9,117,206.00	9,433,264.00	0.00	8,527,972.00	9,262,972.00	
<b>Total Type E Expense</b>	<b>8,453,552.00</b>	<b>8,837,877.00</b>	<b>9,117,206.00</b>	<b>9,433,264.00</b>	<b>0.00</b>	<b>8,527,972.00</b>	<b>9,262,972.00</b>	
<b>Total Dept 006102 MEDICAL MIS - DSS</b>	<b>8,453,552.00</b>	<b>8,837,877.00</b>	<b>9,117,206.00</b>	<b>9,433,264.00</b>	<b>0.00</b>	<b>8,527,972.00</b>	<b>9,262,972.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>FAMILY ASSISTANCE - DSS</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group								
	(1,356,601.00)	(1,690,452.00)	(2,345,000.00)	(2,070,000.00)	0.00	(2,244,216.00)	(2,244,216.00)	
<b>Total Type R Revenue</b>	<b>(1,356,601.00)</b>	<b>(1,690,452.00)</b>	<b>(2,345,000.00)</b>	<b>(2,070,000.00)</b>	<b>0.00</b>	<b>(2,244,216.00)</b>	<b>(2,244,216.00)</b>	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	2,000,000.00	2,222,452.00	2,425,000.00	2,200,000.00	0.00	2,575,000.00	2,575,000.00	
<b>Total Type E Expense</b>	<b>2,000,000.00</b>	<b>2,222,452.00</b>	<b>2,425,000.00</b>	<b>2,200,000.00</b>	<b>0.00</b>	<b>2,575,000.00</b>	<b>2,575,000.00</b>	
<b>Total Dept 006109 FAMILY ASSISTANCE - DSS</b>	<b>643,399.00</b>	<b>532,000.00</b>	<b>80,000.00</b>	<b>130,000.00</b>	<b>0.00</b>	<b>330,784.00</b>	<b>330,784.00</b>	

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<b>Fund 001</b>								
<b>Dept 006119</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>CHILD CARE - DSS</b>								
Revenue								
	(770,547.00)	(501,859.00)	(539,628.00)	(651,127.00)	0.00	(532,536.00)	(540,107.00)	
<b>Total Type R Revenue</b>	<b>(770,547.00)</b>	<b>(501,859.00)</b>	<b>(539,628.00)</b>	<b>(551,127.00)</b>	<b>0.00</b>	<b>(532,536.00)</b>	<b>(540,107.00)</b>	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	927,145.00	680,450.00	775,450.00	770,000.00	0.00	770,000.00	770,000.00	
<b>Total Type E Expense</b>	<b>927,145.00</b>	<b>680,450.00</b>	<b>775,450.00</b>	<b>770,000.00</b>	<b>0.00</b>	<b>770,000.00</b>	<b>770,000.00</b>	
<b>Total Dept 006119 CHILD CARE - DSS</b>	<b>156,598.00</b>	<b>178,591.00</b>	<b>235,822.00</b>	<b>218,873.00</b>	<b>0.00</b>	<b>237,464.00</b>	<b>229,893.00</b>	

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<b>GENERAL FUND</b>								
<b>Dept 006123 JUVENILE DELIQUENTS - DSS</b>								
<b>Type R Revenue</b>								
Group								
	(26,475.00)	(25,550.00)	(13,100.00)	(10,100.00)	0.00	(10,100.00)	(10,100.00)	
<b>Total Type R Revenue</b>	<b>(26,475.00)</b>	<b>(25,550.00)</b>	<b>(13,100.00)</b>	<b>(10,100.00)</b>	<b>0.00</b>	<b>(10,100.00)</b>	<b>(10,100.00)</b>	
<b>Type E Expense</b>								
Group 4 CONTRACTUAL EXPENSE	90,000.00	220,000.00	155,000.00	55,000.00	0.00	105,000.00	25,000.00	
<b>Total Type E Expense</b>	<b>90,000.00</b>	<b>220,000.00</b>	<b>155,000.00</b>	<b>55,000.00</b>	<b>0.00</b>	<b>105,000.00</b>	<b>25,000.00</b>	
<b>Total Dept 006123 JUVENILE DELIQUENTS - DSS</b>	<b>63,525.00</b>	<b>194,450.00</b>	<b>141,900.00</b>	<b>44,900.00</b>	<b>0.00</b>	<b>94,900.00</b>	<b>14,900.00</b>	



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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>Fund 001</b>								
<b>Dept 006129 STATE TRAINING SCHOOL - DSS</b>								
<b>Type E Expense</b>								
Group 4								
CONTRACTUAL EXPENSE								
	300,000.00	175,000.00	125,000.00	125,000.00	0.00	305,000.00	75,000.00	
<b>Total Type E Expense</b>	<b>300,000.00</b>	<b>175,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>0.00</b>	<b>305,000.00</b>	<b>75,000.00</b>	
<b>Total Dept 006129 STATE TRAINING SCHOOL - DSS</b>								
	<b>300,000.00</b>	<b>175,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>0.00</b>	<b>305,000.00</b>	<b>75,000.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006140</b>								
<b>Type R</b>								
Group								
SAFETY NET - DSS								
Revenue	(886,487.00)	(1,085,349.00)	(745,913.00)	(733,833.00)	0.00	(891,233.00)	(876,733.00)	
<b>Total Type R Revenue</b>	<u>(886,487.00)</u>	<u>(1,085,349.00)</u>	<u>(745,913.00)</u>	<u>(733,833.00)</u>	<u>0.00</u>	<u>(891,233.00)</u>	<u>(876,733.00)</u>	
Expense								
Group 4								
CONTRACTUAL EXPENSE	1,627,112.00	1,910,974.00	2,000,000.00	2,050,000.00	0.00	2,600,000.00	2,550,000.00	
<b>Total Type E Expense</b>	<u>1,627,112.00</u>	<u>1,910,974.00</u>	<u>2,000,000.00</u>	<u>2,050,000.00</u>	<u>0.00</u>	<u>2,600,000.00</u>	<u>2,550,000.00</u>	
<b>Total Dept 006140 SAFETY NET - DSS</b>	<u>740,625.00</u>	<u>825,625.00</u>	<u>1,254,087.00</u>	<u>1,316,167.00</u>	<u>0.00</u>	<u>1,708,767.00</u>	<u>1,673,267.00</u>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006141</b>								
<b>Type R</b>								
Group								
	(25,000.00)	(30,000.00)	(25,000.00)	(25,000.00)	0.00	(7,500.00)	(7,500.00)	
<b>Total Type R Revenue</b>	(25,000.00)	(30,000.00)	(25,000.00)	(25,000.00)	0.00	(7,500.00)	(7,500.00)	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	25,000.00	30,000.00	25,000.00	25,000.00	0.00	7,500.00	7,500.00	
<b>Total Type E Expense</b>	25,000.00	30,000.00	25,000.00	25,000.00	0.00	7,500.00	7,500.00	
<b>Total Dept 006141 FUEL AID / HEAP - DSS</b>	0.00	0.00	0.00	0.00	0.00			0.00

**COUNTY OF ORLEANS**  
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<b>Fund 001</b>								
<b>Dept 006142</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>EMERGENCY AID ADULTS - DSS</b>								
Revenue	(20,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	0.00	(15,000.00)	(15,000.00)	
<b>Total Type R Revenue</b>	<b>(20,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	<b>0.00</b>	<b>(15,000.00)</b>	<b>(15,000.00)</b>	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
Expense	40,000.00	30,000.00	30,000.00	30,000.00	0.00	30,000.00	30,000.00	
<b>Total Type E Expense</b>	<b>40,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	<b>0.00</b>	<b>30,000.00</b>	<b>30,000.00</b>	
<b>Total Dept 006142</b>	<b>20,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>0.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>
<b>EMERGENCY AID ADULTS - DSS</b>								

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<b>Fund 001</b>								
<b>Dept 006410</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>TOURISM</b>								
Revenue								
	(88,157.00)	(27,500.00)	(58,940.00)	(87,910.00)	0.00	(94,021.00)	(94,021.00)	(94,021.00)
<b>Total Type R Revenue</b>	<b>(88,157.00)</b>	<b>(27,500.00)</b>	<b>(58,940.00)</b>	<b>(87,910.00)</b>	<b>0.00</b>	<b>(94,021.00)</b>	<b>(94,021.00)</b>	<b>(94,021.00)</b>
<b>Type E</b>								
Expense								
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,950.00	1,314.00	697.00	641.00	0.00	708.00	708.00	708.00
Group 4								
CONTRACTUAL EXPENSE	141,063.00	79,826.00	117,110.00	138,683.00	0.00	151,075.00	144,964.00	144,964.00
<b>Total Type E Expense</b>	<b>143,013.00</b>	<b>80,940.00</b>	<b>117,807.00</b>	<b>139,324.00</b>	<b>0.00</b>	<b>151,783.00</b>	<b>145,672.00</b>	<b>145,672.00</b>
<b>Total Dept 006410</b>								
<b>TOURISM</b>	<b>54,856.00</b>	<b>53,440.00</b>	<b>58,867.00</b>	<b>51,414.00</b>	<b>0.00</b>	<b>57,762.00</b>	<b>51,651.00</b>	<b>51,651.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006510</b>								
<b>Type R</b>								
Group								
<b>VETERANS SERVICES</b>								
Revenue	(74,389.00)	(81,756.00)	(89,054.00)	(88,518.00)	0.00	(87,665.00)	(87,665.00)	
<b>Total Type R Revenue</b>	<b>(74,389.00)</b>	<b>(81,756.00)</b>	<b>(89,054.00)</b>	<b>(88,518.00)</b>	<b>0.00</b>	<b>(87,665.00)</b>	<b>(87,665.00)</b>	
<b>Type E</b>								
Group 1								
<b>PERSONAL SERVICES</b>								
Revenue	75,432.00	79,162.00	79,943.00	80,693.00	0.00	82,274.00	82,274.00	
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>								
Expense	416.00	2,225.00	312.00	379.00	0.00	379.00	379.00	
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
Expense	25,103.00	23,463.00	29,727.00	26,248.00	0.00	25,897.00	25,242.00	
Group 6								
<b>EMPLOYEE BENEFITS</b>								
Expense	44,384.00	52,058.00	61,335.00	63,205.00	0.00	66,698.00	62,314.00	
<b>Total Type E Expense</b>	<b>145,935.00</b>	<b>156,908.00</b>	<b>171,317.00</b>	<b>169,525.00</b>	<b>0.00</b>	<b>175,248.00</b>	<b>170,209.00</b>	
<b>Total Dept 006510 VETERANS SERVICES</b>	<b>71,546.00</b>	<b>75,152.00</b>	<b>82,263.00</b>	<b>81,007.00</b>	<b>0.00</b>	<b>87,563.00</b>	<b>82,544.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 006610</b>								
<b>Type R</b>								
<b>Group</b>								
<b>GENERAL FUND</b>								
<b>WEIGHTS &amp; MEASURES</b>								
<b>Revenue</b>								
	(7,600.00)	(6,050.00)	(6,050.00)	(6,050.00)	0.00	(6,050.00)	(6,050.00)	
<b>Total Type R Revenue</b>	<u>(7,600.00)</u>	<u>(6,050.00)</u>	<u>(6,050.00)</u>	<u>(6,050.00)</u>	<u>0.00</u>	<u>(6,050.00)</u>	<u>(6,050.00)</u>	
<b>Type E</b>								
<b>Expense</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	32,901.00	33,926.00	34,251.00	34,251.00	0.00	30,000.00	30,000.00	
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	175.00	175.00	175.00	175.00	0.00	175.00	175.00	
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	5,078.00	5,810.00	6,553.00	28,919.00	0.00	5,615.00	5,615.00	
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	22,903.00	26,759.00	19,532.00	20,794.00	0.00	9,247.00	9,036.00	
<b>Total Type E Expense</b>	<u>61,057.00</u>	<u>66,670.00</u>	<u>60,511.00</u>	<u>84,139.00</u>	<u>0.00</u>	<u>45,037.00</u>	<u>44,926.00</u>	
<b>Total Dept 006610 WEIGHTS &amp; MEASURES</b>	<u>53,457.00</u>	<u>60,620.00</u>	<u>54,481.00</u>	<u>78,089.00</u>	<u>0.00</u>	<u>38,987.00</u>	<u>38,776.00</u>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 006772</b>								
<b>Type R</b>								
Group								
<b>GENERAL FUND</b>								
<b>OFFICE FOR THE AGING</b>								
Revenue	(1,164,139.00)	(1,244,802.00)	(1,065,535.00)	(1,029,934.00)	0.00	(1,017,153.00)	(1,017,153.00)	(1,017,153.00)
<b>Total Type R Revenue</b>	<b>(1,164,139.00)</b>	<b>(1,244,802.00)</b>	<b>(1,065,535.00)</b>	<b>(1,029,934.00)</b>	<b>0.00</b>	<b>(1,017,153.00)</b>	<b>(1,017,153.00)</b>	<b>(1,017,153.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	469,157.00	472,969.00	376,385.00	342,331.00	0.00	351,316.00	351,316.00	351,316.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	3,791.00	2,420.00	1,906.00	1,973.00	0.00	2,439.00	2,439.00	2,439.00
Group 4								
CONTRACTUAL EXPENSE	589,797.00	633,475.00	585,696.00	617,035.00	0.00	630,488.00	620,921.00	620,921.00
Group 8								
EMPLOYEE BENEFITS	169,012.00	212,837.00	206,467.00	169,115.00	0.00	163,771.00	156,123.00	156,123.00
<b>Total Type E Expense</b>	<b>1,234,757.00</b>	<b>1,321,701.00</b>	<b>1,170,434.00</b>	<b>1,130,454.00</b>	<b>0.00</b>	<b>1,148,012.00</b>	<b>1,130,799.00</b>	<b>1,130,799.00</b>
<b>Total Dept 006772 OFFICE FOR THE AGING</b>	<b>67,618.00</b>	<b>76,899.00</b>	<b>104,899.00</b>	<b>100,520.00</b>	<b>0.00</b>	<b>130,859.00</b>	<b>113,646.00</b>	<b>113,646.00</b>



## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 007180</b>								
<b>Type R</b>								
Group								
MARINE PARK Revenue	(30,000.00)	(33,000.00)	(35,000.00)	(45,000.00)	0.00	(45,000.00)	(45,000.00)	
<b>Total Type R Revenue</b>	<b>(30,000.00)</b>	<b>(33,000.00)</b>	<b>(35,000.00)</b>	<b>(45,000.00)</b>	<b>0.00</b>	<b>(45,000.00)</b>	<b>(45,000.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	7,077.00	7,218.00	7,289.00	7,289.00	0.00	7,289.00	7,289.00	
Group 4								
CONTRACTUAL EXPENSE	105,049.00	51,308.00	46,559.00	44,235.00	0.00	44,716.00	41,366.00	
Group 8								
EMPLOYEE BENEFITS	1,356.00	1,900.00	1,532.00	558.00	0.00	558.00	558.00	
<b>Total Type E Expense</b>	<b>113,482.00</b>	<b>60,127.00</b>	<b>55,380.00</b>	<b>52,082.00</b>	<b>0.00</b>	<b>52,563.00</b>	<b>49,213.00</b>	
<b>Total Dept 007180</b>								
<b>MARINE PARK</b>	<b>83,482.00</b>	<b>27,127.00</b>	<b>20,380.00</b>	<b>7,082.00</b>	<b>0.00</b>	<b>7,563.00</b>	<b>4,213.00</b>	

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 007310</b>								
<b>YOUTH PROGRAMS</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group								
	(38,000.00)	(25,000.00)	(25,000.00)	(23,000.00)	0.00	(35,000.00)	(35,000.00)	
<b>Total Type R Revenue</b>	<b>(38,000.00)</b>	<b>(25,000.00)</b>	<b>(25,000.00)</b>	<b>(23,000.00)</b>	<b>0.00</b>	<b>(35,000.00)</b>	<b>(35,000.00)</b>	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	38,000.00	25,000.00	25,000.00	23,000.00	0.00	35,000.00	35,000.00	
<b>Total Type E Expense</b>	<b>38,000.00</b>	<b>25,000.00</b>	<b>25,000.00</b>	<b>23,000.00</b>	<b>0.00</b>	<b>35,000.00</b>	<b>35,000.00</b>	
<b>Total Dept 007310 YOUTH PROGRAMS</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	

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Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 007312</b>								
<b>YOUTH BUREAU</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group								
	(11,971.00)	(11,960.00)	(5,235.00)	(5,235.00)	0.00	(6,080.00)	(6,080.00)	
<b>Total Type R Revenue</b>	<b>(11,971.00)</b>	<b>(11,960.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>	<b>0.00</b>	<b>(6,080.00)</b>	<b>(6,080.00)</b>	
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	23,941.00	23,921.00	10,471.00	10,430.00	0.00	13,311.00	12,890.00	
<b>Total Type E Expense</b>	<b>23,941.00</b>	<b>23,921.00</b>	<b>10,471.00</b>	<b>10,430.00</b>	<b>0.00</b>	<b>13,311.00</b>	<b>12,890.00</b>	
<b>Total Dept 007312 YOUTH BUREAU</b>	<b>11,970.00</b>	<b>11,961.00</b>	<b>5,236.00</b>	<b>5,195.00</b>	<b>0.00</b>	<b>7,231.00</b>	<b>6,810.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>LIBRARIES</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	13,617.00	10,000.00	10,000.00	10,000.00	0.00	42,883.00	10,000.00	
<b>Total Type E Expense</b>	<u>13,617.00</u>	<u>10,000.00</u>	<u>10,000.00</u>	<u>10,000.00</u>	<u>0.00</u>	<u>42,883.00</u>	<u>10,000.00</u>	
<b>Total Dept 007415 LIBRARIES</b>	<u>13,617.00</u>	<u>10,000.00</u>	<u>10,000.00</u>	<u>10,000.00</u>	<u>0.00</u>	<u>42,883.00</u>	<u>10,000.00</u>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 007510</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	7,741.00	7,696.00	7,973.00	7,973.00	0.00	8,256.00	8,256.00	
Group 4								
CONTRACTUAL EXPENSE	843.00	823.00	304.00	289.00	0.00	289.00	289.00	
Group 8								
EMPLOYEE BENEFITS	787.00	785.00	1,127.00	1,125.00	0.00	869.00	869.00	
<b>Total Type E Expense</b>	<b>9,371.00</b>	<b>9,504.00</b>	<b>9,404.00</b>	<b>9,367.00</b>	<b>0.00</b>	<b>9,414.00</b>	<b>9,414.00</b>	
<b>Total Dept 007510 HISTORIAN</b>	<b>9,371.00</b>	<b>9,504.00</b>	<b>9,404.00</b>	<b>9,367.00</b>	<b>0.00</b>	<b>9,414.00</b>	<b>9,414.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>PLANNING</b>								
<b>Dept 008020</b>								
<b>Type R</b>								
<b>Revenue</b>								
Group								
Total Type R Revenue	(5,000.00)	(5,000.00)	(5,000.00)	(4,000.00)	0.00	(4,000.00)	(4,000.00)	(4,000.00)
<b>Type E</b>								
<b>Expense</b>								
Group 1								
PERSONAL SERVICES	157,722.00	150,745.00	112,374.00	110,374.00	0.00	114,073.00	113,073.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,793.00	1,221.00	993.00	134.00	0.00	200.00	200.00	
Group 4								
CONTRACTUAL EXPENSE	13,820.00	14,112.00	13,987.00	12,804.00	0.00	12,564.00	12,901.00	
Group 3								
EMPLOYEE BENEFITS	44,160.00	50,420.00	64,520.00	64,692.00	0.00	70,796.00	66,230.00	
Total Type E Expense	217,495.00	216,498.00	191,874.00	188,304.00	0.00	198,033.00	192,404.00	
Total Dept 008020 PLANNING	212,495.00	211,498.00	186,874.00	184,304.00	0.00	194,033.00	188,404.00	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008021</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	120,000.00	150,000.00	150,000.00	150,000.00	0.00	150,000.00	150,000.00	
<b>Total Type E Expense</b>	120,000.00	150,000.00	150,000.00	150,000.00	0.00	150,000.00	150,000.00	
<b>Total Dept 008021</b>								
<b>ECONOMIC DEVELOPMENT - OEDA</b>	120,000.00	150,000.00	150,000.00	150,000.00	0.00	150,000.00	150,000.00	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008025</b>								
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	6,647.00	6,647.00	6,647.00	6,647.00	0.00		6,647.00	
<b>Total Type E Expense</b>	6,647.00	6,647.00	6,647.00	6,647.00	0.00		6,647.00	
<b>Total Dept 008025</b>								
<b>JOINT PLANNING BOARD</b>	6,647.00	6,647.00	6,647.00	6,647.00	0.00		6,647.00	



**COUNTY OF ORLEANS**  
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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008720</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	1,000.00	500.00	500.00	500.00	0.00	500.00	500.00	
<b>Total Type E Expense</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>0.00</b>	<b>500.00</b>	<b>500.00</b>	
<b>Total Dept 008720</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>0.00</b>	<b>500.00</b>	<b>500.00</b>	
<b>SPORTSMAN'S FEDERATION</b>								

## COUNTY OF ORLEANS Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>OAK ORCHARD SMALL WATERSHED</b>								
Type R	(30,847.00)	(30,847.00)	(34,703.00)	(34,703.00)	0.00	(34,703.00)	(34,703.00)	(34,703.00)
Group								
<b>Total Type R Revenue</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>0.00</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>
<b>Type E Expense</b>								
Group 4								
CONTRACTUAL EXPENSE	30,847.00	30,847.00	34,703.00	34,703.00	0.00	34,703.00	34,703.00	34,703.00
<b>Total Type E Expense</b>	<b>30,847.00</b>	<b>30,847.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>0.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>
<b>Total Dept 008740</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>OAK ORCHARD SMALL WATERSHED</b>								

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
Fund 001								
GENERAL FUND								
Dept 008745								
SOIL AND WATER								
Type E								
Group 4								
CONTRACTUAL EXPENSE	57,750.00	57,750.00	57,750.00	57,750.00	0.00	77,750.00	57,750.00	
Total Type E Expense	57,750.00	57,750.00	57,750.00	57,750.00	0.00	77,750.00	57,750.00	
Total Dept 008745 SOIL AND WATER	57,750.00	57,750.00	57,750.00	57,750.00	0.00	77,750.00	57,750.00	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>COOPERATIVE EXTENSION</b>								
Dept 008750								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	243,500.00	219,150.00	219,150.00	219,150.00	0.00	243,500.00	219,150.00	
<b>Total Type E Expense</b>	<b>243,500.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>0.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	
<b>Total Dept 008750 COOPERATIVE EXTENSION</b>	<b>243,500.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>219,150.00</b>	<b>0.00</b>	<b>243,500.00</b>	<b>219,150.00</b>	

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008751</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	2,000.00	1,000.00	1,000.00	1,000.00	0.00	5,000.00	1,000.00	
<b>Total Type E Expense</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>0.00</b>	<b>5,000.00</b>	<b>1,000.00</b>	
<b>Total Dept 008751</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>0.00</b>	<b>5,000.00</b>	<b>1,000.00</b>	
<b>COUNCIL OF THE ARTS</b>								

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>							
<b>Dept 008989</b>	<b>HOUSING</b>							
<b>Type R</b>	<b>Revenue</b>							
Group	(183,470.00)	(185,334.00)	(203,645.00)	(206,132.00)	0.00	(202,717.00)	(202,717.00)	(202,717.00)
<b>Total Type R Revenue</b>	<b>(183,470.00)</b>	<b>(185,334.00)</b>	<b>(203,645.00)</b>	<b>(206,132.00)</b>	<b>0.00</b>	<b>(202,717.00)</b>	<b>(202,717.00)</b>	<b>(202,717.00)</b>
<b>Type E</b>	<b>Expense</b>							
Group 1	<b>PERSONAL SERVICES</b>							
Group 2	<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>							
Group 4	<b>CONTRACTUAL EXPENSE</b>							
Group 8	<b>EMPLOYEE BENEFITS</b>							
<b>Total Type E Expense</b>	<b>105,862.00</b>	<b>102,372.00</b>	<b>111,517.00</b>	<b>110,719.00</b>	<b>0.00</b>	<b>113,208.00</b>	<b>114,085.00</b>	<b>114,085.00</b>
	1,514.00	281.00	446.00	513.00	0.00	580.00	580.00	580.00
	22,823.00	22,397.00	23,423.00	19,736.00	0.00	19,593.00	21,274.00	21,274.00
	53,271.00	60,284.00	68,259.00	75,164.00	0.00	70,236.00	66,778.00	66,778.00
<b>Total Dept 008989 HOUSING</b>	<b>183,470.00</b>	<b>185,334.00</b>	<b>203,645.00</b>	<b>206,132.00</b>	<b>0.00</b>	<b>203,617.00</b>	<b>202,717.00</b>	<b>202,717.00</b>
	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>900.00</b>	<b>900.00</b>	<b>900.00</b>

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 999999								
Type R								
Group								
UNASSIGNED								
Revenue								
	(14,530,531.00)	(14,271,320.00)	(14,804,988.00)	(15,429,599.00)	0.00	(15,283,878.00)	(15,308,878.00)	
<b>Total Type R Revenue</b>	<b>(14,530,531.00)</b>	<b>(14,271,320.00)</b>	<b>(14,804,988.00)</b>	<b>(15,429,599.00)</b>	<b>0.00</b>	<b>(15,283,878.00)</b>	<b>(15,308,878.00)</b>	
<b>Total Dept 999999 UNASSIGNED</b>	<b>(14,530,531.00)</b>	<b>(14,271,320.00)</b>	<b>(14,804,988.00)</b>	<b>(15,429,599.00)</b>	<b>0.00</b>	<b>(15,283,878.00)</b>	<b>(15,308,878.00)</b>	
<b>Total Fund 001 GENERAL FUND</b>	<b>12,195,413.00</b>	<b>13,285,938.00</b>	<b>14,240,296.00</b>	<b>14,359,810.00</b>	<b>0.00</b>	<b>15,891,134.00</b>	<b>14,571,739.00</b>	<b>2.00</b>
<b>Fund 002</b>								
<b>SOLID WASTE</b>								

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
Fund 002								
SOLID WASTE								
Dept 008160								
Type R								
Group								
SOLID WASTE Revenue	(2,365,057.00)	(2,562,759.00)	(2,562,748.00)	(2,582,290.00)	0.00	(2,582,290.00)	(2,582,290.00)	
<b>Total Type R Revenue</b>	<b>(2,365,057.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,748.00)</b>	<b>(2,582,290.00)</b>	<b>0.00</b>	<b>(2,582,290.00)</b>	<b>(2,582,290.00)</b>	
<b>Type E Expense</b>								
Group 2								
EQUIPMENT & CAPITAL OUTLAY	3,511.00	3,511.00	3,500.00	3,500.00	0.00	3,500.00	3,500.00	
Group 4								
CONTRACTUAL EXPENSE	2,312,496.00	2,510,198.00	2,510,198.00	2,529,740.00	0.00	2,529,740.00	2,529,740.00	
<b>Total Type E Expense</b>	<b>2,316,007.00</b>	<b>2,513,709.00</b>	<b>2,513,698.00</b>	<b>2,533,240.00</b>	<b>0.00</b>	<b>2,533,240.00</b>	<b>2,533,240.00</b>	
<b>Total Dept 008160 SOLID WASTE</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>0.00</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	



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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 002</b>								
<b>SOLID WASTE</b>								
<b>INTERFUND TRANSFER</b>								
Type E								
Expense								
5	49,050.00	49,050.00	49,050.00	49,050.00	0.00	49,050.00	49,050.00	49,050.00
<b>Total Type E Expense</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>0.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>
<b>Total Dept 009901 INTERFUND TRANSFER</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>0.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>
<b>Total Fund 002 SOLID WASTE</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>0.00</b>	<b>49,050.00</b>	<b>49,050.00</b>	<b>49,050.00</b>
<b>Fund 003</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>ROAD FUND</b>								

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>Dept 003310</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	18,000.00	17,500.00	12,445.00	30,279.00	0.00	18,573.00	18,573.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,000.00	1,000.00	1,000.00	1,000.00	0.00	2,500.00	2,500.00	
Group 4								
CONTRACTUAL EXPENSE	10,200.00	11,200.00	11,500.00	11,500.00	0.00	17,500.00	17,500.00	
Group 8								
EMPLOYEE BENEFITS	1,377.00	1,338.00	933.00	2,279.00	0.00	1,383.00	1,383.00	
<b>Total Type E Expense</b>	<b>30,577.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>45,058.00</b>	<b>0.00</b>	<b>39,956.00</b>	<b>39,956.00</b>	<b>39,956.00</b>
<b>Total Dept 003310</b>	<b>30,577.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>45,058.00</b>	<b>0.00</b>	<b>39,956.00</b>	<b>39,956.00</b>	<b>39,956.00</b>
<b>TRAFFIC SAFETY - ROAD FUND</b>								

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>Dept 003010</b>								
<b>Highway Administration</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	172,800.00	159,236.00	162,760.00	167,619.00	0.00	178,620.00	178,620.00	178,620.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,667.00	735.00	735.00	1,696.00	0.00	1,400.00	1,400.00	1,400.00
Group 4								
CONTRACTUAL EXPENSE	3,475.00	3,475.00	2,005.00	7,185.00	0.00	2,700.00	2,700.00	2,700.00
Group 8								
EMPLOYEE BENEFITS	68,453.00	75,960.00	100,950.00	107,257.00	0.00	106,555.00	100,910.00	100,910.00
<b>Total Type E Expense</b>	<b>246,395.00</b>	<b>239,426.00</b>	<b>266,450.00</b>	<b>283,957.00</b>	<b>0.00</b>	<b>289,275.00</b>	<b>283,630.00</b>	<b>283,630.00</b>
<b>Total Dept 005010</b>								
<b>Highway Administration</b>	<b>246,395.00</b>	<b>239,426.00</b>	<b>266,450.00</b>	<b>283,957.00</b>	<b>0.00</b>	<b>289,275.00</b>	<b>283,630.00</b>	<b>283,630.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>Dept 005110</b>								
<b>ROAD MAINTENANCE</b>								
<b>Type R</b>								
Group								
	(6,900.00)	(1,950.00)	(1,450.00)	(3,450.00)	0.00	(3,950.00)	(3,950.00)	
<b>Total Type R Revenue</b>	<b>(6,900.00)</b>	<b>(1,950.00)</b>	<b>(1,450.00)</b>	<b>(3,450.00)</b>	<b>0.00</b>	<b>(3,950.00)</b>	<b>(3,950.00)</b>	
<b>Type E</b>								
Group 1								
<b>PERSONAL SERVICES</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
Group 8								
<b>EMPLOYEE BENEFITS</b>								
	513,978.00	444,465.00	480,308.00	419,400.00	0.00	454,313.00	454,313.00	
	376,435.00	374,074.00	380,000.00	380,205.00	0.00	399,521.00	397,521.00	
	316,983.00	345,734.00	381,279.00	387,027.00	0.00	371,256.00	348,362.00	
<b>Total Type E Expense</b>	<b>1,207,396.00</b>	<b>1,164,273.00</b>	<b>1,241,587.00</b>	<b>1,186,632.00</b>	<b>0.00</b>	<b>1,225,090.00</b>	<b>1,200,196.00</b>	
<b>Total Dept 005110</b>								
<b>ROAD MAINTENANCE</b>	1,200,496.00	1,162,323.00	1,240,137.00	1,183,182.00	0.00	1,221,140.00	1,196,246.00	

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<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>ROAD CONSTRUCTION</b>								
<b>Dept 005112</b>								
<b>Type R</b>								
<b>Revenue</b>								
<b>Group</b>								
	(749,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	0.00	(1,289,363.00)	(1,289,363.00)	
<b>Total Type R Revenue</b>	(749,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	0.00	(1,289,363.00)	(1,289,363.00)	
<b>Type E</b>								
<b>Expense</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	65,500.00	66,000.00	60,726.00	60,568.00	0.00	73,790.00	73,790.00	
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	683,500.00	998,951.00	1,004,602.00	1,004,887.00	0.00	1,210,043.00	1,210,043.00	
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	5,011.00	5,049.00	4,672.00	4,565.00	0.00	5,530.00	5,530.00	
<b>Total Type E Expense</b>	754,011.00	1,070,000.00	1,070,000.00	1,070,000.00	0.00	1,289,363.00	1,289,363.00	
<b>Total Dept 005112 ROAD CONSTRUCTION</b>	5,011.00	0.00	0.00	0.00	0.00	0.00	0.00	

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<b>Fund 003 ROAD FUND</b>								
<b>Dept 005120 BRIDGES - ROAD FUND</b>								
<b>Type R Revenue</b>								
Group								
	(274,550.00)	0.00	(342,867.00)	(288,436.00)	0.00	(2,307,678.00)	(2,740,369.00)	
<b>Total Type R Revenue</b>	<b>(274,550.00)</b>	<b>0.00</b>	<b>(342,867.00)</b>	<b>(288,436.00)</b>	<b>0.00</b>	<b>(2,307,678.00)</b>	<b>(2,740,369.00)</b>	
<b>Type E Expense</b>								
Group 1								
<b>PERSONAL SERVICES</b>	8,000.00	8,000.00	5,973.00	48,146.00	0.00	30,620.00	30,620.00	
Group 4								
<b>CONTRACTUAL EXPENSE</b>	296,000.00	7,000.00	360,837.00	403,047.00	0.00	2,984,598.00	2,984,598.00	
Group 8								
<b>EMPLOYEE BENEFITS</b>	612.00	612.00	472.00	3,645.00	0.00	2,304.00	2,304.00	
<b>Total Type E Expense</b>	<b>304,612.00</b>	<b>15,612.00</b>	<b>367,282.00</b>	<b>454,838.00</b>	<b>0.00</b>	<b>2,997,522.00</b>	<b>2,997,522.00</b>	
<b>Total Dept 005120 BRIDGES - ROAD FUND</b>	<b>30,062.00</b>	<b>15,612.00</b>	<b>24,615.00</b>	<b>166,402.00</b>	<b>0.00</b>	<b>689,844.00</b>	<b>257,153.00</b>	

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<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>Dept 005142</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	48,000.00	47,000.00	42,808.00	42,890.00	0.00	51,121.00	31,121.00	
Group 4								
CONTRACTUAL EXPENSE	1,071,821.00	1,090,484.00	1,131,005.00	1,137,448.00	0.00	1,157,993.00	1,157,993.00	
Group 8								
EMPLOYEE BENEFITS	3,672.00	3,595.00	3,271.00	3,190.00	0.00	2,304.00	2,304.00	
<b>Total Type E Expense</b>	<b>1,123,493.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,183,328.00</b>	<b>0.00</b>	<b>1,191,418.00</b>	<b>1,191,418.00</b>	
<b>Total Dept 005142 SNOW REMOVAL</b>	<b>1,123,493.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,183,328.00</b>	<b>0.00</b>	<b>1,191,418.00</b>	<b>1,191,418.00</b>	
<b>Total Fund 003 ROAD FUND</b>	<b>2,636,034.00</b>	<b>2,589,478.00</b>	<b>2,734,164.00</b>	<b>2,861,927.00</b>	<b>0.00</b>	<b>3,431,633.00</b>	<b>2,968,403.00</b>	
<b>Fund 004</b>								
<b>ROAD MACHINERY FUND</b>								

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<b>Fund 004</b>								
<b>ROAD MACHINERY FUND</b>								
<b>Dept 005130</b>								
<b>Type R</b>								
Group								
MACHINE MAINTENANCE Revenue	(661,300.00)	(420,450.00)	(370,450.00)	(283,450.00)	0.00	(328,950.00)	(426,450.00)	
<b>Total Type R Revenue</b>	<b>(661,300.00)</b>	<b>(420,450.00)</b>	<b>(370,450.00)</b>	<b>(283,450.00)</b>	<b>0.00</b>	<b>(328,950.00)</b>	<b>(426,450.00)</b>	
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	133,817.00	130,106.00	124,609.00	134,274.00	0.00	137,719.00	137,719.00	
Group 2								
EQUIPMENT & CAPITAL OUTLAY	321,800.00	54,800.00	9,670.00	14,100.00	0.00	369,070.00	94,070.00	
Group 4								
CONTRACTUAL EXPENSE	264,333.00	259,320.00	251,015.00	296,452.00	0.00	301,648.00	299,648.00	
Group 8								
EMPLOYEE BENEFITS	55,586.00	47,367.00	54,045.00	66,317.00	0.00	67,699.00	64,457.00	
<b>Total Type E Expense</b>	<b>775,536.00</b>	<b>491,593.00</b>	<b>439,339.00</b>	<b>511,143.00</b>	<b>0.00</b>	<b>876,136.00</b>	<b>595,894.00</b>	
<b>Total Dept 005130 MACHINE MAINTENANCE</b>	<b>114,236.00</b>	<b>71,143.00</b>	<b>68,889.00</b>	<b>227,693.00</b>	<b>0.00</b>	<b>547,186.00</b>	<b>169,444.00</b>	



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<b>Fund 004</b>								
<b>ROAD MACHINERY FUND</b>								
Dept 005140								
<b>FUEL FARM - MACHINE FUND</b>								
Type R								
Group								
	(766,993.00)	(798,602.00)	(1,041,039.00)	(1,118,016.00)	0.00	(1,051,621.00)	(1,051,621.00)	(1,051,621.00)
<b>Total Type R Revenue</b>	<b>(766,993.00)</b>	<b>(798,602.00)</b>	<b>(1,041,039.00)</b>	<b>(1,118,016.00)</b>	<b>0.00</b>	<b>(1,051,621.00)</b>	<b>(1,051,621.00)</b>	<b>(1,051,621.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	18,118.00	18,991.00	19,805.00	20,216.00	0.00	21,036.00	21,036.00	21,036.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	4,800.00	4,800.00	4,800.00	4,800.00	0.00	4,800.00	4,800.00	4,800.00
Group 4								
CONTRACTUAL EXPENSE	740,073.00	789,583.00	1,009,589.00	1,086,966.00	0.00	1,019,653.00	1,019,653.00	1,019,653.00
Group 8								
EMPLOYEE BENEFITS	4,002.00	5,228.00	6,845.00	6,034.00	0.00	6,132.00	6,132.00	6,132.00
<b>Total Type E Expense</b>	<b>766,993.00</b>	<b>798,602.00</b>	<b>1,041,039.00</b>	<b>1,118,016.00</b>	<b>0.00</b>	<b>1,051,621.00</b>	<b>1,051,621.00</b>	<b>1,051,621.00</b>
<b>Total Dept 005140 FUEL FARM - MACHINE FUND</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

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<b>Fund 004 ROAD MACHINERY FUND</b>								
Dept Type R								
Group Revenue								
	0.00	0.00	(500.00)	0.00	0.00			
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>(500.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Dept</b>								
	<b>0.00</b>	<b>0.00</b>	<b>(500.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Fund 004 ROAD MACHINERY FUND</b>	<b>114,236.00</b>	<b>71,143.00</b>	<b>68,389.00</b>	<b>227,693.00</b>	<b>0.00</b>	<b>547,186.00</b>	<b>169,444.00</b>	
<b>Fund 005 ENTERPRISE FUND</b>								

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<b>Fund 005</b>	<b>ENTERPRISE FUND</b>							
<b>Dept 006030</b>	<b>VILLAGES OF ORLEANS</b>							
<b>Type R</b>	<b>Revenue</b>							
Group								
	(11,102,819.00)	(10,476,744.00)	(11,049,679.00)	(11,352,730.00)	0.00	(11,564,255.00)	(11,636,502.00)	
<b>Total Type R Revenue</b>	<b>(11,102,819.00)</b>	<b>(10,476,744.00)</b>	<b>(11,049,679.00)</b>	<b>(11,352,730.00)</b>	<b>0.00</b>	<b>(11,564,255.00)</b>	<b>(11,636,502.00)</b>	
<b>Type E</b>	<b>Expense</b>							
Group 1								
<b>PERSONAL SERVICES</b>	4,564,729.00	4,580,115.00	4,677,916.00	4,861,767.00	0.00	4,894,183.00	5,134,183.00	
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	24,100.00	17,100.00	23,600.00	87,650.00	0.00	20,000.00	20,000.00	
Group 4								
<b>CONTRACTUAL EXPENSE</b>	2,996,186.00	3,102,975.00	3,338,163.00	3,212,881.00	0.00	3,396,049.00	3,396,049.00	
Group 8								
<b>EMPLOYEE BENEFITS</b>	2,569,379.00	2,589,142.00	3,080,534.00	3,110,752.00	0.00	3,395,383.00	3,267,417.00	
<b>Total Type E Expense</b>	<b>10,154,394.00</b>	<b>10,289,332.00</b>	<b>11,120,213.00</b>	<b>11,273,050.00</b>	<b>0.00</b>	<b>11,695,615.00</b>	<b>11,817,648.00</b>	
<b>Total Dept 006030 VILLAGES OF ORLEANS</b>	<b>(948,425.00)</b>	<b>(187,412.00)</b>	<b>70,534.00</b>	<b>(79,680.00)</b>	<b>0.00</b>	<b>131,360.00</b>	<b>181,147.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 005</b>								
<b>ENTERPRISE FUND</b>								
<b>Dept 009710</b>								
<b>DEBT SERVICE</b>								
<b>Type E</b>								
Group 6								
PRINCIPLE ON INDEBTEDNESS	530,000.00	545,000.00	570,000.00	585,000.00	0.00	590,000.00	590,000.00	
Group 7								
INTEREST ON INDEBTEDNESS	419,425.00	393,941.00	363,037.00	334,656.00	0.00	313,697.00	313,697.00	
<b>Total Type E</b>								
Expense	949,425.00	938,941.00	933,037.00	919,656.00	0.00	903,697.00	903,697.00	
<b>Total Dept 009710</b>								
<b>DEBT SERVICE</b>	949,425.00	938,941.00	933,037.00	919,656.00	0.00	903,697.00	903,697.00	
<b>Total Fund 005</b>								
<b>ENTERPRISE FUND</b>	0.00	751,529.00	1,003,571.00	840,176.00	0.00	1,035,057.00	1,084,844.00	
<b>Fund 006</b>								
<b>SELF INSURANCE FUND</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 006</b>								
<b>SELF INSURANCE FUND</b>								
Dept 001710								
Type R								
Group								
<b>SELF INSURANCE Revenue</b>	(464,884.00)	(532,444.00)	(599,825.00)	(635,617.00)	0.00	(634,454.00)	(634,454.00)	(634,454.00)
<b>Total Type R Revenue</b>	<b>(464,884.00)</b>	<b>(532,444.00)</b>	<b>(599,825.00)</b>	<b>(635,617.00)</b>	<b>0.00</b>	<b>(634,454.00)</b>	<b>(634,454.00)</b>	<b>(634,454.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	54,632.00	56,660.00	57,171.00	58,330.00	0.00	61,633.00	61,633.00	61,633.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,425.00	1,425.00	1,425.00	2,205.00	0.00	2,205.00	2,205.00	2,205.00
Group 4								
CONTRACTUAL EXPENSE	385,622.00	445,643.00	506,989.00	538,066.00	0.00	536,127.00	536,127.00	536,127.00
Group 8								
EMPLOYEE BENEFITS	23,205.00	28,716.00	34,240.00	37,016.00	0.00	34,489.00	34,489.00	34,489.00
<b>Total Type E Expense</b>	<b>464,884.00</b>	<b>532,444.00</b>	<b>599,825.00</b>	<b>635,617.00</b>	<b>0.00</b>	<b>634,454.00</b>	<b>634,454.00</b>	<b>634,454.00</b>
<b>Total Dept 001710 SELF INSURANCE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 006</b>								
<b>SELF INSURANCE FUND</b>								
<b>Dept 001720</b>								
<b>Type R</b>								
<b>Group</b>								
<b>RECIPIENTS BENEFITS</b>								
<b>Revenue</b>								
	(1,061,678.00)	(1,232,293.00)	(1,259,951.00)	(1,259,951.00)	0.00	(1,122,734.00)	(1,122,734.00)	
<b>Total Type R Revenue</b>	(1,061,678.00)	(1,232,293.00)	(1,259,951.00)	(1,259,951.00)	0.00	(1,122,734.00)	(1,122,734.00)	
<b>Type E</b>								
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
	1,061,678.00	1,232,293.00	1,259,951.00	1,259,951.00	0.00	1,122,734.00	1,122,734.00	
<b>Total Type E Expense</b>	1,061,678.00	1,232,293.00	1,259,951.00	1,259,951.00	0.00	1,122,734.00	1,122,734.00	
<b>Total Dept 001720 RECIPIENTS BENEFITS</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 006</b>								
<b>SELF INSURANCE FUND</b>								
Dept 002980								
Type E								
Group 4								
CONTRACTUAL EXPENSE	0.00	0.00	0.00	0.00	0.00	200.00		
<b>Total Type E Expense</b>	0.00	0.00	0.00	0.00	0.00	200.00		
<b>Total Dept 002980 MEDICAL SCHOLARSHIPS</b>	0.00	0.00	0.00	0.00	0.00	200.00		
<b>Total Fund 006 SELF INSURANCE FUND</b>	0.00	0.00	0.00	0.00	0.00	200.00		
<b>Fund 008</b>								
<b>DEBT SERVICE(LONG TERM)</b>	0.00	0.00	0.00	0.00	0.00	200.00		

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 008</b>								
<b>DEBT SERVICE(LONG TERM)</b>								
<b>Dept 001380</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	2,500.00
<b>Total Type E Expense</b>	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	2,500.00
<b>Total Dept 001380 FISCAL AGENT FEES</b>	2,500.00	2,500.00	2,500.00	2,500.00	0.00	2,500.00	2,500.00	2,500.00



## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 008 DEBT SERVICE(LONG TERM)</b>								
<b>Dept 009710 DEBT SERVICE</b>								
<b>Type E Expense</b>								
Group 6								
PRINCIPLE ON INDEBTEDNESS	385,000.00	395,000.00	445,000.00	435,000.00	0.00	820,000.00	820,000.00	
Group 7								
INTEREST ON INDEBTEDNESS	166,981.00	149,555.00	80,681.00	71,044.00	0.00	159,085.00	159,085.00	
<b>Total Type E Expense</b>	<b>551,981.00</b>	<b>544,555.00</b>	<b>525,681.00</b>	<b>506,044.00</b>	<b>0.00</b>	<b>979,085.00</b>	<b>979,085.00</b>	
<b>Total Dept 009710 DEBT SERVICE</b>	<b>551,981.00</b>	<b>544,555.00</b>	<b>525,681.00</b>	<b>506,044.00</b>	<b>0.00</b>	<b>979,085.00</b>	<b>979,085.00</b>	

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 008</b>								
<b>DEBT SERVICE(LONG TERM)</b>								
Dept Type R								
Group								
Revenue								
	(130,284.00)	(129,207.00)	(116,527.00)	(119,970.00)	0.00	(117,905.00)	(117,905.00)	
<b>Total Type R Revenue</b>	<b>(130,284.00)</b>	<b>(129,207.00)</b>	<b>(116,527.00)</b>	<b>(119,970.00)</b>	<b>0.00</b>	<b>(117,905.00)</b>	<b>(117,905.00)</b>	
<b>Total Dept</b>								
	(130,284.00)	(129,207.00)	(116,527.00)	(119,970.00)	0.00	(117,905.00)	(117,905.00)	
<b>Total Fund 008 DEBT SERVICE(LONG TERM)</b>	<b>424,197.00</b>	<b>417,848.00</b>	<b>411,654.00</b>	<b>398,574.00</b>	<b>0.00</b>	<b>863,680.00</b>	<b>863,680.00</b>	
<b>Fund 014</b>								
<b>SPECIAL GRANT FUND</b>								

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 014</b>								
<b>Dept 006290</b>								
<b>Type R</b>								
<b>Group</b>								
<b>SPECIAL GRANT FUND</b>								
<b>WORKFORCE INVESTMENT ACT</b>								
<b>Revenue</b>								
	(1,069,877.00)	(804,881.00)	(650,247.00)	(678,794.00)	0.00	(648,479.00)	(648,479.00)	(648,479.00)
<b>Total Type R Revenue</b>	(1,069,877.00)	(804,881.00)	(650,247.00)	(678,794.00)	0.00	(648,479.00)	(648,479.00)	(648,479.00)
<b>Total Dept 006290 WORKFORCE INVESTMENT ACT</b>	(1,069,877.00)	(804,881.00)	(650,247.00)	(678,794.00)	0.00	(648,479.00)	(648,479.00)	(648,479.00)

## COUNTY OF ORLEANS Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 014 SPECIAL GRANT FUND</b>								
<b>Dept 006293 JOB DEVELOPMENT</b>								
<b>Type E Expense</b>								
Group 1 PERSONAL SERVICES	364,892.00	272,650.00	283,424.00	279,831.00	0.00	278,738.00	278,738.00	
Group 4 CONTRACTUAL EXPENSE	514,975.00	324,855.00	153,476.00	165,829.00	0.00	172,627.00	182,467.00	
Group 8 EMPLOYEE BENEFITS	190,010.00	207,476.00	213,347.00	233,134.00	0.00	197,114.00	187,274.00	
<b>Total Type E Expense</b>	<b>1,069,877.00</b>	<b>804,881.00</b>	<b>650,247.00</b>	<b>678,794.00</b>	<b>0.00</b>	<b>648,479.00</b>	<b>648,479.00</b>	
<b>Total Dept 006293 JOB DEVELOPMENT</b>	<b>1,069,877.00</b>	<b>804,881.00</b>	<b>650,247.00</b>	<b>678,794.00</b>	<b>0.00</b>	<b>648,479.00</b>	<b>648,479.00</b>	
<b>Total Fund 014 SPECIAL GRANT FUND</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>			
<b>Grand Total</b>	<b>15,369,880.00</b>	<b>17,115,936.00</b>	<b>18,458,074.00</b>	<b>19,678,180.00</b>	<b>0.00</b>	<b>21,768,890.00</b>	<b>19,658,110.00</b>	<b>2.00</b>

NOTE: One or more accounts may not be printed due to Account Table restrictions.

# 2014 ORLEANS COUNTY BUDGET

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## REVENUE REPORT



**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Fiscal Year: 2014 Period From: 1 To: 12

Date Prepared: 02/07/2014 01:32 PM  
Report Date: 02/07/2014  
Account Table: REVENUE  
All Sort Table:

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 1002</b>	<b>WATERSHED PROT. DISTRICT</b>						
001.0001.1002	30,847.00	30,847.00	34,703.00	34,703.00	34,703.00	34,703.00	34,703.00
<b>Item 1051</b>	<b>*GAIN SALE OF ACQUIRED TAX PRO</b>						
001.0001.1051	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
<b>Item 1081</b>	<b>*OTHER PYT IN LIEU OF TAXES</b>						
001.0001.1081	456,850.00	424,714.00	446,153.00	444,250.00	359,685.00	359,685.00	359,685.00
<b>Item 1090</b>	<b>*INT &amp; PENALTIES ON TAXES</b>						
001.0001.1090	880,000.00	880,000.00	900,000.00	950,000.00	975,000.00	975,000.00	975,000.00
<b>Item 1110</b>	<b>*INTEREST &amp; PENALTIES ON TAXES</b>						
001.0001.1110	12,860,000.00	12,860,000.00	13,160,000.00	13,760,000.00	13,760,000.00	13,785,000.00	13,785,000.00
<b>Item 1113</b>	<b>*NON-PROPERTY TAXES (SALE&amp;USE)</b>						
001.0001.1113	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00	27,500.00
<b>Item 1140</b>	<b>ROOM OCCUPANCY TAX</b>						
001.0001.1140	51,000.00	47,040.00	45,000.00	40,000.00	40,000.00	40,000.00	40,000.00
<b>Item 1210</b>	<b>EMERGENCY TELEPHONE SYSTEM</b>						
001.0001.1210	4,000.00	4,000.00	4,000.00	3,000.00	3,000.00	3,000.00	3,000.00
<b>Item 1211</b>	<b>CITY COURT FEES</b>						
001.0001.1211	12,000.00	12,000.00	12,000.00	12,000.00	13,000.00	13,000.00	13,000.00
<b>Item 1212</b>	<b>PROBATION SUPERVISION FEES</b>						
001.0001.1212	1,500.00	11,000.00	8,000.00	8,000.00	0.00	0.00	0.00
<b>Item 1213</b>	<b>ELECTRONIC MONITORING</b>						
001.0001.1213	0.00	9,000.00	0.00	9,000.00	0.00	0.00	0.00
<b>Item 1214</b>	<b>ILLUMINATIONS WORKSHOP</b>						
001.0001.1214	1,000.00	1,000.00	500.00	800.00	800.00	800.00	800.00
<b>Item 1230</b>	<b>URINE SCREEN</b>						
001.0001.1230	1,000.00	1,000.00	500.00	800.00	800.00	800.00	800.00
<b>Item 1239</b>	<b>*TREASURER</b>						
001.0001.1239	1,000.00	1,000.00	500.00	800.00	800.00	800.00	800.00

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2014 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>Item 1230</b>							
*TREASURER							
001.0001.1230	67,500.00	67,500.00	70,000.00	72,000.00	75,000.00	75,000.00	75,000.00
*TREASURER							
Item 1235							
*CHARES FOR TAX ADV. & EXP.							
001.0001.1235	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
*CHARGES FOR TAX ADV & EXPENSE							
Item 1250							
*ASSESSOR'S FEES							
001.0001.1250	124,964.00	125,843.00	128,252.00	128,258.00	132,557.00	132,557.00	132,557.00
TAX MAP FEES							
Item 1255							
*CLERKS FEES							
001.0001.1255	801,500.00	801,500.00	847,150.00	901,350.00	937,650.00	947,650.00	947,650.00
*COUNTY CLERK FEES							
Item 1280							
CIVIL SERVICE EXAM FEES							
001.0001.1280	2,100.00	800.00	1,000.00	1,400.00	1,500.00	1,500.00	1,500.00
CIVIL SERVICE EXAM FEES							
Item 1282							
AUCTION REVENUE							
001.0001.1282	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00
AUCTION REVENUE							
Item 1285							
COUNTY ATTORNEY FEES							
001.0001.1285	164,918.00	167,515.00	169,314.00	169,814.00	175,066.00	175,066.00	175,066.00
COUNTY ATTORNEY FEES							
Item 1270							
*SHARED SERV.(BLDG&GROUNDS)							
001.0001.1270	510,257.00	510,257.00	578,257.00	507,112.00	509,451.00	509,451.00	509,451.00
*SHARED SERV. (BLDG&GROUNDS)							
Item 1271							
CENTRAL TYPEWRITER REPAIR							
001.0001.1271	50.00	50.00	50.00	50.00	50.00	50.00	50.00
CENTRAL TYPEWRITER REPAIR							
Item 1275							
DATA PROCESSING SERVICES							
001.0001.1275	134,771.00	135,636.00	143,613.00	147,613.00	148,988.00	160,511.00	160,511.00
DATA PROCESSING SERVICES							
Item 1510							
*SHERIFF'S FEES							
001.0001.1510	70,000.00	66,000.00	88,000.00	65,000.00	55,000.00	55,000.00	55,000.00
*SHERIFF'S FEES							
Item 1511							
DOG BOARDING FEES							
001.0001.1511	15,000.00	15,000.00	15,000.00	0.00	0.00	0.00	0.00
LIFELINE PUBLIC SAFETY COMM							
Item 1515							
BAIL REFUND(1%)							

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Fiscal Year: 2014, Period From: 1 To: 12

Date Prepared: 02/07/2014 01:32 PM  
Report Date: 02/07/2014  
Account Table: REVENUE  
Alt. Sort Table:

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>							
GENERAL FUND							
BAIL REFUND(1%)							
Item 1515							
001.0001.1515	1,000.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
BAIL REFUND(1%)							
Item 1550							
*DOG CONTROL FEES							
001.0001.1550	7,620.00	7,620.00	7,000.00	8,000.00	8,000.00	8,000.00	8,000.00
*DOG CONTROL FEES							
Item 1601							
*PUBLIC HEALTH FEES							
001.0001.1601	11,000.00	11,000.00	14,000.00	18,000.00	5,000.00	6,000.00	6,000.00
*PUBLIC HEALTH FEES							
Item 1602							
PUBLIC HEALTH MEDICARE							
001.0001.1602	375,000.00	18,000.00	0.00	3,500.00	3,000.00	3,000.00	3,000.00
PUBLIC HEALTH MEDICARE							
Item 1603							
VITAL STATISTICS FEES							
001.0001.1603	75,000.00	7,500.00	0.00	1,000.00	3,600.00	3,600.00	3,600.00
PUBLIC HEALTH- MEDICAID							
Item 1604							
PH SELF PAY							
001.0001.1604	12,000.00	5,000.00	2,250.00	2,500.00	6,500.00	6,500.00	6,500.00
PH SELF PAY							
Item 1605							
PH OTHER INSURANCE							
001.0001.1605	375,000.00	17,000.00	5,000.00	10,000.00	8,500.00	8,500.00	8,500.00
PH OTHER INSURANCE							
Item 1606							
PH PHC PROGRAM							
001.0001.1606.4010	43,000.00	40,000.00	0.00	0.00	0.00	0.00	0.00
PH PHC PROGRAM PUBLIC HEALTH							
Item 1607							
PH ENVIRONMENTAL HEALTH							
001.0001.1607	65,000.00	70,000.00	70,000.00	75,000.00	75,000.00	75,000.00	75,000.00
PH ENVIRONMENTAL HEALTH							
Item 1620							
*MENTAL HEALTH FEES							
001.0001.1620	1,888,060.00	1,888,060.00	1,340,153.00	1,672,323.00	1,686,293.00	1,686,293.00	1,686,293.00
MENTAL HEALTH FEES							
Item 1621							
EARLY INTERVENTION SERVICES							
001.0001.1621.4010	18,000.00	15,000.00	0.00	0.00	0.00	0.00	0.00
EARLY INTERVENTION SERVICES PUBLIC HEALTH							
001.0001.1621.4059	310,000.00	310,000.00	325,000.00	325,000.00	10,000.00	10,000.00	10,000.00
EARLY INTERVENTION SERVICES EARLY INTERVENTION PROGRAM							
Item 1789							
TRANSPORTATION - OTHER							



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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>TRANSPORTATION - OTHER</b>							
Item 1789							
001.0001.1789	11,000.00	12,400.00	12,400.00	12,400.00	12,400.00	12,400.00	12,400.00
<b>*MEDICAL ASSISTANCE</b>							
Item 1801							
001.0001.1801	375,000.00	410,000.00	410,000.00	410,000.00	325,000.00	325,000.00	325,000.00
<b>*AID TO DEPENDENT CHILDREN</b>							
Item 1809							
001.0001.1809	20,000.00	220,000.00	250,000.00	195,000.00	215,000.00	215,000.00	215,000.00
<b>*CHILD SUPP.-INCENT:EARNINGS</b>							
Item 1811							
001.0001.1811	27,000.00	52,144.00	58,204.00	56,173.00	54,740.00	54,740.00	54,740.00
<b>*CHILD CARE</b>							
Item 1819							
001.0001.1819	52,000.00	13,000.00	69,951.00	59,212.00	49,212.00	49,212.00	49,212.00
<b>*JUVENILE DELINQUENT</b>							
Item 1823							
001.0001.1823	750.00	750.00	750.00	750.00	750.00	750.00	750.00
<b>SAFETY NET</b>							
Item 1840							
001.0001.1840	100,000.00	165,000.00	190,000.00	190,000.00	185,000.00	185,000.00	185,000.00
<b>*RECOVERY-EMERG. AID ADULTS</b>							
Item 1842							
001.0001.1842	30,000.00	30,000.00	25,000.00	30,000.00	30,000.00	30,000.00	30,000.00
<b>*RECOVERY-EMERG AID ADULTS</b>							
Item 1848							
001.0001.1848	750.00	750.00	750.00	750.00	750.00	750.00	750.00
<b>*BURIALS</b>							
Item 1962							
001.0001.1962	6,000.00	4,500.00	4,500.00	4,500.00	4,500.00	4,500.00	4,500.00
<b>SEALER OF WEIGHTS &amp; MEASURES</b>							
Item 1972							
001.0001.1972	241,897.00	243,153.00	202,432.00	174,187.00	163,386.00	163,386.00	163,386.00
<b>*OFFICE FOR AGING FEES</b>							
Item 1973							
001.0001.1973	121,246.00	122,549.00	109,030.00	103,987.00	103,320.00	103,320.00	103,320.00
<b>LIFE LINE</b>							
Item 2000							
001.0001.2000							
<b>CULTURE AND RECREATION</b>							

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<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>CULTURE AND RECREATION</b>							
Item 2000							
001.0001.2000	10,000.00	0.00	0.00	10,000.00	10,000.00	10,000.00	10,000.00
TOURISM							
Item 2025							
001.0001.2025							
RECREATIONAL FACILITY CHARGE							
Item 2070							
001.0001.2070	30,000.00	33,000.00	35,000.00	45,000.00	45,000.00	45,000.00	45,000.00
*CONTRB-PRIVAGCY FOR YOUTH							
Item 2110							
001.0001.2110	34,200.00	23,600.00	18,335.00	19,150.00	19,841.00	19,841.00	19,841.00
TRAFFIC DIVERSION - COUNTY SHARE							
Item 2210							
001.0001.2210	0.00	30,000.00	37,500.00	42,500.00	42,500.00	45,500.00	45,500.00
REAL PROPERTY - PICTOMETRY							
Item 2211							
001.0001.2211	0.00	0.00	0.00	18,271.00	18,271.00	18,271.00	18,271.00
*ELECTION SERVICES							
Item 2215							
001.0001.2215	30,000.00	15,000.00	25,000.00	21,800.00	21,800.00	21,800.00	21,800.00
*POLICE SERVICES							
Item 2260							
001.0001.2260	79,480.00	10,000.00	3,000.00	2,500.00	1,500.00	1,500.00	1,500.00
*JAIL FACILITIES							
Item 2264							
001.0001.2264	100,000.00	102,036.00	95,000.00	115,000.00	165,000.00	165,000.00	165,000.00
*JAIL FACILITIES							
Item 2265							
001.0001.2265	1,000.00	500.00	500.00	500.00	500.00	500.00	500.00
SSI BOUNTY PAYMENT							
Item 2268							
001.0001.2268	36,000.00	30,876.00	30,876.00	30,876.00	30,876.00	30,876.00	30,876.00
*DOG CONTROL SERVICES							
Item 2401							
001.0001.2401	30,000.00	20,000.00	20,000.00	20,000.00	15,000.00	15,000.00	15,000.00
*INTEREST ON EARNINGS							
Item 2402							
001.0001.2402	100.00	100.00	100.00	50.00	50.00	50.00	50.00
INTEREST - RESERVE							
Item 2410							
001.0001.2410	100.00	100.00	100.00	50.00	50.00	50.00	50.00
*RENTAL OF REAL PROPERTY							

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<b>Fund 001</b>							
<b>Item 2410</b>							
GENERAL FUND							
*RENTAL OF REAL PROPERTY							
001.0001.2410.1410	6,000.00	6,000.00	7,200.00	7,200.00	7,200.00	7,200.00	7,200.00
CLERK							
001.0001.2410.3020	19,899.00	20,181.00	14,763.00	15,058.00	15,360.00	15,360.00	15,360.00
*RENTAL OF REAL PROPERTY PUBLIC SAFETY COMMUNICATION							
001.0001.2410.3140	0.00	0.00	9,000.00	0.00	9,000.00	9,000.00	9,000.00
*RENTAL OF REAL PROPERTY-PROBATION							
<b>Item 2411</b>							
MOTOR VEHICLE FEES							
001.0001.2411	264,000.00	264,000.00	264,000.00	264,000.00	264,000.00	264,000.00	264,000.00
MOTOR VEHICLE FEES							
<b>Item 2450</b>							
*COMMISSIONS							
001.0001.2450	18,000.00	20,520.00	21,000.00	29,000.00	29,000.00	29,000.00	29,000.00
*COMMISSIONS							
<b>Item 2590</b>							
*PERMITS							
001.0001.2590	625.00	1,300.00	1,300.00	2,300.00	3,200.00	3,200.00	3,200.00
*PERMITS - PISTOL							
<b>Item 2610</b>							
*FINES & FORFEITED BAIL							
001.0001.2610	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00
*FINES & FORFEITED BAIL							
<b>Item 2611</b>							
HANDICAPPED PARKING ED PROGRAM							
001.0001.2611	200.00	200.00	200.00	200.00	200.00	200.00	200.00
HANDICAPPED PARKING ED PROGRAM							
<b>Item 2615</b>							
*STOP DWI PROGRAMS							
001.0001.2615	75,472.00	0.00	71,871.00	0.00	0.00	0.00	0.00
*STOP DWI PROGRAM							
001.0001.2615.3315	0.00	75,183.00	0.00	72,766.00	74,201.00	74,753.00	74,753.00
*STOP DWI PROGRAMS-STOP DWI PROGRAM							
<b>Item 2655</b>							
*MINOR SALES							
001.0001.2655	299,937.00	150,500.00	500.00	500.00	500.00	500.00	500.00
*MINOR SALES							
<b>Item 2665</b>							
*SALES OF EQUIPMENT							
001.0001.2665	500.00	500.00	500.00	500.00	500.00	500.00	500.00
*SALES OF EQUIPMENT							
<b>Item 2685</b>							
COST ALLOCATION RECOVERY							

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<b>Fund 001</b>							
<b>Item 2685</b>							
GENERAL FUND							
COST ALLOCATION RECOVERY	180,000.00	180,000.00	173,762.00	180,000.00	201,568.00	201,568.00	201,568.00
<b>Item 2687</b>							
TOBACCO SETTLEMENT							
001.0001.2687	666,151.00	666,151.00	536,758.00	547,394.00	547,055.00	547,055.00	547,055.00
<b>Item 2701</b>							
*REFUND PRIOR YR EXPENSES							
001.0001.2701	168,000.00	168,000.00	368,000.00	378,000.00	300,000.00	300,000.00	300,000.00
*REFUND OF PRIOR YR EXPENSES							
001.0001.2701.2960	3,000.00	3,000.00	3,000.00	1,800.00	1,800.00	1,800.00	1,800.00
*REFUND PRIOR YR EXPENSES MEDICAL SCHOLARSHIP							
<b>Item 2705</b>							
*GIFTS & DONATIONS							
001.0001.2705	0.00	0.00	0.00	1,000.00	0.00	0.00	0.00
*GIFTS & DONATIONS							
<b>Item 2720</b>							
*O.T.B. DIST OF EARNINGS							
001.0001.2720	36,405.00	36,405.00	36,405.00	36,405.00	38,000.00	38,000.00	38,000.00
*O.T.B. DIST OF EARNINGS							
<b>Item 2770</b>							
OTHER MISC.							
001.0001.2770	3,950.00	3,950.00	1,800.00	500.00	500.00	500.00	500.00
*MISC-OTHER							
<b>Item 2902</b>							
GIS MAPPING							
001.0001.2902	5,000.00	5,000.00	5,000.00	4,000.00	4,000.00	4,000.00	4,000.00
GIS MAPPING							
<b>Item 3021</b>							
NYS CRT HOUSE MAINT. REIMBURS.							
001.0001.3021	172,806.00	172,806.00	126,480.00	135,300.00	135,300.00	135,300.00	135,300.00
NYS CRT HOUSE MAINT. REIMBURS.							
<b>Item 3035</b>							
MEDICAL EXAMINER							
001.0001.3035	8,740.00	9,540.00	0.00	0.00	0.00	0.00	0.00
MEDICAL EXAMINER							
<b>Item 3040</b>							
REAL PROP ADM TRAINING							
001.0001.3040	2,500.00	2,500.00	2,000.00	1,500.00	1,000.00	1,000.00	1,000.00
REAL PROF. ADM TRAINING							
<b>Item 3088</b>							
NYS ASSIGNED COUNSEL-PUB.DEFEN							
001.0001.3088	7,500.00	0.00	0.00	0.00	0.00	0.00	0.00
NYS ASSIGNED COUNSEL-PUB.DEF							
001.0001.3088.1141							

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<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 3088</b>	<b>NYS ASSIGNED COUNSEL-PUB.DEFEN</b>						
001.0001.3088.1141	56,006.00	46,932.00	39,110.00	26,073.00	0.00	13,037.00	13,037.00
NYS ASSIGNED COUNSEL-PUB.DEFEN.ASSIGNED COUNSEL FAMILY COURT							
001.0001.3088.1170	60,829.00	51,932.00	39,110.00	26,073.00	19,036.00	15,036.00	19,036.00
NYS ASSIGNED COUNSEL-PUB.DEFEN.PUBLIC DEFENDER							
<b>Item 3089</b>	<b>ASSIGNED COUNSEL - D.A.</b>						
001.0001.3089	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
ASSIGNED COUNSEL - D.A.							
<b>Item 3284</b>	<b>NYS LUNCH PROGRAM</b>						
001.0001.3284	200.00	200.00	400.00	400.00	400.00	400.00	400.00
NYS LUNCH PROGRAM							
<b>Item 3277</b>	<b>EDUCATION-HANDI. CHILDREN</b>						
001.0001.3277	1,249,500.00	1,249,500.00	1,487,500.00	1,487,500.00	1,398,250.00	1,398,250.00	1,398,250.00
EDUCATION-HANDI. CHILDREN							
<b>Item 3305</b>	<b>EMERGENCY MANAGEMENT</b>						
001.0001.3305	2,000.00	2,000.00	2,400.00	0.00	0.00	0.00	0.00
EMERGENCY MANAGEMENT							
<b>Item 3309</b>	<b>PSAP STATE SURCHARGE COUNTY SH</b>						
001.0001.3309	25,000.00	25,000.00	23,370.00	20,370.00	22,761.00	22,761.00	22,761.00
PSAP STATE SURCHARGE COUNTY SH							
<b>Item 3310</b>	<b>PROBATION SERVICES</b>						
001.0001.3310	110,504.00	118,180.00	115,760.00	149,616.00	157,616.00	157,616.00	157,616.00
PROBATION SERVICES							
<b>Item 3311</b>	<b>ALTERNATIVE TO INCARCERATION</b>						
001.0001.3311	13,348.00	12,013.00	10,812.00	5,531.00	5,531.00	5,531.00	5,531.00
ALTERNATIVE TO INCARCERATION							
001.0001.3311.3140	0.00	0.00	0.00	0.00	5,531.00	5,531.00	5,531.00
ALTERNATIVE TO INCARCERATION-PROBATION							
<b>Item 3313</b>	<b>OPERATION 360 STATE DIVERSION</b>						
001.0001.3313	40,796.00	36,716.00	33,825.00	0.00	0.00	0.00	0.00
OPERATION 360 STATE DIVERSION							
<b>Item 3315</b>	<b>NAVIGATION LAW ENFORCEMENT</b>						
001.0001.3315	48,750.00	50,000.00	50,000.00	50,000.00	40,000.00	40,000.00	40,000.00
NAVIGATION LAW ENFORCEMENT							
<b>Item 3323</b>	<b>DIV. OF CRIM. JUSTICE MKD. PRO.</b>						

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<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 3325</b>	<b>DIV OF CRIM JUSTICE MRD PRO</b>						
001.0001.3325	76,404.00	75,667.00	68,689.00	89,189.00	89,189.00	89,189.00	85,186.00
DCJS DA SALARY SUBSIDY							
<b>Item 3326</b>	<b>CRIME VICTIMS PROGRAM</b>						
001.0001.3326	95,468.00	100,810.00	102,790.00	101,688.00	101,688.00	101,688.00	101,688.00
CRIME VICTIM PROGRAM							
<b>Item 3330</b>	<b>SECURITY COSTS-COURT REFORM</b>						
001.0001.3330	216,000.00	298,863.00	300,199.00	288,000.00	322,000.00	322,000.00	322,000.00
SECURITY COSTS-COURT REFORM							
<b>Item 3401</b>	<b>PUBLIC HEALTH</b>						
001.0001.3401	730,000.00	700,000.00	649,161.00	645,000.00	645,000.00	645,000.00	645,000.00
PUBLIC HEALTH							
<b>Item 3449</b>	<b>EARLY INTERVENTION</b>						
001.0001.3449.4059	65,000.00	65,000.00	65,000.00	65,000.00	30,000.00	30,000.00	30,000.00
EARLY INTERVENTION EARLY INTERVENTION PROGRAM							
<b>Item 3450</b>	<b>PUBLIC WATER SUPPLY</b>						
001.0001.3450	93,041.00	111,812.00	111,812.00	111,812.00	107,516.00	107,516.00	107,516.00
PUBLIC WATER SUPPLY PROGRAM							
<b>Item 3472</b>	<b>SPECIAL HEALTH PROGRAM-STATE</b>						
001.0001.3472	47,365.00	27,365.00	17,365.00	17,365.00	15,084.00	15,084.00	15,084.00
SPECIAL HEALTH PROGRAMS-STATE							
<b>Item 3486</b>	<b>ALCOHOL</b>						
001.0001.3486	346,160.00	346,160.00	283,012.00	286,160.00	286,160.00	286,160.00	286,160.00
ALCOHOL ABUSE							
<b>Item 3480</b>	<b>MENTAL HEALTH</b>						
001.0001.3480	659,860.00	815,473.00	894,179.00	645,733.00	574,568.00	574,568.00	574,568.00
MENTAL HEALTH							
001.0001.3480.4324	0.00	0.00	0.00	0.00	79,111.00	79,111.00	76,111.00
MENTAL HEALTH-HILLSIDE							
<b>Item 3491</b>	<b>CSS</b>						
001.0001.3481.4320	64,577.00	65,311.00	62,958.00	63,663.00	63,661.00	63,661.00	63,661.00
CSS FRIENDS OF MENTAL HEALTH							
<b>Item 3493</b>	<b>ARC - OPWDD</b>						
001.0001.3483	276,656.00	192,271.00	192,058.00	194,194.00	194,194.00	194,194.00	194,194.00
ARC - OPWDD							
<b>Item 3494</b>	<b>ARC - OMIH</b>						

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<b>Fund 001</b>							
<b>Item 3484</b>							
GENERAL FUND							
ARC - OMH							
001.0001.3494	0.00	0.00	0.00	49,420.00	49,420.00	49,420.00	49,420.00
ARC - OMH							
Item 3601							
MEDICAL ASSISTANCE							
001.0001.3601	62,170.00	0.00	0.00	22,266.00	63,042.00	63,042.00	63,042.00
MEDICAL ASSISTANCE							
AID TO DEPENDENT CHILDREN							
001.0001.3609	451,157.00	469,613.00	0.00	0.00	0.00	0.00	0.00
AID TO DEPENDENT CHILDREN							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3610	1,464,649.00	1,318,975.00	1,469,869.00	1,415,712.00	1,413,026.00	1,363,799.00	1,363,799.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3610	0.00	1,860.00	6,820.00	6,820.00	14,280.00	14,280.00	14,280.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3610	51,593.00	53,445.00	59,814.00	59,888.00	59,794.00	59,794.00	59,794.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3619	285,159.00	269,339.00	269,339.00	266,305.00	252,714.00	260,285.00	260,285.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3623	412,764.00	412,764.00	412,764.00	412,764.00	412,764.00	412,764.00	412,764.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3623	25,725.00	24,800.00	12,350.00	9,350.00	9,350.00	9,350.00	9,350.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3640	760,737.00	897,599.00	511,163.00	513,083.00	675,493.00	660,983.00	660,983.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3642	20,000.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00	15,000.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3655	152,520.00	154,500.00	154,500.00	154,500.00	150,000.00	150,000.00	150,000.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3710	152,520.00	154,500.00	154,500.00	154,500.00	150,000.00	150,000.00	150,000.00
SOCIAL SERVICES ADMINISTRATION							
SOCIAL SERVICES ADMINISTRATION							
001.0001.3710	152,520.00	154,500.00	154,500.00	154,500.00	150,000.00	150,000.00	150,000.00

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>							
<b>GENERAL FUND</b>							
<b>VETERANS SERVICE AGENCIES</b>							
Item 3710							
001.0001.3710	5,000.00	8,290.00	8,290.00	8,654.00	8,529.00	8,529.00	8,529.00
VETERANS AID							
Item 3715							
001.0001.3715	50,657.00	0.00	31,440.00	50,410.00	56,521.00	56,521.00	56,521.00
TOURISM - I LOVE NY							
Item 3772							
001.0001.3772	456,923.00	492,776.00	474,785.00	492,919.00	493,914.00	493,914.00	493,914.00
PROGRAMS FOR THE AGING							
Item 3820							
001.0001.3820.3110	9,000.00	9,000.00	0.00	0.00	0.00	0.00	0.00
YOUTH PROGRAMS.SHERIFF							
001.0001.3920.3140	20,840.00	20,840.00	15,630.00	15,630.00	15,630.00	15,630.00	15,630.00
YOUTH PROGRAMS.PROBATION							
001.0001.3920.7310	35,000.00	28,000.00	25,000.00	23,000.00	35,000.00	35,000.00	35,000.00
YOUTH PROGRAMS.YOUTH PROGRAMS							
001.0001.3920.7312	11,971.00	11,960.00	5,235.00	5,235.00	6,080.00	6,080.00	6,080.00
YOUTH PROGRAMS.YOUTH BUREAU							
Item 3989							
001.0001.3989	1,600.00	1,550.00	1,550.00	1,550.00	1,550.00	1,550.00	1,550.00
WEIGHTS & MEASURES GRANT							
Item 4089							
001.0001.4089	183,470.00	185,334.00	203,645.00	206,132.00	202,717.00	202,717.00	202,717.00
*SECT 8 RENT SUBSIDY							
Item 4215							
001.0001.4215	0.00	0.00	0.00	0.00	18,450.00	18,450.00	18,450.00
HVA ELECTION GRANT							
Item 4264							
001.0001.4264	9,500.00	8,652.00	10,000.00	6,000.00	5,000.00	5,000.00	5,000.00
FEDERAL LUNCH PROGRAM							
Item 4305							
001.0001.4305	13,500.00	13,500.00	13,500.00	20,000.00	20,369.00	20,369.00	20,369.00
EMERGENCY MANAGEMENT							
Item 4308							
001.0001.4308	0.00	33,750.00	53,200.00	0.00	135,600.00	135,600.00	135,600.00
HOMELAND SECURITY - SHERIFF							
Item 4309							
001.0001.4309	0.00	0.00	0.00	0.00	0.00	0.00	0.00
HOMELAND SECURITY - SHERIFF							
Item 4309							
001.0001.4309	0.00	0.00	0.00	0.00	0.00	0.00	0.00
ST HOMELAND SECURITY PROGRAM							



# COUNTY OF ORLEANS

## Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 4309</b>	<b>ST HOMELAND SECURITY PROG E.M.</b>						
001.0001.4309		7,660.00	7,779.00	7,779.00	0.00	0.00	0.00
<b>Item 4330</b>	<b>SEAT BELT GRANT</b>						
001.0001.4330	28,060.00	21,716.00	22,332.00	18,016.00	8,000.00	8,000.00	8,000.00
<b>Item 4401</b>	<b>IHAP PUBLIC HEALTH</b>						
001.0001.4401	17,672.00	17,673.00	17,673.00	17,673.00	17,673.00	17,673.00	17,673.00
<b>Item 4451</b>	<b>EARLY INT. ADMIN.</b>						
001.0001.4451	48,847.00	48,847.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
001.0001.4451.4069	0.00	0.00	46,847.00	35,945.00	32,350.00	32,350.00	32,350.00
<b>Item 4472</b>	<b>SPECIAL HEALTH PROGRAMS-FED</b>						
001.0001.4472	170,600.00	137,517.00	155,005.00	155,177.00	154,186.00	154,186.00	154,186.00
<b>Item 4489</b>	<b>BIOTERRORISM PREPAREDNESS</b>						
001.0001.4489	0.00	50,000.00	55,000.00	53,500.00	53,500.00	53,500.00	53,500.00
<b>Item 4490</b>	<b>MENTAL HEALTH - FEDERAL</b>						
001.0001.4490.4323	0.00	60,850.00	66,720.00	61,700.00	66,776.00	66,776.00	66,776.00
<b>Item 4601</b>	<b>MEDICAL ASSISTANCE</b>						
001.0001.4601	82,830.00	0.00	0.00	32,734.00	76,958.00	76,958.00	76,958.00
<b>Item 4609</b>	<b>AID TO DEPENDENT CHILDREN</b>						
001.0001.4609	855,444.00	970,839.00	2,070,000.00	1,845,000.00	1,999,216.00	1,999,216.00	1,999,216.00
<b>Item 4610</b>	<b>SOCIAL SERVICES ADMIN.</b>						
001.0001.4610.6010	2,205,628.00	2,030,817.00	1,947,062.00	2,050,603.00	2,132,218.00	2,007,174.00	2,007,174.00
001.0001.4610.8070	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
001.0001.4610.8510	0.00	0.00	0.00	0.00	0.00	0.00	0.00

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	2014 REQUESTED Stage	2014 RECOMMEND Stage	2014 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>						
<b>Item 4610</b>	<b>SOCIAL SERVICES ADMIN.</b>						
001.0001.4610.6510	17,796.00	20,021.00	20,950.00	19,975.00	19,342.00	19,342.00	19,342.00
SOCIAL SERVICES ADMIN. VETERANS SERVICE AGENCY							
<b>Item 4611</b>	<b>FOOD STAMP PROGRAM ADMIN.</b>						
001.0001.4611	401,175.00	401,379.00	460,009.00	450,729.00	458,218.00	446,980.00	446,980.00
FOOD STAMP PROGRAM ADMIN.							
<b>Item 4615</b>	<b>FLEXIBLE FUND FOR FAMILY SERVICES</b>						
001.0001.4615	1,460,475.00	1,438,104.00	1,402,274.00	1,446,269.00	1,460,945.00	1,450,945.00	1,460,945.00
FLEXIBLE FUND FOR FAMILY SERVICES AID TO DEP. CHIL.- FOSTER CARE							
<b>Item 4619</b>	<b>SAFETY NET</b>						
001.0001.4619	305,783.00	203,700.00	201,341.00	225,610.00	230,610.00	230,610.00	230,610.00
CHILD CARE							
<b>Item 4640</b>	<b>HEAP</b>						
001.0001.4640	25,000.00	22,000.00	44,000.00	30,000.00	30,000.00	30,000.00	30,000.00
SAFETY NET							
<b>Item 4641</b>	<b>DAY CARE 100%</b>						
001.0001.4641	25,000.00	30,000.00	25,000.00	25,000.00	7,500.00	7,500.00	7,500.00
HEAP							
<b>Item 4655</b>	<b>TITLE IV-B FUNDS</b>						
001.0001.4655	936,906.00	925,000.00	920,000.00	920,000.00	700,000.00	700,000.00	700,000.00
DAY CARE 100%							
<b>Item 4661</b>	<b>PROGRAMS FOR THE AGING</b>						
001.0001.4661	13,693.00	13,693.00	13,693.00	14,384.00	17,065.00	17,065.00	17,065.00
TITLE IV-B FUNDS							
<b>Item 4772</b>	<b>TRANSFER FROM OTHER FUNDS</b>						
001.0001.4772	344,073.00	366,324.00	279,288.00	258,841.00	256,533.00	256,533.00	256,533.00
PROGRAMS FOR THE AGING							
<b>Item 5031</b>	<b>TRANSFER FROM SOLID WASTE</b>						
001.0001.5031	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
TRANSFER FROM SOLID WASTE							
001.0001.5031.1020	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00	22,000.00
ADMINISTRATIVE OFFICER							
001.0001.5031.1040	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00	17,050.00
TRANSFER FROM SOLID WASTE CLERK OF THE LEGISLATIVE BOARD							
<b>Total Fund 001</b>							<b>17,050.00</b>

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<b>Fund 001</b>							
<b>GENERAL FUND</b>	(38,046,484.00)	(36,926,001.00)	(37,966,439.00)	(38,062,434.00)	(37,922,728.00)	(37,974,402.00)	(37,974,402.00)
<b>Fund 002</b>							
<b>SOLID WASTE</b>							
<b>SOLID WASTE/RECYCLING FEES</b>							
002.0002.2130	2,365,057.00	2,562,759.00	2,562,748.00	2,582,290.00	2,582,290.00	2,582,290.00	2,582,290.00
<b>Total Fund 002</b>							
<b>SOLID WASTE</b>	(2,365,057.00)	(2,562,759.00)	(2,562,748.00)	(2,582,290.00)	(2,582,290.00)	(2,582,290.00)	(2,582,290.00)
<b>Fund 003</b>							
<b>ROAD FUND</b>							
<b>*INTEREST ON EARNINGS</b>							
003.0003.2401	400.00	450.00	450.00	450.00	450.00	450.00	450.00
<b>*SALES-SCRAP &amp; EXCESS MATERIALS</b>							
003.0003.2650	500.00	500.00	500.00	2,500.00	3,000.00	3,000.00	3,000.00
<b>*MINOR SALES</b>							
003.0003.2655	6,000.00	1,000.00	500.00	500.00	500.00	500.00	500.00
<b>CONSOL HIGHWAY AID</b>							
003.0003.3501.5112	749,000.00	1,070,000.00	1,070,000.00	1,070,000.00	1,289,363.00	1,289,363.00	1,289,363.00
<b>CONSOL HIGHWAY AID ROAD FUND</b>							
003.0003.3501.5120	0.00	0.00	342,667.00	288,436.00	0.00	0.00	0.00
<b>CONSOL HIGHWAY AID ROAD FUND BRIDGES</b>							
<b>HIGHWAY BRIDGES</b>							
003.0003.3503	274,550.00	0.00	0.00	0.00	2,307,679.00	2,740,389.00	2,740,389.00
<b>HIGHWAY BRIDGES</b>							
<b>Total Fund 003</b>							
<b>ROAD FUND</b>	(1,030,450.00)	(1,071,950.00)	(1,414,117.00)	(1,361,886.00)	(3,900,991.00)	(4,033,682.00)	(4,033,682.00)
<b>Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							
<b>*SHARED SERV.(BLDG&amp;GROUNDS)</b>							
004.0004.1270	58,243.00	58,156.00	59,979.00	53,016.00	56,621.00	56,621.00	56,621.00
<b>*SHARED SERV.(BLDG&amp;GROUNDS)</b>							

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<b>Fund 004</b>							
<b>ROAD MACHINERY FUND</b>							
<b>SERVICE TO OTHER GOVERNMENTS</b>							
Item 2300							
004.0004.2300							
SERV TO OTHER GOVERNMENTS	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00	70,000.00
Item 2333							
004.0004.2333							
FUEL FARM-OTHER GOVTS	739,446.00	739,446.00	1,065,000.00		995,000.00	995,000.00	995,000.00
Item 2401							
004.0004.2401							
FUEL FARM-OTHER GOVTS	707,750.00	707,750.00	1,065,000.00		995,000.00	995,000.00	995,000.00
Item 2650							
004.0004.2650							
*INTEREST ON EARNINGS	300.00	450.00	450.00	450.00	450.00	450.00	450.00
Item 2655							
004.0004.2655							
*SALES-SCRAP & EXCESS MATERIALS	0.00	0.00	500.00	0.00	0.00	0.00	0.00
Item 2822							
004.0004.2822							
*SALES OF EQUIPMENT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Item 3501							
004.0004.3501							
REVENUE FROM COUNTY ROAD	26,000.00	0.00	0.00	6,000.00	31,500.00	25,000.00	25,000.00
Total Fund 004							
<b>ROAD MACHINERY FUND</b>							
	(1,428,293.00)	(1,219,052.00)	(1,411,989.00)	(1,401,466.00)	(1,380,571.00)	(1,478,071.00)	(1,478,071.00)
<b>Fund 005</b>							
<b>ENTERPRISE FUND</b>							
Item 1650							
005.0005.1650							
NURSING HOME IGT REV	1,546,508.00	1,500,000.00	1,650,000.00	1,650,000.00	1,650,000.00	1,650,000.00	1,650,000.00
Item 1801							
005.0005.1801							
*MEDICAL ASSISTANCE	5,284,734.00	5,754,967.00	5,936,404.00	6,388,122.00	6,419,678.00	6,419,678.00	6,419,678.00
Item 1830							
005.0005.1830							
MEDICAL ASSISTANCE	5,284,734.00	5,754,967.00	5,936,404.00	6,388,122.00	6,419,678.00	6,419,678.00	6,419,678.00
Item 1870							
005.0005.1870							
PRIVATE PAY	1,171,650.00	878,738.00	895,163.00	911,568.00	1,218,761.00	1,218,761.00	1,218,761.00
Item 1870							
005.0005.1870							
MEDICARE	1,171,650.00	878,738.00	895,163.00	911,568.00	1,218,761.00	1,218,761.00	1,218,761.00

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<b>Fund 005</b>							
<b>ENTERPRISE FUND</b>							
<b>Item 1870</b>							
MEDICARE							
005.0005.1870	2,655,377.00	2,030,750.00	2,246,100.00	2,077,120.00	1,965,678.00	1,955,678.00	1,965,678.00
<b>Item 1880</b>							
MISC							
005.0005.1880	4,000.00	5,200.00	5,200.00	4,800.00	37,325.00	37,325.00	37,325.00
<b>Item 2401</b>							
MISC							
005.0005.2401	1,500.00	1,000.00	5,000.00	6,100.00	5,000.00	5,000.00	5,000.00
<b>Item 2402</b>							
MISC							
005.0005.2402	500.00	500.00	500.00	500.00	500.00	500.00	500.00
<b>Item 2410</b>							
MISC							
005.0005.2410	130,950.00	131,589.00	137,312.00	134,500.00	137,313.00	134,560.00	134,560.00
<b>Item 2701</b>							
MISC							
005.0005.2701	10,000.00	164,000.00	174,000.00	170,000.00	120,000.00	195,000.00	195,000.00
<b>Item 2770</b>							
MISC							
005.0005.2770	97,600.00	10,000.00	0.00	10,000.00	10,000.00	10,000.00	10,000.00
<b>Total Fund 005</b>							
<b>ENTERPRISE FUND</b>	(11,102,818.00)	(10,476,744.00)	(11,049,679.00)	(11,352,730.00)	(11,564,255.00)	(11,636,502.00)	(11,636,502.00)
<b>Fund 006</b>							
<b>Item 2222</b>							
MISC							
006.0006.2222.1710	427,884.00	519,444.00	588,825.00	625,117.00	623,454.00	623,454.00	623,454.00
<b>Item 2402</b>							
MISC							
006.0006.2402	1,061,678.00	1,232,293.00	559,397.00	583,734.00	338,853.00	338,853.00	338,853.00
<b>Item 2701</b>							
MISC							
006.0006.2701	25,000.00	1,000.00	1,000.00	500.00	1,000.00	1,000.00	1,000.00
<b>Item 2770</b>							
MISC							
006.0006.2770	13,000.00	13,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
<b>Total Fund 006</b>							
<b>ENTERPRISE FUND</b>	13,000.00	13,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00

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<b>Fund 006</b>							
<b>SELF INSURANCE FUND</b>							
Item 5031							
WORKERS COMPENSATION TRANSFER	0.00	0.00	700,554.00	676,217.00	763,861.00	763,861.00	763,861.00
<b>Total Fund 006</b>							
<b>SELF INSURANCE FUND</b>	(1,526,562.00)	(1,764,737.00)	(1,859,776.00)	(1,895,568.00)	(1,757,188.00)	(1,757,188.00)	(1,757,188.00)
<b>Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>							
Item 1140							
EMERGENCY TELEPHONE SYSTEM							
008.0008.1140	74,500.00	78,000.00	80,000.00	85,000.00	85,000.00	85,000.00	85,000.00
Item 2401							
*INTEREST ON EARNINGS							
008.0008.2401	3,500.00	1,000.00	500.00	450.00	2,500.00	2,500.00	2,500.00
Item 2410							
*RENTAL OF REAL PROPERTY							
008.0008.2410	17,500.00	17,879.00	17,879.00	18,757.00	18,757.00	18,757.00	18,757.00
Item 3021							
*RENTAL OF REAL PROPERTY							
008.0008.3021	34,704.00	32,328.00	18,148.00	15,765.00	11,646.00	11,646.00	11,648.00
Item 3021							
NYS CRT HOUSE MAINT. REIMBURS.							
008.0008.3021							
NYS COURT AID							
008.0008.3021							
<b>Total Fund 008</b>							
<b>DEBT SERVICE(LONG TERM)</b>	(130,284.00)	(125,207.00)	(116,527.00)	(119,970.00)	(117,905.00)	(117,905.00)	(117,905.00)
<b>Fund 014</b>							
<b>SPECIAL GRANT FUND</b>							
Item 2070							
*SPECIAL GRANT FUND							
014.0014.2070	331,762.00	304,214.00	335,432.00	334,695.00	303,255.00	303,255.00	303,255.00
Item 4791							
*CONT PRIV AGENCY FOR YOUTHS							
014.0014.4791	738,115.00	500,667.00	314,815.00	344,099.00	345,224.00	345,224.00	345,224.00
Item 4791							
WORKFORCE INVESTMENT ACT							
014.0014.4791							
WORKFORCE INVESTMENT ACT							
014.0014.4791							
<b>Total Fund 014</b>							
<b>SPECIAL GRANT FUND</b>	(1,069,877.00)	(804,881.00)	(650,247.00)	(678,794.00)	(648,479.00)	(648,479.00)	(648,479.00)
<b>Grand Total</b>	(96,699,826.00)	(54,955,331.00)	(57,031,522.00)	(57,455,138.00)	(59,574,407.00)	(60,128,519.00)	(60,128,519.00)

**2014 - SCHEDULE A - SUMMARY OF BUDGET BY FUNDS**

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
<b>APPROPRIATIONS</b>									
EXCLUDING INTERFUND	77,204,339	52,446,141	648,479		7,002,085	1,647,515	1,757,188	981,585	12,721,346
SOLID WASTE FUND	2,533,240			2,533,240					
INTERFUND TRANSFERS	49,050			49,050					
<b>TOTAL APPROPRIATIONS</b>	<b>79,786,629</b>	<b>52,446,141</b>	<b>648,479</b>	<b>2,582,290</b>	<b>7,002,085</b>	<b>1,647,515</b>	<b>1,757,188</b>	<b>981,585</b>	<b>12,721,346</b>
<b>REVENUES</b>									
EXCLUDING INTERFUND	60,079,469	37,825,352	648,479	2,582,290	4,033,682	1,478,071	1,757,188	117,905	11,636,502
INTERFUND TRANSFERS	49,050	49,050							
<b>TOTAL REVENUES</b>	<b>60,128,519</b>	<b>37,874,402</b>	<b>648,479</b>	<b>2,582,290</b>	<b>4,033,682</b>	<b>1,478,071</b>	<b>1,757,188</b>	<b>117,905</b>	<b>11,636,502</b>
AMOUNT FUNDED BY TAX LEVY	19,658,110	14,571,739	-	-	2,968,403	169,444	-	863,680	1,084,844
LESS NON LEVY CASH SURPLUS	100,000			100,000					
LESS CASH SURPLUS	2,756,844	1,527,000		-	85,000	35,000		25,000	1,084,844
LESS RETIREMENT RESERVE	450,000	450,000							
<b>LEVY FOR BUDGETARY PURPOSES</b>	<b>16,351,266</b>	<b>12,594,739</b>	<b>-</b>	<b>(100,000)</b>	<b>2,883,403</b>	<b>134,444</b>	<b>-</b>	<b>838,680</b>	<b>-</b>
PLUS ALLOWANCE FOR UNCOLLECTIBLE TAXES	90,100								
<b>TOTAL LEVY</b>	<b>16,441,366</b>								

**2014 - SCHEDULE B - SUMMARY OF APPROPRIATIONS - BY FUNDS**

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
GENERAL GOVT. SUPPORT	7,749,840	6,791,800			323,586		634,454		
EDUCATION	4,156,698	4,156,698							
PUBLIC SAFETY	9,959,223	9,959,223							
HEALTH	5,562,994	5,562,994							
TRANSPORTATION	8,356,195	30,181			6,678,499	1,647,515			
ECON. ASSISTANCE & OPPORT.	37,429,985	24,963,857	648,479						11,817,649
CULTURE & RECREATION	116,517	116,517							
HOME & COMM. SERVICES	864,871	864,871							
DEBT SERVICE	1,885,282							981,585	903,697
OTHER TRANSFERS	-	-		-					
OTHER	1,122,734						1,122,734		
SOLID WASTE	2,533,240			2,533,240					
<b>APPROPRIATIONS</b>	<b>79,737,579</b>	<b>52,446,141</b>	<b>648,479</b>	<b>2,533,240</b>	<b>7,002,085</b>	<b>1,647,515</b>	<b>1,757,188</b>	<b>981,585</b>	<b>12,721,346</b>
Plus Interfund Transfers	49,050			49,050					
<b>TOTAL ALL APPROPRIATIONS</b>	<b>79,786,629</b>	<b>52,446,141</b>	<b>648,479</b>	<b>2,582,290</b>	<b>7,002,085</b>	<b>1,647,515</b>	<b>1,757,188</b>	<b>981,585</b>	<b>12,721,346</b>

**2014 - SCHEDULE C - SUMMARY OF REVENUES - BY FUNDS**

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
REAL PROPERTY TAX ITEMS	1,419,388	1,419,388							
NON-PROPERTY TAXES	13,937,500	13,852,500						85,000	
DEPARTMENTAL INCOME	8,073,992	5,128,377		2,582,290		326,000			37,325
INTERGOVERNMENTAL CHARGES	2,083,547	283,447	648,479			1,151,621			
USE OF MONEY & PROPERTY	367,267	339,610		-	450	450		21,257	5,500
PERMITS, FINES & FORFEITURES	79,153	79,153							
SALE OF PROP. & OTHER COMP.	749,643	749,643							
OTHER	13,698,665	344,300			3,500		1,757,188		11,593,677
STATE AID	11,616,170	7,574,790			4,029,732			11,648	
FEDERAL AID	8,054,144	8,054,144							
<b>REVENUES</b>	<b>60,079,469</b>	<b>37,825,352</b>	<b>648,479</b>	<b>2,582,290</b>	<b>4,033,682</b>	<b>1,478,071</b>	<b>1,757,188</b>	<b>117,905</b>	<b>11,636,502</b>
Plus Interfund Transfers	49,050	49,050							
<b>TOTAL ALL REVENUES</b>	<b>60,128,519</b>	<b>37,874,402</b>	<b>648,479</b>	<b>2,582,290</b>	<b>4,033,682</b>	<b>1,478,071</b>	<b>1,757,188</b>	<b>117,905</b>	<b>11,636,502</b>

## 2014 Orleans County Capital Plan

Department			Cost	Revenue	Net County Cost
<b>Computer Services</b>					
Year	2014	Priority			
		1	NetworkSwitch Management Upgrade	\$ 14,500.00	\$ 14,500.00
		2	Fire Supression System	\$ 7,400.00	\$ 7,400.00
Subtotal			\$ 21,900.00	\$ -	\$ 21,900.00
<b>Sheriff</b>					
Year	2014	Priority			
Road Patrol		1	Fleet Maintenance	\$ 87,500.00	\$ 87,500.00
Jail		1	Video Visitation - Jail	\$ 5,000.00	\$ 5,000.00
Subtotal			\$ 92,500.00	\$ -	\$ 92,500.00
<b>Emergency Management</b>					
Year	2014	Priority			
		1	Text Paging System - I AM RESPONDING	\$ 30,000.00	\$ 30,000.00
Subtotal			\$ 30,000.00	\$ 30,000.00	\$ -
<b>Mental Health</b>					
Year	2014	Priority			
		1	Network Wiring	\$ 6,000.00	\$ 6,000.00
Subtotal			\$ 6,000.00	\$ -	\$ 6,000.00
<b>Highway</b>					
Year	2014	Priority			
		1	Rebuild and Resurface Roads	\$ 1,200,000	\$ 1,200,000
		1	True and Level, Patch and Seal County Roads	\$ 50,000	\$ 50,000
		1	Oak Orchard Creek Bridge - Lake Alice	\$ 1,497,628	\$ 1,422,747
		1	Hulberton Road Bridge	\$ 1,386,970	\$ 1,317,622
		1	Box Culvert Replacements	\$ 50,000	\$ 50,000
		1	Replace Paver - 5 Year Lease	\$ 80,000	\$ 80,000
Subtotal			\$ 4,539,598	\$ 3,946,869	\$ 592,729.00
<b>TOTALS</b>			<b>\$ 4,659,998</b>	<b>\$ 3,946,869</b>	<b>\$ 713,129</b>



**STATEMENT OF LONG TERM DEBT  
AS OF DECEMBER 2013**

<u>TYPE</u>	ISSUE DATE	MATURITY DATE	INTEREST RATE	OUTSTANDING DEBT	DUE PRINCIPAL	2014 INTEREST
SERIAL BONDS:						
<b>GENERAL FUND DEBT</b>			2.00 \$	1,855,000.00	\$ 360,000.00	\$ 53,150.02
PS SERIES B/FIRE TOWER	12/29/2010	4/1/2015	2.00 \$	325,000.00	\$ 160,000.00	\$ 5,106.26
COURTHOUSE SQUARE	12/29/2010	4/1/2020	2.00 \$	1,530,000.00	\$ 200,000.00	\$ 46,593.78
911/EMER MNGE RADIO	7/15/2007	1/15/2017	4.38 \$	225,000.00	\$ 55,000.00	\$ 10,056.26
OC CAP PROJECT RADIO	5/15/2013	11/1/2022	1.00 \$	3,600,000.00	\$ 350,000.00	\$ 73,229.07
<b>TOTAL</b>			<b>\$</b>	<b>5,680,000.00</b>	<b>\$ 765,000.00</b>	<b>\$ 134,985.37</b>
<b>LEASING - ENERGY PERFORMANCE</b>						
ENERGY PERFORMANCE CONTRACT				\$ 1,015,000.00	\$ 55,000.00	\$ 24,100.00
				<b>\$ 6,695,000.00</b>	<b>\$ 820,000.00</b>	<b>\$ 159,085.37</b>
<b>NURSING HOME</b>						
<b>SERIAL BONDS</b>						
<b>REFUNDED:</b>						
HOME RECONSTRUCTION	12/29/2010	4/1/2014	2.00 \$	145,000.00	\$ 145,000.00	\$ 1,450.00
HOME RECONSTRUCTION	4/15/2006	4/15/2026	4.125 \$	6,795,000.00	\$ 400,000.00	\$ 278,968.76
HOME RECONSTRUCTION	8/15/2007	4/15/2026	4.375 \$	775,000.00	\$ 45,000.00	\$ 33,278.13
<b>TOTAL SERIAL BOND</b>			<b>\$</b>	<b>7,715,000.00</b>	<b>\$ 590,000.00</b>	<b>\$ 313,696.89</b>
 <b>TOTAL ALL FUNDS</b>				<b>\$ 14,410,000.00</b>	<b>\$ 1,410,000.00</b>	<b>\$ 472,782.26</b>
	<b>BOND &amp; LEASING</b>					

Equalized Total Assessed Value 2,056,617,852

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
12100	NYS - GENERALLY	RPTL 406(1)	70	39,657,773	1.93
13100	CO - GENERALLY	RPTL 406(1)	17	8,189,900	0.40
13500	TOWN - GENERALLY	RPTL 406(1)	51	5,200,763	0.25
13510	TOWN - CEMETERY LAND	RPTL 446	44	1,419,216	0.07
13650	VG - GENERALLY	RPTL 406(1)	81	11,677,810	0.57
13660	VG - CEMETERY LAND	RPTL 446	3	541,600	0.03
13740	VG OS LIMITS - SEWER OR WATER	RPTL 406(3)	15	20,973,030	1.02
13742	VG OS LIMITS - SEWER OR WATER	RPTL 406(3)	6	3,511,464	0.17
13800	SCHOOL DISTRICT	RPTL 408	28	66,317,700	3.22
13810	SPEC DIST - DRAINAGE IMPROVEMENT	E C L 15-1909(4)	21	291,400	0.01
14100	USA - GENERALLY	RPTL 400(1)	8	13,566,400	0.66
18020	MUNICIPAL INDUSTRIAL DEV AGENCY	RPTL 412-a	56	20,143,441	0.98
18130	UDC OWNED HOUSING PROJECT	MCK UCON L 6272	2	1,969,041	0.10
21600	RES OF CLERGY - RELIG CORP OWNER	RPTL 462	12	1,092,100	0.05
25110	NONPROF CORP - RELIG(CONST PROT)	RPTL 420-a	110	22,704,222	1.10
25120	NONPROF CORP - EDUC(CONST PROT)	RPTL 420-a	8	2,620,800	0.13
25130	NONPROF CORP - CHAR (CONST PROT)	RPTL 420-a	10	2,979,800	0.14
25210	NONPROF CORP - HOSPITAL	RPTL 420-a	8	5,965,400	0.29
25500	NONPROF CORP - SPECIFIED USES	RPTL 420-b	28	3,981,596	0.19
26050	AGRICULTURAL SOCIETY	RPTL 450	1	527,200	0.03
26100	VETERANS ORGANIZATION	RPTL 452	10	1,233,500	0.06
26250	HISTORICAL SOCIETY	RPTL 444	6	550,300	0.03
26400	INC VOLUNTEER FIRE CO OR DEPT	RPTL 464(2)	24	3,022,896	0.15
27350	PRIVATELY OWNED CEMETERY LAND	RPTL 446	19	411,169	0.02
32301	NYS LAND TAXABLE FOR SCHOOL ONLY	RPTL 536	1	452,000	0.02
41101	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	7	18,700	0.00
41102	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	1	12,000	0.00
4111	VET PRO RATA: FULL VALUE ASSMT	RPTL 458(5)	1	16,950	0.00
41121	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	782	8,437,812	0.41
41122	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	145	1,519,229	0.07
41131	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	781	13,719,024	0.67
41132	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	123	2,174,762	0.11

Equalized Total Assessed Value 2,056,617,852

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
41141	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	293	6,097,026	0.30
41142	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	50	1,073,760	0.05
41151	COLD WAR VETERANS (10%)	RPTL 458-b	71	276,816	0.01
41152	COLD WAR VETERANS (10%)	RPTL 458-b	26	100,920	0.00
41171	COLD WAR VETERANS (DISABLED)	RPTL 458-b	2	40,000	0.00
41172	COLD WAR VETERANS (DISABLED)	RPTL 458-b	6	88,233	0.00
41300	PARAPLEGIC VETS	RPTL 458(3)	2	339,855	0.02
41400	CLERGY	RPTL 460	15	22,500	0.00
41700	AGRICULTURAL BUILDING	RPTL 483	109	13,304,349	0.65
41720	AGRICULTURAL DISTRICT	AG-MKTS L305	1,517	70,858,144	3.45
41730	AGRIC LAND/INDV NOT IN AG DIST	AG-MKTS L306	466	14,211,953	0.69
41750	AG LAND ELIGIBLE FOR AG ASSMT	AG-MKTS 305(7)	18	448,956	0.02
41800	PERSONS AGE 65 OR OVER	RPTL 467	91	2,586,908	0.13
41801	PERSONS AGE 65 OR OVER	RPTL 467	102	1,981,292	0.10
41802	PERSONS AGE 65 OR OVER	RPTL 467	133	3,105,153	0.15
41805	PERSONS AGE 65 OR OVER	RPTL 467	5	177,650	0.01
41932	DISABILITIES AND LIMITED INCOMES	RPTL 459-c	6	78,171	0.00
41965	HISTORIC PROPERTY	RPTL 444-a	6	232,440	0.01
41980	LOW OR MODERATE INCOME HOUSING	RPTL 421-c	3	1,806,000	0.09
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	27	351,221	0.02
42120	TEMPORARY GREENHOUSES	RPTL 483-c	5	67,386	0.00
42130	FARM OR FOOD PROCESSING LABOR CAMPS	RPTL 483-d	33	1,608,268	0.08
44212	HOME IMPROVEMENTS	RPTL 421-f	4	97,125	0.00
47460	FOREST LAND CERTD AFTER 8/74	RPTL 480-a	5	287,075	0.01
47610	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	11	282,193	0.01
47611	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	8	1,305,085	0.06
47615	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	6	543,420	0.03
47670	PROPERTY IMPRYMNT IN EMPIRE ZONE	RPTL 485-e	8	38,208,244	1.86
49500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	2	5,541	0.00

NYS - Real Property System  
County of Orleans

Assessor's Report - 2013 - Prior Year File  
S495 Exemption Impact Report County  
Summary

RPS22U/04/L001  
Date/Time - 11/8/2013 15:09:47  
Total Assessed Value  
2,052,280,862

Equalized Total Assessed Value 2,056,617,852

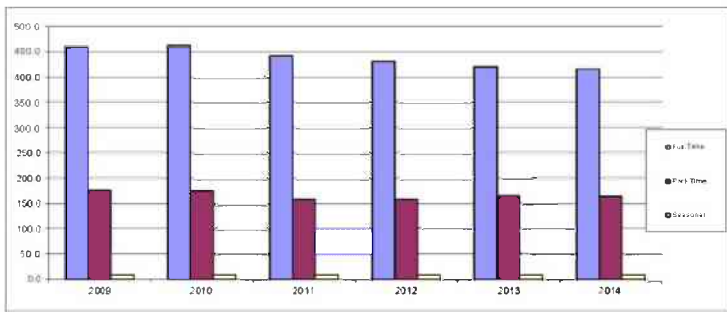
Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
50000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	48	2,158,351	0.10
Total Exemptions Exclusive of System Exemptions:					
			5,509	424,484,682	20.64
Total System Exemptions:					
			48	2,158,351	0.10
<b>Totals:</b>					
			5,557	426,643,033	20.74

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments in lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes: \_\_\_\_\_

Orleans County Position Count - 2014

DEPARTMENT	FULL-TIME						PART-TIME						SEASONAL					
	2009	2010	2011	2012	2013	2014	2009	2010	2011	2012	2013	2014	2009	2010	2011	2012	2013	2014
Legislative Board	7	7	7	7	7	7	0	0	0	0	0	0						
Chief Administrative Officer	2	2	2	2	2	2	0	0	0	0	0	0						
Clerk of Legislative Board	2	2	2	2	2	2	0	0	0	0	0	0						
District Attorney	4	4	4	5	5	5	3	3	3	2	2	2						
Public Defender	0	0	0	0	0	0	4	4	4	4	4	4						
Coroners	0	0	0	0	0	0	4	4	4	4	4	4						
County Treasurer	5	5	5	5	5	5	1	1	1	1	1	1						
Budget Office	0	0	0	0	0	0	2	2	2	2	2	2						
Real Property Tax Service	2	2	2	2	2	2	2	2	2	2	2	2						
County Clerk	12	12	11	11	11	12	0	0	0	2	2	3						
County Attorney	0	0	0	0	0	0	4	4	4	3	3	3						
Personnel & Self-Insurance	3	3	3	3	3	3	1	1	1	1	1	1						
Risk Management	0	0	0	0	0	0	1	1	1	1	1	1						
Board of Election	2	2	2	2	2	2	12	12	12	12	12	12						
Buildings & Grounds	16	16	15	15	15	14	1	1	0	0	0	0						
Computer Services	5	5	5	5	5	5	0	0	0	0	0	0						
Public Safety Comm. System	9	9	9	9	9	9	6	6	6	6	6	6						
Sheriff	32	33	33	32	32	31	8	8	8	8	8	8	9	9	9	9	9	9
Probation	14	14	14	15	14	14	0	0	0	0	0	0						
Jail	35	35	35	35	35	35	13	13	13	13	13	13						
Control of Dogs	1	1	1	1	1	1	2	2	2	2	2	2						
Emergency Management	2	3	3	3	2	2	9	8	8	8	8	8						
Public Health	35	35	22	22	21	21	6	6	3	4	4	5						
Mental Health Services	35	35	35	31	23	24	4	4	4	3	5	4						
Highway Administration	3	3	3	3	3	3	1	1	0	0	0	0						
Highway	14	14	14	13	13	13	0	0	0	0	0	0						
Highway Machine	3	3	3	3	3	3	0	0	0	0	0	0						
Fuel Farm	0	0	0	0	0	0	1	1	1	1	1	1						
Social Services	89	89	85	84	84	83	3	3	4	4	3	4						
County Nursing Home	102	102	100	100	101	98	72	72	59	59	64	64						
Job Development Agency	8	8	7	6	6	6	2	2	2	3	3	2						
Veterans	2	2	2	2	2	2	0	0	0	0	0	0						
Wrights & Meals/ies	1	1	1	1	1	1	0	0	0	0	0	0						
Office for the Aging	10	10	11	7	6	6	9	9	7	7	8	8						
Matias Park	0	0	0	0	0	0	1	1	1	1	1	1						
Youth Bureau	0	0	0	0	0	0	0	0	0	0	0	0						
Historian	0	0	0	0	0	0	1	1	1	1	1	1						
Planning & Development	3	3	3	2	2	2	1	1	0	1	1	1						
Oak Orchard Watershed	0	0	0	0	0	0	1	1	1	1	1	1						
Housing Assistance	2	2	2	2	2	2	0	0	1	1	1	1						
Crimo Victims	1	1	1	1	1	1	1	1	1	1	1	1						
Record Management	0	0	0	0	0	0	0	0	0	0	0	0						
<b>Totals</b>	<b>461</b>	<b>463</b>	<b>442</b>	<b>431</b>	<b>420</b>	<b>416</b>	<b>176</b>	<b>175</b>	<b>158</b>	<b>158</b>	<b>166</b>	<b>164</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>



Certification of the 2014 County Budget

I, Nadine P. Hanlon, Clerk of the Orleans County Legislature, hereby certify that in accordance with County Law Article 7 section 361 the budget is deemed to have been passed by the Orleans County Legislature, adoption effective December 20, 2013.

*Nadine P. Hanlon*

Nadine P. Hanlon, Clerk  
Orleans County Legislature

**A**

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# **PROCEEDINGS**

**of the**

**Orleans County Legislature**

**2014**







**PROCEEDINGS**  
**of the**  
**LEGISLATURE**  
**of**  
**ORLEANS COUNTY**

**2014**

Donald J. Allport  
E. John DeFilipps  
David B. Callard  
William H. Eick  
Lynne M. Johnson  
Fred Miller  
Kenneth DeRoller

Member at Large  
Member at Large  
Member at Large  
District No. 1  
District No. 2  
District No. 3  
District No. 4

David B. Callard  
Lynne M. Johnson  
Charles H. Nesbitt, Jr.  
Nadine P. Hanlon  
Onnalee C. O'Connor

Chairman  
Vice-Chairman  
Chief Administrative Officer  
Clerk of Legislature  
Deputy Clerk of the Legislature

By Order  
of the  
Legislature

COUNTY OF ORLEANS)

ss:

STATE OF NEW YORK)

I hereby certify that the following Proceedings of the Legislature of Orleans County by the authority of said Legislature are a true statement of the record of such proceedings as filed in this office.

Nadine P. Hanlon  
Clerk of the Legislature



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### **2014-2015 Orleans County Legislature**

**FRONT ROW:** Lynne M. Johnson, District 2; David B. Callard, Chairman, At Large - West; Nadine P. Hanlon, Clerk of the Legislature

**BACK ROW:** Charles H. Nesbitt, Jr., Chief Administrative Officer; Fred Miller, District 3; Donald J. Allport, At Large - Central; William H. Eick, District 1; E. John DeFilipps, At Large - East; Kenneth DeRoller, District 4; David C. Schubel, County Attorney

### ***County Officials of Orleans County for 2014***

Aging, Office for the, Director  
 Assistant Director  
 Budget Officer  
 Deputy Budget Officer  
 Chief Administrative Officer  
 Clerk of the Legislature  
 Deputy Clerk of the Legislature  
 Computer Services, Director  
 Coroner, Chief  
 Coroners  
  
 County Attorney  
 Assistant County Attorney

Melissa Blanar  
 Pam Canham  
 Charles H. Nesbitt Jr.  
 Susan M. Heard  
 Charles H. Nesbitt, Jr.  
 Nadine P. Hanlon  
 Onnalee C. O'Connor  
 Edwin L. Moss  
 Scott M. Schmidt, CFSP  
 Joseph T. Fuller  
 Charles Smith, RN  
 David C. Schubel  
 John C. Gavenda

County Clerk  
Deputy County Clerk  
Deputy County Clerk – DMV  
Development, Industrial/Economic  
District Attorney  
1<sup>st</sup> Assistant District Attorney  
2<sup>nd</sup> Assistant District Attorney  
3<sup>rd</sup> Assistant District Attorney  
Election Commissioners

Deputy Commissioners

Emergency Management, Director

Health, Director

Highway Superintendent

Deputy Highway Superintendent

Buildings and Grounds Assist. Super.

Historian

Housing Assistance, Director

Job Development, Director

Mental Health Services, Director

Nursing Home, Administrator

Personnel and Self Insurance, Director

Planning and Development, Director

Probation, Director

Public Defender

1<sup>st</sup> Assistant Public Defender

2<sup>nd</sup> Assistant Public Defender

3<sup>rd</sup> Assistant Public Defender

Real Property Tax, Director

Records Management Officer

Sheriff

Undersheriff

Chief Deputy

Jail Superintendent

Social Services, Commissioner

Tourism, Director

Treasurer

Deputy Treasurer

Veterans, Director

Weights and Measures, Director

Youth Bureau, Director

James D. Bell

Karen Lake-Maynard

Diane L. Shampine

Susan K. Rustay

James Whipple

Joseph V. Cardone

Susan Silleman

Katherine Kersch-Bogan

John Sansone

Dennis J. Piedimonte (R)

Janice Grabowski (D)

Clara Martin (R)

Eileen Aina (D)

Paul W. Wagner (Retired 7/18/14)

H. Dale Banker

Paul A. Pettit

Gerald R. Gray

Michael Cliff

James J. Noreck

C. W. Lattin (Retired 12/2014)

Sheila M. Allport

Carol N. Miller

Mark O'Brien

William Gillick

John C. Welch, Jr.

Wayne Hale, Jr. (Retired 12/2014)

Luci Taylor-Welch

Sanford A. Church

Patricia Pope

Dominic Saraceno

Nathan D. Pace

Dawn M. Allen

Charles H. Nesbitt, Jr.

Scott D. Hess

Steven D. Smith

Thomas L. Drennan

Scott Wilson

Thomas Kuryla

Wayne Hale, Jr. (Retired 12/2014)

Susan M. Heard

Roxie J. Basinait

Paul F. Fulcomer

Craig D. Lape

Jocelyn Sikorski

## **LEGISLATIVE STANDING COMMITTEES-2014**

### **LEGISLATIVE**

#### **Callard, Johnson**

Chief Administrative Officer  
Clerk of Legislature  
County Attorney  
Historian  
Emergency Management  
Employee Assistance Program  
Fire Advisory Board  
Off Track Betting  
Safety Committee

### **PUBLIC SAFETY**

#### **DeRoller, Johnson, Callard**

District Attorney  
Probation  
Public Defender  
Sheriff  
Courts  
Emergency Medical Services  
Stop DWI

### **HEALTH**

#### **Allport, DeFilipps, Callard**

Mental Health  
Nursing Home  
Public Health  
ARC

### **ELECTIONS**

#### **DeFilipps, Miller, Callard**

Board of Elections

### **EDA**

#### **DeFilipps, Callard**

### **LDC**

#### **Eick, Allport, Callard**

### **ADMINISTRATION & FINANCE**

#### **Johnson, DeRoller, Callard**

Budget Officer  
Computer Services  
County Clerk  
Personnel & Self-Insurance  
Records Management  
Real Property Tax Services  
Treasurer  
Education (Community Colleges,  
Medical Scholarship, Libraries)

### **HOME & COMMUNITY SERVICES**

#### **DeFilipps, Allport, Callard**

Planning & Development  
Soil and Water Conservation  
Solid Waste  
Tourism  
Cooperative Extension  
Gen/F. Lakes Regional Planning Council  
Go Art!  
Orleans Sportsman Federation  
Parks

### **ECONOMIC ASSISTANCE & OPPORTUNITY**

#### **Miller, Eick, Callard**

Housing - Section 8  
Job Development Agency  
Office for the Aging  
Social Services  
Veterans Service Agency  
Youth Board

### **HIGHWAY**

#### **Eick, Miller, Callard**

Buildings & Grounds  
Highway  
Weights & Measures  
Genesee Transportation Council  
RGRTA - Rochester Genesee Regional  
Transportation Authority

## **Organizational Meeting**

January 2, 2014

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The Clerk of the Legislature called the meeting to order at 4:30 p.m. The Pledge of Allegiance was led and Nadine Hanlon, Clerk of the Legislature, recited a prayer that was offered by the late Rev. Robert H. Mowatt at the January 5, 1984 Organizational meeting of the Orleans County Legislature. The Clerk called the roll and the following Legislators were present: Donald Allport, David Callard, E. John DeFilipps, Kenneth DeRoller, William Eick, Lynne Johnson, and Fred Miller.

The Clerk opened the floor for nominations for a temporary Chairman of the Legislature. Legislator Allport moved that Legislator Eick be the temporary Chairman. Legislator Johnson seconded the motion. The Clerk asked if there were any other nominations. With everyone in favor of the motion, this motion was carried.

Temporary Chairman Eick asked for nominations for Chairman. Legislator Johnson wished to nominate the re-appointment of Legislator Callard as Chairman; Legislator Allport seconded the motion. Temporary Chairman Eick called for any other nominations. With none being offered, Temporary Chairman asked for any discussion. Legislator Johnson raised the point that with our Legislature changing membership by 40%, stability is of great importance. She commends Legislator Callard on the job he has done to this point as Chairman. With there being no other nominations or further discussion, Temporary Chairman Eick called for a roll call vote: 7 ayes: Allport, Callard, DeFilipps, DeRoller, Eick, Johnson, and Miller; 0 nays; 0 absent. The motion for Legislator Callard to be Chairman of the Orleans County Legislature was carried.

Temporary Chairman Eick asked for nominations for Vice Chairman. Legislator DeRoller made a motion to nominate Legislator Lynne Johnson; seconded by Legislator DeFilipps. Legislator DeFilipps added that she has shown commitment in being part of the upgrades to the Radio Communications System and also being chairman of the Niagara Orleans Regional Alliance. Temporary Chairman Eick asked for any other nominations or discussions. Legislator DeRoller also added that Legislator Johnson also served as Chairman of the Administration and Finance committee and of the Emergency Management committee. He commended her for always following up on things. Temporary Chairman

Eick called for a roll call vote: 7 ayes: Allport, Callard, DeFilipps, DeRoller, Eick, Johnson, and Miller; 0 nays; 0 absent. The motion for Legislator Johnson to be Vice Chairman of the Orleans County Legislature was carried.

A brief recess was called for the swearing in of the Orleans County Legislature by Orleans County Clerk Karen Lake-Maynard. Karen Lake-Maynard asked everyone to rise and she performed their oaths of office and the official book was signed by the Legislators.

Temporary Chairman Eick turned over the meeting to the newly re-elected Chairman, Legislator Callard. Chairman Callard was escorted to the Chairman's chair. Chairman Callard thanked the Legislators for their support and stated that he is looking forward to working with each and every one of them. He feels that this group is an exciting dynamic group of diversified people. He expressed that he is looking forward to finishing up on the projects that are moving forward and initiating new projects, new directions, and look for a prosperous and happy 2014 and 2015.

The following resolutions were presented for adoption:

### **RESOLUTION NO. 1-114**

#### **APPOINTING CLERK OF THE LEGISLATURE**

RESOLVED, that Nadine P. Hanlon be appointed Clerk of the Legislature to serve during the pleasure of the Legislature, at grade 6 step 7 of the Management Salary Schedule.

Moved, Johnson; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 2-114**

#### **APPOINTING COUNTY ATTORNEY**

RESOLVED, that David C. Schubel be appointed County Attorney to act as the Attorney for the Orleans County Legislature, the County of Orleans, and the County Officers, for a term of two years with salary set at Grade 11, Step 9 of the Management Salary Schedule; and, that in addition thereto, the reasonable disbursements and expenses of the County

Attorney incurred in the conduct of County business shall be paid upon the usual monthly vouchers to be audited by this County Legislature.

Moved, Johnson; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 3-114**

#### **FIXING COMPENSATION OF LEGISLATORS**

RESOLVED, that pursuant to provisions of Section 200 of County Law, effective January 1, 2014, the compensation of each Legislator payable by the County of Orleans shall be an annual salary, with the Chairman's salary to be \$16,424, and each other member to receive \$10,948 in lieu of all other compensation for both meetings and committee work, payable in bi-weekly installments in the same manner as other county salaries are paid; and be it

FURTHER RESOLVED, that each Legislator shall also receive from the County, travel allowance and expenses in the performance of his duties in attending meetings, committee work and other duties committed to him, at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between his residence to the place of the performance of each duty; and be it

FURTHER RESOLVED, that in performing duties assigned or committed to him outside the County, each Legislator shall receive from the County his actual expenses and if he furnishes his personal automobile for such travel shall receive, therefore, mileage at the rate of 1 cent per mile less than the IRS rate in effect for each calendar year per mile for the miles actually traveled by the most usual route in going and returning between locations as defined by the Federal IRS Transportation Guidelines; such expenses and mileage shall be audited by the Legislature upon the usual voucher thereof, and paid as are other County charges; and be it

FURTHER RESOLVED, that each Legislator shall be entitled to fringe benefits as currently prescribed by the Management Compensation Plan; and be it

FURTHER RESOLVED, that Legislators are not allowed expenses for meals between Conference Sessions and Legislature Meetings.

Moved, Johnson; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 4-114**

#### **DESIGNATING NEWSPAPERS**

WHEREAS, the Republican members of this County Legislature have filed a certificate designating The Daily News to publish the Concurrent Resolutions for 2014 and 2015, the Tax Redemption Notices for 2014 and 2015; the Official Canvas for 2013 and 2014 and the Election Notices for 2014 and 2015, and

WHEREAS, the Democrat member of this County Legislature has filed a certificate designating The Journal Register to publish the Concurrent Resolutions for 2014 and 2015, the Tax Redemption Notices for 2014 and 2015; the Official Canvas for 2013 and 2014 and the Election Notices for 2014 and 2015; now, be it

RESOLVED, that the County Legislature approves of such designations and hereby designates the Daily News and The Journal Register to publish the Concurrent Resolutions for 2014 and 2015, the Tax Redemption Notices for 2014 and 2015; the Official Canvas for 2013 and 2014 and the Election Notices for 2014 and 2015.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 5-114**

#### **DESIGNATING MAJORITY AND MINORITY LEADERS OF THE LEGISLATURE**

RESOLVED, that William H. Eick is hereby designated by the Republicans as Majority Leader of the Legislature and that Fred Miller is hereby designated by the Democrats as Minority Leader of the Legislature.



Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard announced that our next meeting will be January 8, 2014 at 4:30 p.m. Chairman Callard announced that he will be distributing the Standing Committee Schedule upon today's adjournment.

Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:45 p.m.

## LEGISLATURE MEETING

January 8, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: A request to place a banner on the Courthouse lawn was requested by Sidney Beaty, Program Coordinator of the Village of Albion, January 9 through January 17, 2014 to advertise their Fire and Ice Festival on January 17<sup>th</sup> at Bullard Park. The board approved this request. Two certified resolutions from the Niagara County Legislature were received. A Resolution Requesting the State of New York Establish a Residency Requirement in Order to Receive Welfare Benefits and a Resolution Opposing the Use of the Niagara County Seal and the Seal of the Niagara County Sheriff's Office by the State of New York without the consent of the Niagara County Clerk, the Legislature, or the Sheriff's Office of the County of Niagara.

Chairman Callard called for open discussion as it relates to today's resolutions. Mattie Zarpentine, Holley, spoke regarding the NY SAFE ACT and voiced support of the resolution that is on today's agenda. She said the citizens must do their part and take this fight even further. She urged all Orleans County citizens to stand up and make their voices heard. Albany must know that we have had enough. She said that Governor Cuomo thought that issue would quietly subside and that the people would settle down and comply with yet another law chipping away at our rights. Ms. Zarpentine finished by stating that we all need to join together to preserve our constitutional rights for ourselves and our future generations.

Allen Lofthouse, Kendall, thanked the board for their support on Resolutions No. 9 and No. 11. Mr. Lofthouse questioned if in Resolution No. 13 for the secretarial services contract for the County Attorney includes an increase. It was confirmed to him that the increase is \$150. County Attorney Schubel added that the contract has been at the same cost for the past six years.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 6-114**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	6702-6821	\$103,695.60
Highway	288-293; 622-627	\$16,772.42
Nursing Home	1436-1442	\$32,393.63
Job Development	1391	\$46.84
Self Insurance	1048; 53175-53179; 53238	\$53,797.97

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to set the Legislature meeting schedule for 2014. She offered it amended to remove the months of May and September for holding one meeting a month, therefore having one meeting a month in June, July, August, and November due to the Thanksgiving holiday. All of the rest will have two meetings a month. Legislator Johnson moved the resolution as amended; second by Legislator DeRoller. The following resolution was adopted:

**RESOLUTION NO. 7-114**

**SETTING LEGISLATURE MEETING SCHEDULE FOR 2014**

RESOLVED, that the regular meetings of the Orleans County Legislature will be held on the second and fourth Wednesday of each month at 4:30 PM at the Orleans County Legislative Chambers with exceptions; and be it

FURTHER RESOLVED, that one regular meeting will be held in the months of June, July, and August on the fourth Wednesday of each month, therefore no meeting will be held on the second Wednesday of these months; and be it

FURTHER RESOLVED, that one regular meeting will be held in the month of November on the second Wednesday of the month, therefore no meeting will be held on the fourth Wednesday of this month; and be it

FURTHER RESOLVED, that the second meeting in the month of December will be held on Monday, December 22, 2014 at 4:30 p.m.; and be it

FURTHER RESOLVED, that Legislative workshops will be scheduled one hour prior to the scheduled conference session unless otherwise posted.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 1 nay, Miller; 0 absent.

### **RESOLUTION NO. 8-114**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 1-INTRO OF 2014 REGARDING SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled “A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM”; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 22<sup>nd</sup> day of January 2014 at 4:25 p.m. at the Orleans County Legislature, 3 South Main Street, Suite 2, Albion, New York.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved a resolution to support the NYSACC Western Region County Clerks who oppose use of individual county seals by New York State in its entirety; motion seconded by Legislator DeRoller with the emphasis on the SAFE ACT use. She said in summary that the State of New York has passed a gun control law, which we refer to as the NY SAFE ACT, and it clearly states that the enforcement is the responsibility of the NY State Police. They have indicated that they want to use our official seal and we are taking this stance denying this. Chairman Callard asked County Clerk Karen Lake-Maynard if she wished to comment. She shared her appreciation of the support of this and she added that seeing it is their rule then they should be responsible for the cost to enforce it. Legislator Allport also thanked Ms. Zarpentine and all others who are opposing this un-constitutional law called the SAFE ACT. He thinks it is critical that everyone understands, regardless of their attitude towards private ownership of guns, in that anytime that a right granted to us by our Bill of Rights is chipped away at, everyone loses a piece of freedom. Legislator Allport shared his appreciation to the committed fight in Ms. Zarpentine's organization to keep this alive and in the forefront. The following resolution was adopted:

### **RESOLUTION NO. 9-114**

**SUPPORTING THE NYSACC WESTERN REGION COUNTY CLERKS WHO OPPOSE USE OF INDIVIDUAL COUNTY SEALS BY NEW YORK STATE**

WHEREAS, the NY Safe Act signed by Governor Cuomo on January 15, 2013 amended various provisions of New York Law in relation to firearms, long guns, assault weapons, and ammunition; and

WHEREAS, the NY Safe Act clearly indicates that the

enforcement of NY Safe Act is the responsibility of the New York State Police; and

WHEREAS, New York State has indicated an interest in using the Seal of Counties along with the Seal of the State of New York on pistol permit recertification notices; and

WHEREAS, the NYSACC Western Region County Clerks representing Allegany, Chautauqua, Cattaraugus, Erie, Genesee, Niagara, Orleans and Wyoming Counties have voiced their strong objection to this request and suggestion by New York State; now, therefore be it

RESOLVED, that the Orleans County Legislature supports the NYSACC Western Region County Clerks representing Allegany, Chautauqua, Cattaraugus, Erie, Genesee, Niagara, Orleans and Wyoming Counties who deny the State of New York State Police permission to use the Name, Seal of the County, letterhead or address for purposes of correspondence with or notices to legal and registered gun owners regarding permit recertification or for any other purpose associated with the NYSafe Act; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby deny any agency of Orleans County government permission to use the Name, Seal of the County, letterhead or address for purposes of correspondence with or notices to legal and registered gun owners regarding permit recertification or for other purposes associated with implementation or exercise of the SAFE Act without the written consent of the Orleans County Clerk; and be it

FURTHER RESOLVED that the Clerk of the Legislature shall forward copies of this resolution to Governor Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, Superintendent Joseph D'Amico of the New York State Police, NYSAC, New York State Association of County Clerks Legislative Committee, the County Clerks representing the Western Region of New York, and all others deemed necessary and proper.

Moved Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 10-114**

### **APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Mental Health Department for the 2014 calendar year:

Community Action of Orleans and Genesee, 411 E State St, Albion, NY 14411 providing summertime services for youths referred or approved by the Department of Mental Health at a cost of \$5,000. County cost is \$0.

Genesee/Orleans Council on Alcoholism and Substance Abuse (GCASA), 430 E Main St, Batavia, NY 14020 providing substance abuse/dependency and prevention services, as well as gambling treatment services at a cost of \$321,327. County cost is \$35,167.

Genesee/Orleans Council on Alcoholism and Substance Abuse (GCASA), 430 E Main St, Batavia, NY 14020 providing chemical dependency services for inmates at the Orleans County Jail at a cost of \$6,000. County cost is \$6,000.

New York Care Coordination Program, Inc. (“NYCCP”), 1099 Jay St, Bldg J, Rochester, NY 14611 providing non-clinical consulting, management, and data analysis services to support the effort of behavioral health providers, consumers, and local governments to improve care and service outcomes for individuals diagnosed with serious mental illness, addictions, and co-occurring medical disorders. Health Homes of Upstate New York (HHUNY), on behalf of Huther Doyle Memorial Institute, Inc. will pay Orleans County Mental Health 94% of the monthly rate paid by the Department of Health.

Moved, Allport; second, DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 11-114**

### **OPPOSING THE EXPANSION OF CASINO LOCATIONS IN WESTERN NEW YORK**

WHEREAS, in September 1973, eleven western New York counties and 2 cities established the Western Regional Off-Track Betting Corporation, they being Cattaraugus, Chautauqua, Erie (and the City of Buffalo), Genesee, Livingston, Monroe (and the City of Rochester), Niagara, Orleans, Seneca, Steuben, and Wayne, as enabled by state law; and

WHEREAS, these municipal "stockholders" chose to exercise that local option to form such a corporation that dictated local control by those municipalities over such gaming activities in their respective communities; and

WHEREAS, the start-up costs of this enterprise were funded solely by these initiating counties from their own treasuries of taxpayer money and represented no state money nor allowed for any state sharing of this purely local venture; and

WHEREAS, since those eleven counties voted to form Western Regional Off-Track Betting Corporation, an additional four western New York counties have joined them (Wyoming, Schuyler, Oswego, and Cayuga) in the local control of such gaming activities that has since generated over \$215 Million in operating and surcharge revenues to the taxpayers of those participating municipalities; and

WHEREAS, now, the Seneca Nation has initiated a process to locate a full gaming Casino in the Town of Henrietta located in Monroe County; and

WHEREAS, the participating municipalities of Western OTB as its shareholders have a pro-rata financial interest in the \$69 million of net equity re-invested in its 30-plus corporately-owned branch facilities and the track and casino at Batavia Downs; and

WHEREAS, with the addition of another casino located in Western New York owned and operated by the Seneca Nation in the area will over saturate the regional gaming marketplace and cause financial distress with Western Regional Off Track Betting and to the 17 municipal stakeholders; and



WHEREAS, Batavia Downs Casino has proven to be a successful Public Benefit Corporation to Orleans County; be it

RESOLVED, that the Orleans County Legislature opposes the location of an additional Casino located in Monroe County owned and operated by the Seneca Nation; and be it

FURTHER RESOLVED, that each member of the New York State Legislature, the Governor of New York and the Orleans County Federal Delegation be urged to join this Board in the opposition of any new proposed casino in Western New York west of Route 14. Governor; and be it

FURTHER RESOLVED, that copies of this resolution shall be forwarded to Governor Cuomo, Senator Schumer, Senator Gillibrand, Congressman Collins, Senator Maziarz, Assemblyman Hawley, Assemblywoman Corwin, NYSAC and the Western New York OTB Board of Directors.

Moved, Johnson; second, DeRoller  
Adopted. 7 ayes; 0 nays; 0 absent.

### RESOLUTION NO. 12-114

#### AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$1,004,849.20	Harris Corporation PSPC	20% due at time of Infrastructure Hardware Factory Staging per Project Schedule
\$ 896.50	Shulman, Rogers, Gandal, Pordy & Ecker P.A	800MHz rebanding ~Legal Services through 11/30/13. Invoice 98617961

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize the secretarial services contract for the Orleans County Attorney; seconded by Legislator DeRoller. Legislator Johnson took a moment to thank County Attorney Schubel for his service to this board. She indicated that he has been extremely knowledgeable and helpful to her. She said that this Legislature appreciates him. Legislator DeRoller supported her comments. The following resolution was adopted:

**RESOLUTION NO. 13-114**

**AUTHORIZING EXECUTION OF SECRETARIAL SERVICES CONTRACT FOR ORLEANS COUNTY ATTORNEY**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a contract for Secretarial Services for the Orleans County Attorney, at a annual cost of \$18,500; said amount to be paid in equal monthly installments of \$1,541.66, upon the submission of a county voucher at the end of each month; agreement effective for the 2014 and 2015 calendar years.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 14-114**

**GRANTING COUNTY EXEMPTION ON VILLAGE SEWER AND WATER SYSTEMS**

RESOLVED, that all real property owned by the Villages of Holley, Albion, Medina, and Lyndonville located outside of their respective corporate limits and used as sewage disposal plants or systems, including necessary connections and appurtenances or used as a water plant, pumping station, water treatment plant, or reservoir, including necessary connections and appurtenances, shall be wholly exempt from County taxation for the year 2014 in accordance with the provisions of section 406 of the Real Property Tax Law.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 15-114**

**AUTHORIZING THE CONTINUATION OF THE CONTINUITY OF GOVERNMENT ADVISORY COMMITTEE FOR ORLEANS COUNTY**

WHEREAS, Resolution No. 323-808 authorized the establishment of a Continuity of Government Advisory Committee to create a Continuity of Operations Plan (COOP) to ensure the continued performance of essential functions and services when normal, standard operations become overwhelmed, regardless of the emergency; therefore be it

RESOLVED, that this Legislature re-authorizes the continuation of the Continuity of Government Advisory Committee as established and will be subject to reauthorization at the end of calendar year 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 16-114**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Daniel Gleason P.O. Box 7 Albion, New York 14411	Village of Albion	12-31-16
Clifford Thom, Sr. 125 Platt Street Albion, New York 14411	Village of Albion (Alternate)	12-31-16
Joseph Sidonio P.O. Box 273 Holley, New York 14470	Town of Murray	12-31-16

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Charles Felice 17140 Route 31 Holley, New York 14470	Town of Murray	12-31-16
Thomas Fenton 12411 Ridge Road Medina, New York 14103	Town of Ridgeway	12-31-16
Timothy Elliot 10381 Ridge Road Medina, New York 14103	Town of Ridgeway (Alternate)	12-31-16
Danny Woodward, Jr. 11 Garland Street Lyndonville, NY 14098	Village of Lyndonville	12-31-16

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Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 17-114**

AUTHORIZING COUNTY TREASURER TO MAKE YEAR END  
ADJUSTMENTS FOR YEAR ENDING DECEMBER 31, 2013

WHEREAS, the independent auditors have recommended that the County Treasurer request a “blanket resolution” to allow for any budget adjustments that may be required at year end; be it

RESOLVED, that this Legislature authorizes the Treasurer to make the necessary budget adjustment and inter-fund transfers, and furnish copy of said adjustment to the Clerk of the Legislature when completed.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 18-114**

AUTHORIZING THE TREASURER TO APPROVE REAL PROPERTY  
TAX REFUNDS

WHEREAS, the New York State Real Property Tax Law, Section 556, provides an administrative correction of error process to assist the

property owner in obtaining real property tax refunds caused by certain clerical errors, unlawful entries and errors in essential fact; and

WHEREAS, Real Property Tax Law, Section 554 provides that the tax levying body may delegate, by resolution on an annual basis, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law, Section 556; and

WHEREAS, the Administration and Finance Committee does recommend that the Treasurer be delegated to perform said duties; now therefore be it

RESOLVED, that the Orleans County Treasurer be and hereby is authorized and directed to carry out the requirements of Section 556 of the Real Property Tax Law, effective immediately where the Real Property Tax Director has recommended a refund and said refund is two-thousand five hundred dollars or less; and be it

FURTHER RESOLVED, that on the fifteenth day of each month, the Orleans County Treasurer shall submit a report to the Orleans County Legislature of the refunds processed during the preceding month containing the name of each recipient, the location of the property, the reason for the refund and the amount of refund and when no refunds are given no report will be issued.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Miller moved to approve renewal agreements with the Department of Social Services; second by Legislator Eick. Commissioner Tom Kuryla explained that these are all renewal agreements that we have had for several years. He reviewed each agreement. The first provides our Medicaid clients with personal assistance programs and sometimes nursing services. The William George Agency is an institutional foster care used for children who have substance abuse or behavioral issues that cannot be addressed in local foster homes. We contract with our Job Development agency for employment services for the public assistance clients and to assist them to get back to work and off the public assistance rolls. Commissioner Kuryla finished reviewing the last contract which is with the County Attorney's Office to provide two part-time attorneys

which one is assigned to public assistance and fair hearings, along with adult services. The other attorney handles petitions in family court with child welfare. These are all services that are mandated to provide and we feel these agencies do it well and that is why we are renewing these agreements concluded Commissioner Kuryla. The following resolution was adopted:

**RESOLUTION NO. 19-114**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Angels in Your Home, Hilton, NY for the provision of Consumer Directed Personal Assistance Program (CDPAP); to be effective January 1, 2014 through December 31, 2014 at rates set by NYS Department of Health. County cost is \$0.

The William George Agency, Freeville, NY for the provision of residential foster care services; to be effective September 1, 2013 through August 31, 2014 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Job Development Agency, Albion, NY for the provision of employment orientation, assessments, plans and services to Public Assistance clients; to be effective January 1, 2014 through December 31, 2014 at a cost of 303,255. County cost is \$91,332.

Orleans County Attorney, Medina, NY for the provision of 2 part-time attorneys assigned to Social Services; to be effective January 1, 2014 through December 31, 2014 at a cost of \$138,566. County cost is \$48,013.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 20-114**

### **AMENDING RULES OF PROCEDURE OF THE ORLEANS COUNTY LEGISLATURE**

RESOLVED, that section 13 of the Orleans County Legislature Rules of Procedure be amended as follows:

#### **EXECUTIVE SUCCESSION**

Legislator Lynne M. Johnson, District 2

Legislator William H. Eick, District 1

Legislator Donald J. Allport, At Large - Central

Legislator E. John DeFilipps, At Large - East

Legislator Kenneth DeRoller, District 4

Legislator Fred Miller, District 3

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to abolish, create, and fill positions at the DMV; second by Legislator DeRoller. Legislator Allport wanted to commend the DMV office for the business that they have built up to service our dealers in our county and surrounding counties who bring their work here due to the timeliness and efficiency our DMV office provides. Legislator Allport indicated it is a “Shining Star” in our county. Chairman Callard stated it is in deed. County Clerk Lake-Maynard was commended also for her leadership. The following resolution was adopted:

## **RESOLUTION NO. 21-114**

### **AUTHORIZING ABOLISHING, CREATING, AND FILLING OF POSITIONS IN THE MOTOR VEHICLE DEPARTMENT**

WHEREAS, it is important in servicing the public’s needs in the Department of Motor Vehicles in these challenging economic times; and

WHEREAS, servicing dealers vehicle registrations are an important segment of the County Clerk’s revenue at the Department of Motor Vehicles; therefore be it

RESOLVED, that this Legislature authorizes the abolishing of a full-time Motor Vehicle Application Examiner position (1410.7) in the Department of Motor Vehicles, effective January 9, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Dealer Services Specialist position in the Department of Motor Vehicles, effective January 9, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the vacant full-time Dealer Services Specialist position in the Motor Vehicle Office at Grade 9 of the CSEA Salary Schedule effective January 9, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Clerk Hanlon requested clarification on the approval of Resolution No. 7-114 concerning the December 22, 2014 date because the forth Wednesday to hold the second meeting in December falls on Christmas Eve. Legislator Johnson confirmed that the date of Monday, December 22, 2014 for our second December meeting is correct as stated in the resolution.

Chairman Callard opened the floor for generalized comments. Paul Lauricella, Yates, stated that he was not happy with the increase of his tax bill. He stated that he agreed with Legislator Allport's comment to cut 10% across the board with all agencies was a good one. He said that seeking new ways to tax people, like the comment Chairman Callard made in seeking all new ways to raise tax revenue. Mr. Lauricella suggested cutting government on the county level a little bit. From what he is seeing, he sees another year of government growth. He, along with others, is not happy with their taxes being raised every year. Chairman Callard commented that he didn't directly state that we should raise revenue with taxes. He also stated that we cut staffing by 10% during his chairmanship. Chairman Callard feels this is significant and is always looking at ways to reduce the size of government.

Mr. Lauricella said it was written on OrleansHub.com that Chairman Callard said he was finished with making cuts in staff and now looking at different ways to increase sales tax. Chairman Callard told Mr. Lauricella



that he miss read his thoughts that were printed on “The HUB”. Mr. Lauricella, as he stated at the last meeting, that \$174,000 was let go in sales tax that the EDA granted. Chairman Callard stated that he questioned that figure too and that an EDA representative is here today. This maybe an example of miss information, expressed the Chairman. Chairman Callard asked if Mr. Lauricella could be more specific. He said he was going by what Mr. Rivers wrote. He said it would not be miss information on his part, but what was in the paper. Chairman Callard asked if clarification is needed.

Gabrielle Barone, Vice President of Development at EDA, inquired if there is a project they need clarification with. Mr. Lauricella indicated it is the company that is moving from Medina into the old Chase building in Albion. Mr. Nesbitt spoke up informing them that it was sales tax exemption for CRFS. Mr. Nesbitt further stated to give away money assumes that you have it to begin with to give it away.

Ms. Barone explained that CRFS is dramatically growing the company. They are purchasing more equipment because of new hires. She indicated this is a very good thing. Over the years, the EDA has given them sales tax abatement, and recently gave them again, on purchases for their computers and software, and whatever else they need to purchase. No community money was given to them expressed Ms. Barone. Mr. Lauricella stated he did not say we gave it to them, but that the county allowed them not to pay it. Mr. Nesbitt said that Mr. Lauricella’s statement presumes that they would otherwise pay this but Mr. Nesbitt’s contention is that they would otherwise have paid it to the state taxes. Mr. Lauricella said then it would be a split where the county would get 4% and the state would get 4%. Mr. Nesbitt stated that the State of Texas would get 100% and we would get nothing if they relocated to Texas. Ms. Barone stated that Orleans County was competing to keep CRFS in New York State, specifically here in Orleans County. CRFS was considering two other locations with one being in Texas. They currently have a small site there but were being recruited for a much larger site. So we competed to where we were able to keep them here and are giving them tax abatement. Mr. Lauricella stated that he was not aware of a Texas site. Ms. Barone appreciated the time to offer clarification on discussion.

Legislator Johnson stated that she was glad the Mr. Lauricella brought this discussion up again so she could again commend the EDA for doing the

job that they do with a staff of three there. They go out and get businesses to not only stay here but relocate here is the life blood of this county, she expressed.

Chairman Callard stated that CRFS will be our largest employer in Orleans County. Legislator DeRoller felt it was important to state their employment numbers. Ms. Barone stated that she was aware that they were over 500 employees but probably up to 600 now. It was her understanding that when they made plans to move to the former Chase facility they were going to occupy only the second floor but now they intend to also occupy the first floor. This was something she didn't anticipate. When Washington Mutual occupied that building there were approximately 900 people in that building. Ms. Barone thinks maybe they are optimistic, but she is hoping that this local business woman who has grown her company will stay to grow her company here.

Allen Lofthouse, Kendall, stated that on January 15<sup>th</sup> at 9:00 a.m. at the Kendall Town Hall COIDA (County of Orleans Industrial Development Agency) will be holding a public hearing to discuss a deviation from their uniform tax exemption policy. This is for the Cottages at Troutburg in Kendall owned by the Wegman Group. He didn't know how many people will make the 9 a.m. meeting but he stated that it is quite a deviation from their standard policy. He said many people should be upset like he is which he knows there are. He said that the Town, School, and County should be upset about this too. It will screw up the town and school budgets. Mr. Lofthouse stated that people pat themselves on their backs for keeping all of this business here but what is happening is that public money is being given to private people. When are the taxpayers of Orleans County going to realize the fruits of the expense of labor of COIDA asked Mr. Lofthouse. He said his taxes are going up, his pockets are getting lighter and no pride of business people coupled with lack of conscious of COIDA result in the rap of the tax payer; public money for private enterprise. He finished in saying that it was thoroughly disgusting.

Gabriele Barone, commented that for approximately 40 years there was a camp at Troutburg. There was no tax revenue to the county, town, or school for well over 40 years. She further explained that approximately three years ago the Wegman Group came to them with an interest to develop at Troutburg. Ms. Barone stated that this public hearing is one of two that will be held. Another will be scheduled at a later time. The

abatement is for the property only, it is not on any structures. Mr. Lofthouse said that is wrong. Chairman Callard asked Ms. Barone to finish. Ms. Barone stated that the abatement is for the land. The new houses that are going to be built will have no abatement. This is approximately a \$30 million project in Orleans County. If it ends up being a \$20 million, we are only talking an amount of nearly \$200,000 that will be abated over a 10 year period. She said that those taxes would probably not be available anyway unless this project came along. So we are paying approximately 1% over 10 years. They are not getting any sales tax abatement, no assistance from the state, and they are self financed. Ms. Barone stated that public comment will be welcome and can comment accordingly. She said no one in the last 40 years has received any revenue from this property. It will be a seasonal property so that the families will not be sending students to the school district. She feels that the school district will be one of the chief beneficiaries as well.

With there being no further discussion, Legislator Allport moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:05 p.m.

## LEGISLATURE MEETING

January 22, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Johnson, the Clerk called the roll. All Legislators were present.

The Clerk did not have any communications to present. Legislator Johnson presented a proclamation to Cindy Perry, Orleans Community Health Partners, proclaiming February 7<sup>th</sup> National Wear Red Day in Orleans County. Legislator Johnson challenged Orleans County Employees to participate in our first annual GO RED DAY by paying a \$5 donation and wear red to raise funds for the American Heart Association for the awareness of cardiovascular diseases and stroke, which is the Number 1 and 4 causes of death in women in the United States, along with the number one cause of death in men. Legislator Johnson also announced that the court house cupola will be lit in red for this event.

Jack Welch, President of the Employee Assistance Committee (EAP), lead the following Employee of the Year presentation. He stated that the EAP Committee is tasked to recognize Employees of the Month. This is very important and a very special occasion when fellow county employees are recognized for not only their service to the citizens of the county but to recognize those individuals who go above and beyond their duty. The EAP Committee receives nominations from fellow employees and department directors and then the nominations are reviewed and discussed by the committee and a selection is made.

The following employees of the months for the past year were mentioned:

Thomas Ashbery (Computer Services), October 2012;  
Janet Cheverie (DSS), November 2012;  
Nadine Hanlon, (Clerk of the Legislator), December 2012;  
Sandra Pszyk, (Mental Health), January 2013;  
Troy Phillips, (Buildings and Grounds) February 2013;  
William Culverwell, (Buildings and Grounds) March 2013;  
Jeannine Larkin, (DSS), April 2013;  
Scott Wilson (Sheriff's Department), May 2013;  
Patrick McGurn (Computer Services), June 2013;  
Maria Garcia, (Mental Health), July 2013;  
Patricia Urquhart, (Mental Health), August 2013;

Ryan Woolston (Computer Services), September 2013;

Mr. Welch continued that from this pool of candidates, a separate committee reviewed the candidates' recommendation from the employee's department director. The committee looked for additional service that an employee has performed since the individual was recognized as an Employee of the Month. Then the Employee of the Year is selected.

Since the nomination, this employee has continued to be proactive in reducing the jail's operating cost by finding other sources of payments for medical expenses for all inmates. This employee was also able to improve the security and safety issues for staff and inmates by adding over four dozen video cameras to the facility with no county cost.

This year's Employee of the Year is Jail Superintendent, Scott Wilson.

In reviewing the candidates for employee of the year, another employee has continued to provide service to the citizens of Orleans County that is worthy of recognition. This employee was instrumental in coordinating the hugely successful "Family Game Night" that brought families out of their homes to learn what services Orleans County offers. Over 170 individuals attended this game night, which allowed families to "un-plug" and bond together.

This year's Employee of the Year is Clerk of the Legislature, Nadine Hanlon.

A round of applause was held for both employees' of the year.

Chairman Callard opened the floor for discussion as it related to the resolutions. Allen Lofthouse, Kendall, inquired about Resolution No. 31 asking if \$15,009.10 is per year. Mr. Nesbitt indicated that the \$15,099.10 is the total interest and is the total county cost for the entire contract. This purchase of the paver is being funded through CHIPS (Consolidated Highway Improvement Program) funding and we cannot pay interest through CHIPS funding. Mr. Nesbitt indicated that this lease has about a 2% interest rate.

Mr. Lofthouse also inquired of Resolution No. 37, asking what the Local Development Corporation (LDC) Board does. Mr. Nesbitt indicated that

COIDA and LDC are separate agencies therefore needs a board. Chairman Callard stated that the LDC keys in on small businesses and offers small business loans.

With there being no further inquires of today’s agenda, the following resolutions were presented for adoption:

**RESOLUTION NO. 22-114**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	6835-7030	\$682,502.03
Highway	294-300; 628-639	\$90,858.32
Nursing Home	1439-1451; 1454; 26643-26686	\$266,840.30
Job Development	1396-1399; 1402-1410	\$15,680.67
Self Insurance	10, 050, 491	\$9.65

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 23-114**

**APPROVING RENEWAL AGREEMENTS BETWEEN OFFICE FOR THE AGING AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Office for the Aging Department and the following agencies:

Orleans Community Health, Long Term Home Health Care Division, 200 Ohio St, Medina, NY 14105 for the Office for the Aging as a subcontractor to provide Meals on Wheels from January 1, 2014 through December 31, 2014 to home care clients with Medina Memorial Health Care System reimbursing Orleans County Office for the Aging \$6.50 per hot meal and \$9.25 for clients receiving hot and cold meals. Revenue source, County cost is \$0.

ARC of Orleans County, 122 Caroline St, Albion, NY 14411 to provide a renewal contract for the Nutrition Program; Contract effective January 1, 2014 through December 31, 2016 at a rate of \$10.18 per meal to a guaranteed cap of \$408,320 (or 40,000 meals). Reimbursement will be at a rate of \$2.86 per hot meal and \$2.29 per cold meal once guarantee rate is met. Rate changes for the years following 2013 will be adjusted upwards based upon the Consumer Price Index for all urban consumers as published by the US Department of Labor, Bureau of Labor Statistics for the Northeast Region.

Community Action of Orleans and Genesee County, Inc 409-411 E. State St, Albion, NY to provide transportation services for Orleans County residents age 60 and older from January 1, 2014 through December 31, 2014 at a cost of \$22,000. County cost \$2,559.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 24-114**

#### **APPROVING AGREEMENTS BETWEEN HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Health Department and the following agencies:

Elizabeth Pierce Olmstead, MD Center for the Visually Impaired, 1170 Main St, Buffalo, NY 14209 as an approved provider though the 3-5 program for the eligible children in Orleans County. Contract effective January 1, 2014 through December 31, 2016. Rates set by New York State Department of Health. Reimbursement from Medicaid and New York State Department of Health, and some third party insurances.

AMENDMENT TO RESOLUTION NO. 59-213:

New York State Department of Health, Bureau of Communicable Disease; ESP Corning Tower; Room 651, Albany, NY 12237, to provide funding for Rabies control in Orleans County. Contract # C-027937. Multi-year funding contract. Contract effective April 1, 2013 through March 31, 2017. Multi-year contract amount \$76,310. Annual contract amount; \$15,084. County cost \$0.

Monroe County Public Health, County Office Building, 111 Westfall Rd, P.O. Box 92832, Rochester, NY 14692, to provide forensic pathology services through the Monroe County Medical Examiner's Office to the Orleans County Health Department for the County Coroners. Contract effective January 1, 2014 through December 31, 2014. Contract cost \$28,382. Full County cost.

NYS Department of Health, Division of Family Health, Fiscal Unit, ESP Corning Tower, Rm 859, Albany, NY 12237-0657, to provide Migrant Health Services for the eligible residents of Orleans County. Contract effective April 1, 2013 through March 31, 2014. Contract amount \$53,515. Reimbursement from New York State Department of Health at 100%. County cost \$0. Contract#C023004.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to pay bills from the Capital Project Radio Account; second by Legislator DeRoller. Legislator Johnson announced that the tower is up at Emergency Management. Legislator Eick reported that two men were 180 feet up on the tower this morning before 9 a.m. in -3° weather. The following resolution was adopted:



**RESOLUTION NO. 25-114**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	Monthly Installment, January 2014 Inv. # P000000834
\$5,376.57	Orleans County Highway Dept.	Fiber Optic materials (grass seed, crusher run, tools)
\$6,833.21	Trott Communications Group	Conference Calls, Correspondence, Travel – Inv. 5071,5110,5134
\$1,001.00	Shulman, Rogers, Gandal, Pordy & Ecker, P. A.	800MHz rebanding ~Legal Services through 11/30/13. Inv. #98616100

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 26-114**

**APPROVING RE-APPOINTMENT TO THE EMPLOYEE ASSISTANCE PROGRAM COMMITTEE**

RESOLVED, that this Legislature authorizes the following re-appointment to the Employee Assistance Program Committee for the following term:

John C. Welch, Jr.      Personnel – Management      1/1/14-12/31/15

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 27-114**

### **APPROVING THE CEO/WIB AGREEMENT**

WHEREAS, the Workforce Investment Act requires that the Chief Elected Official and the Workforce Investment Board enter into an agreement, defining and delineating the functions, powers, duties, relationships, and procedures of the Consortium; and

WHEREAS, it is the desire of the Chief Elected Officials of Genesee, Livingston, Orleans, and Wyoming, on behalf of their counties to extend this agreement; therefore be it

RESOLVED, that this Legislature approves an agreement between the Chief Elected Officials and the GLOW Workforce Investment Board beginning on July 1, 2013 and running through June 30, 2016; and be it

FURTHER RESOLVED, that the Chairman of this Legislature be authorized to sign said agreement.

Moved, Miller; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 28-114**

### **APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

WHEREAS, the County of Orleans has appropriated the sum of \$6,647 as its share of the year 2014 operating funds of the Genesee Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000; now, therefore be it

RESOLVED, that the Orleans County Legislature hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 29-114**

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY [COIDA] FOR THE YEAR 2014**

WHEREAS, it is in the best interest of the County that the many advantages of Orleans County be publicized to those who may be interested in establishing, maintaining, or expanding business and industry in the County of Orleans, in order to create new jobs and keep a healthy economy; and

WHEREAS, equally as important, is the ability to retain within the county the jobs already located here; and

WHEREAS, among the most important tasks facing New York State are the need to increase jobs and encourage higher levels of private capital investment in business and industry, thereby improving the general prosperity and economic welfare of the people of New York State and its constituent municipalities; and

WHEREAS, the County recognizes that the Agency is a community-wide organization with the expertise and capacity to improve the general prosperity and economic welfare to the people of the County; and

WHEREAS, the purpose of this Agreement is to carry out in a legal and proper manner the provisions of Section 852 of the General Municipal Law of the State of New York, which section does authorize the County to appropriate funds for the purpose of encouraging industrial development within the County; and

WHEREAS, New York State Public Officers Law Section 18 states that a county legislative body may provide for the defense and indemnification of the officers and employees of a public entity and additional indemnification of said Agency may be contracted in return for services; and

WHEREAS, the County has, by Resolution adopted by the Orleans County Legislature, authorized the execution of this contract and the indemnification agreement herein between the County and the Agency; now, therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign an agreement with the County of Orleans Industrial Development Agency [COIDA] to provide the services as set forth in the agreement at an annual cost of \$150,000, to be paid in quarterly payments of \$37,500.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 30-114**

#### **APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Mental Health Department for the 2014 calendar year:

DocuTrac, Inc., 20140 Scholar Dr, Suite 218, Hagerstown, MD 21742 providing renewal for software maintenance and support for the QuikDoc Enterprise Edition, which is computer software utilized by the Department of Mental Health for the client electronic health record at a cost of \$5,754. County cost is \$403.

The Arc of Orleans County, 122 Caroline St, Albion, NY 14411 providing supportive employment services: vocational assessment, job readiness, and job coaching services at a cost of \$49,420. County cost is \$0.

The Arc of Orleans County, 122 Caroline St, Albion, NY 14411 providing services to the developmental disabilities population of Orleans County at a cost of \$234,025. County cost is \$39,831.

Susan Tillman, 14369 Ridge Rd West, Ste 2, Albion, NY 14411 providing assessment and treatment services to Orleans County Jail inmates at a cost of \$9,590. County cost is \$671.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 31-114**

**AUTHORIZING THE HIGHWAY DEPARTMENT TO PURCHASE A NEW CAT ASPHALT PAVER AND APPROVING AGREEMENT WITH CATERPILLAR FINANCIAL SERVICES CORPORATION**

RESOLVED, that this Legislature authorizes the Highway Superintendent to purchase a new 2013 CAT 10' Commercial Class Wheeled Asphalt Paver from Southworth-Milton CAT 4610 E. Saile Dr, Batavia NY 14020 in the amount of \$390,309.10 through the Federal Bid Contract #060311-CAT which will be purchased through Caterpillar Financial Services Corporation; and be it

FURTHER RESOLVED, that this Legislature approves an agreement between the Highway Department and Caterpillar Financial Services Corporation at 2120 W. End Avenue, Nashville, TN 37203-0001 for the purchase of a new 2013 CAT 10' Commercial Class Wheeled Asphalt Paver to be paid in five annual payments of \$78,061.62 and to be paid from Account #DM5130.270; County cost is \$15,009.10.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 32-114**

**AUTHORIZING THE HIGHWAY DEPARTMENT TO PURCHASE A  
NEW CAT HAULING TRACTOR**

RESOLVED, that this Legislature authorizes the Highway Superintendent to purchase a new CAT 2013 Hauling Tractor from Southworth-Milton CAT 4610 E. Saile Dr, Batavia NY 14020 in the amount of \$134,700 through the Federal Bid Contract #060311-CAT which will be purchased from Account #DM5130.270; with 100% reimbursement from Consolidated Highway Improvement Program (CHIPS) funds. County cost is \$0.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Miller moved to abolish a management position at the Department of Social Services; second by Legislator Eick. Legislator Johnson commended Commissioner Kuryla for the many positions he has been able to absorb. Well done in the department, expressed Legislator Johnson. Chairman Callard stated that he has done this while maintaining the same level of services. The following resolution was adopted:

**RESOLUTION NO. 33-114**

**AUTHORIZING ABOLISHING A POSITION IN DEPARTMENT OF  
SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby abolish the vacant part-time position of Staff Development Coordinator (6010.0601) in the Department of Social Services effective January 23, 2014.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

## RESOLUTION NO. 34-114

### APPROVING PAYMENT TO NEW YORK STATE ASSOCIATION OF COUNTIES (NYSAC) FOR GOVERNMENT CONSULTATION SERVICES

RESOLVED, that this Legislature hereby approves payment to NYSAC for Orleans County shared cost of government consultation in Albany, NY and Washington, D.C in the amount of \$5,672 for the 2014 calendar year for the provision of services to include: state budget advocacy, legislative advocacy, legal and technical assistance, training and educational programs, policy analysis, research, daily news clips, electronic newsletters, NYSAC news, and other programs and services of benefit to Orleans County.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to appoint members to the COIDA board; second by Legislator Miller. Chairman Callard explained that John DeFilipps and Ken DeRoller will serve as the Legislative representatives and Ken Rush will serve as an at-large representative. The following resolution was adopted:

## RESOLUTION NO. 35-114

### APPROVING APPOINTMENTS TO THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY (COIDA)

RESOLVED, that this Legislature approves the following appointments to the County of Orleans Industrial Development Agency:

Name:	Address:	Expiration
E. John DeFilipps	4726 South Manning Rd, Holley, NY	December 31, 2015
Kenneth DeRoller	2498 Kendall Rd, Kendall, NY	December 31, 2015
Kenneth Rush	1986 Main St, Waterport, NY	December 31, 2015

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 36-114**

**APPROVING APPOINTMENT TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointment to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Raymond Wenzel 15704 Carr Road Kent, NY 14477	Town of Kendall	12-31-16
Andrew Kludt 1155 Center Road Kendall, NY 14476	Town of Kendall (Alternate)	12-31-16
Martin Busch 600 Main Street Medina, NY 14103	Village of Medina	12-31-16
Wilson Southworth 117 Starling Drive Medina, NY 14103	Village of Medina (Alternate)	12-31-16
Gary Daum 1968 Marshall Road Lyndonville, NY 14098	Town of Yates	12-31-16
L. Stephen Freeman 11909 Lake Shore Road Lyndonville, NY 14098	Town of Yates (Alternate)	12-31-16

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 37-114**

**APPROVING APPOINTMENTS TO THE LOCAL DEVELOPMENT CORPORATION BOARD**

RESOLVED, that this Legislature approves the following appointments to the Local Development Corporation Board:



Name:	Address:	Expiration
William Eick	10471 Freeman Rd, Medina NY	December 31, 2015
Donald Allport	3008 Crandall Rd, Albion, NY	December 31, 2015

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 38-114**

#### **APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND BUILDINGS AND GROUNDS**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and Orleans County Building and Grounds, a division of the Highway Department, Albion, NY for the provision of Messenger and Custodial Services; to be effective January 1, 2014 through December 31, 2014 at a cost of \$53,532. County cost \$18,549.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to authorize a grant application to the New York State Department of Labor grant as presented today during conference session by Jack Welch, Director of Personnel and Self-Insurance; second by Legislator DeRoller. The following resolution was adopted:

### **RESOLUTION NO. 39-114**

#### **AUTHORIZING GRANT APPLICATION FOR NEW YORK STATE DEPARTMENT OF LABOR HAZARD ABATEMENT BOARD GRANT 2014-15**

WHEREAS, the New York State Department of Labor Hazard Abatement Board is providing opportunities to apply for grants that will help keep employees in compliance with OSHA or PESH requirements and help to reduce your Workers' Compensation claims and costs; be it

RESOLVED, that this Legislature authorizes the Orleans County Department of Personnel and Self Insurance to apply on the behalf of the Orleans County Self Insurance Plan to apply to the office of New York State Department of Labor Hazard Abatement Board Grant 2014-15. County cost \$0.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 40-114**

**AUTHORIZING SETTING UP RESERVE MONIES FOR THE ENERGY PERFORMANCE LEASE PAYMENT**

WHEREAS, the energy savings realized in 2013 on the Energy Performance contract were reserved at year end to be used towards the repayment of the Energy Performance lease borrowing; and

WHEREAS, the Treasurer has made the Lease payment, and now needs to set up the funds to balance the Debt service fund for this payment; therefore, be it

RESOLVED, that the County Treasurer is authorized to set up the funds as follows:

From:

Reserve for Debt	\$44,100
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To:

A9901.556	Transfer to Debt Service	\$44,100
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FURTHER RESOLVED, that the County Treasurer is authorized to set up monies in the Debt Service Fund, as follows:

From:

V5031	Revenue	\$44,100
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To:

V9710.610	Principal	\$20,000
V9710.701	Interest	\$24,100

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to extend the agreement with Doherty Communications for the Radio System project; second by Legislator DeRoller. Legislator DeRoller requested Mr. Nesbitt to provide a little background on this agreement including end date and thought process on this. Mr. Nesbitt explained that our previous Radio Systems Manager left the county for other employment. Mr. Doherty was a logical choice having already contracted for communication services with the county and having the expertise to move forward in managing the project. We engaged him by adding an addendum to the current county contract to carry us through the radio project. Once the project is complete a reevaluation of the level of service required of the position or the contract will be done. The end date is set for July 31, 2014. So subsequent to this date we expect a less expensive contract with a decreased need of effort on the part of Doherty Communications in order to keep us in good working order on the new radio system. Legislator DeRoller indicated he liked this approach. He inquired of Legislator Johnson when the new radio system will take over. Legislator Johnson called upon Paul Wagner, Director of Emergency Management, who indicated they anticipate April or May when they will be able to switch over. He added that will give them a few months to make sure the “bugs” are worked out. The following resolution was adopted:

#### **RESOLUTION NO. 41-114**

#### **APPROVING EXTENSION OF AGREEMENT WITH DOHERTY COMMUNICATIONS FOR THE RADIO SYSTEM MANAGEMENT PROJECT**

WHEREAS, this Legislature did, via Resolution No. 50-113, extend an existing Agreement between the Buildings and Grounds Division of the Orleans County Highway Department and Doherty Communications for maintenance of the County’s telecommunications infrastructure through January 31, 2015; and

WHEREAS, on that same resolution, this Legislature extended an amendment to that Agreement to cover the scope and terms for the Radio

System Management Project as detailed in Resolution No. 35-112, through January 31, 2014; now be it

RESOLVED, that this Legislature authorizes extension of that Radio System Management Project through July 31, 2014; all provisions of that agreement, including but not limited to the scope of work and terms of payment to remain the same; and not to exceed \$40,000 through the contract date, to be paid from A3640.452 - Personal Services Contracts in the Emergency Management budget; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this renewal subject to the review and approval of the County Attorney and the Chief Administrative Officer.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 42-114**

**APPROVING AGREEMENT BETWEEN HEALTH DEPARTMENT  
AND MARY JANET SAHUKAR**

WHEREAS, the newly created position of Director of Community Health Services has actively been open for recruitment but has not been filled; now be it

RESOLVED, that this Legislature approves an agreement between the Health Department and Mary Janet Sahukar, 213 North Main St., Albion, NY 14411 to act as the Director of Community Health Services to the Orleans County Health Department by supervising the nursing staff during the interim of filling the newly created Director of Community Health Services position and also to include training to the newly hired Director at a rate of \$53 per hour beginning February 1, 2014 and ending December 31, 2014. Reimbursement from State Aid.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 43-114**

**APPROVING AGREEMENT WITH ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND THE U.S. DEPARTMENT OF JUSTICE**

RESOLVED, that this Legislature approves the Federal Equitable Sharing Agreement between the District Attorney's Office and the U.S. Department of Justice effective January 1, 2014 through December 31, 2014 allowing receipt of seized funds on Federal forfeitures; and be it

FURTHER RESOLVED, that this Legislative body hereby authorizes the Chairman of the Legislature to execute this agreement as approved by the Orleans County Attorney.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 44-114**

**APPROVING RETAINER AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND AARON, DAUTCH, STERNBERG, LAWSON LAW FIRM**

RESOLVED, that this Legislature approves a retainer agreement between the Villages of Orleans Health and Rehabilitation Center and Aaron, Dautch, Sternberg, Lawson Law Firm in connection with efforts to secure collection of money due and owing to the Villages of Orleans Health and Rehabilitation Center with the term of fees set forth in the agreement effective through December 31, 2014.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 45-114**

**AWARDING BID AND APPROVING AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND INDOFF, INCORPORATED FOR WHITE COPY PAPER**

WHEREAS, advertisement for sealed bids for white copy paper occurred and three bids were publically opened on November 22, 2013; therefore be it

RESOLVED, that this Legislature awards a bid and approves an agreement between the County of Orleans and Indoff, Incorporated, 11257 Jamison Rd, East Aurora, NY 14052 to provide Navigator OFP1120 8.5” x 11” white copy paper, 20 lb, 92 bright, at a cost of \$31.79 per carton and shall include any all additional fees. Contract term will be for six (6) months with option to renew the contract for three (3) additional six (6) month periods with the written approval of the Chief Administrative Officer; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute this agreement subject to the review and approval by the County Attorney and the Chief Administrative Officer.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 46-114**

#### **APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE MANAGEMENT BOARD**

RESOLVED, that this Legislature confirms the Chairman of the Legislature’s appointment of the following Legislative representatives to the Fish and Wildlife Management Act Board, with their terms ending December 31, 2015:

E. John DeFilipps	Legislative Representative
Donald Allport	Alternate Legislative Representative

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 47-114**

#### **APPOINTING REPRESENTATIVES TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL**

RESOLVED, that this Legislature confirms the Chairman's appointment of Lynne M. Johnson, Orleans County Legislator as the Chairman's Alternate to the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2015; and be it

FURTHER RESOLVED, that this Legislature appoints Wayne Hale, Director of Planning, as an Orleans County representative on the Genesee Finger Lakes Regional Planning Council, for a two-year term ending December 31, 2015.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 48-114**

#### **APPOINTING MEMBERS TO THE GENESEE TRANSPORTATION COUNCIL**

RESOLVED, that the following members are appointed to the Genesee Transportation Council for a two-year term effective January 1, 2014 through December 31, 2015:

<u>Name</u>	<u>Representation</u>
David B. Callard	Legislature
Gerald Gray	Alternate
William Eick	Legislature
Wayne Hale, Jr.	Alternate

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 49-114**

#### **APPROVING APPOINTMENTS TO INTERCOUNTY ASSOCIATION OF WESTERN NEW YORK**

RESOLVED, that this Legislature appoints the following delegates and alternates to the InterCounty Association of Western New York to represent Orleans County:

<u>Name</u>	<u>Representation</u>
David B. Callard	Delegate
William Eick	Delegate
E. John DeFilipps	Delegate
Kenneth DeRoller	Alternate
Charles H. Nesbitt	Alternate
Nadine P. Hanlon	Alternate

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to appoint members to the Safety Committee; second by Legislator DeRoller. Legislator DeRoller inquired about the vacancy that exists on this board and inquired of Mr. Nesbitt of the plan to fill this. Mr. Nesbitt stated that training must be provided to an individual before duties are assumed. Our previous Safety Officer, Craig Lape, is still on the payroll therefore he can be called upon for his expertise if needed. Mr. Nesbitt concluded in saying that they plan to address this situation quickly. Legislator DeRoller appreciated the plan because he felt the Safety Officer is very important to the County. The following resolution was adopted:

### **RESOLUTION NO. 50-114**

#### **APPOINTING MEMBERS TO SAFETY COMMITTEE**

RESOLVED, that this Legislature appoints the following members to the Safety Committee for a two-year term beginning January 1, 2014 through December 31, 2015:

Edwin Moss	CSEA Union Representative
David B. Callard	Legislature Chairman
Lynne M. Johnson	Vice Chairman (Chairman's Designee)
Mike Christopher	OCSEA Union Representative
Erin Fuller	OCDSA Union Representative
<i>Vacant</i>	Safety Officer
Chuck Nesbitt	Chief Administrative Officer
Jim Noreck	Buildings and Grounds
Allison Schoolcraft	Nursing Home
Paul Wagner	Director of Emergency Management
Jack Welch	Director of Personnel and Self-Insurance



Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 51-114**

**APPROVING APPOINTMENT TO THE ORLEANS COUNTY JURY BOARD**

RESOLVED, that this Legislature approves the appointment of Fred Miller to a two-year term on the Orleans County Jury Board, effective January 1, 2014 through December 31, 2015.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 52-114** (Amended by Resolution No. 70-214)

**APPOINTING MEMBERS TO SOIL AND WATER DISTRICT BOARD**

RESOLVED, that this Legislature approves the following appointment to the Soil and Water District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
E. John DeFilipps	Legislature	1/1/2014-12/31/2015
William Eick	Legislature	1/1/2014-12/31/2015

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 53-114**

**APPOINTING REPRESENTATIVE TO THE ARC OF ORLEANS COUNTY BOARD OF DIRECTORS**

RESOLVED, that this Legislature approves the following Legislative representative to serve on the ARC of Orleans County Board of Directors representing the Orleans County Legislature:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
William Eick	Legislature	1/1/2014-12/31/2015

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard opened the floor to the Legislators or to the public for comment. With there being none, Chairman Callard called for a motion to adjourn. Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:03 p.m.

**LEGISLATURE MEETING**  
February 12, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Eick, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Traffic Diversion Program reported their Distribution of Revenue for the period October, 2013 through December, 2013. Oak Orchard Watershed Protection Alliance will hold their meeting this evening at 7 p.m. at the Orleans County Soil and Water Conservation District office. Genesee County Economic Development Center will hold their Annual Luncheon on March 7<sup>th</sup> at the Genesee Community College Forum at Noon. Save the date for March 15<sup>th</sup> for Farmer to Neighbor Night 2014 to be held at the White Birch Golf Course. The Albion Strawberry Festival Committee, under the authority of the Village of Albion, is requesting permission to hold its 28<sup>th</sup> annual festival on the Courthouse Lawn on June 13<sup>th</sup> and June 14<sup>th</sup>, 2014. Hours of operation will be 11 a.m. to 9 p.m. on Friday and 9 a.m. to 9 p.m. on Saturday. As in the past, the Courthouse grounds will be used for the same purposes which include arts and crafts and entertainment. The Board unanimously approved this request.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through the end of 2013. She requested the board to review the actual cash balance to previous years actual. Notes were provided next to certain lines so the new Legislators are aware of the reporting of sales tax, interest earned, and other items. She advised them that they will get used to the report as they move forward. The Treasurer's Office has collected \$5.6 million in tax money through January.

Chairman Callard called for open discussion as it related to the resolutions. Allen Lofthouse inquired of Resolution No. 55 asking for the value of this grant. He was informed that it is the \$2 million extension on the Interoperable Communications Grant for the radio project.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 54-214**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	7049-7252; 7269	\$469,704.53
Highway	301-310; 640-698	\$91,278.97
Nursing Home	1473; 1456-1468; 26687-26740	\$324,364.57
Job Development	1413-1419	\$2,079.12
Self Insurance	1051-1052	\$79.46

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 55-214**

**APPROVING EXTENSION OF FY12 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT**

WHEREAS, Resolution No. 212-613 approved the acceptance of funding in the amount of \$2,000,000 for the FY12 Statewide Interoperable Communications Grant (SI12-1016-D00) effective February 4, 2013 through February 3, 2014; be it

RESOLVED, that this Legislature approves the extension of this grant through February 3, 2015; and be it

FURTHER RESOLVED, that the Chairman is hereby authorized to e-sign all related documents associated with the extension of this grant (SI12-1016-D01).

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 56-214**

#### **APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Mental Health Department for the 2014 calendar year:

Regional Action Phone, Inc., P. O. Box 281, Batavia, NY 14021 providing mental health telephone referral and information services at a cost of \$8,000. County cost \$0.

EFP Rotenberg, LLP, 280 Kenneth Dr., Rochester, NY 14623 providing 2013 Consolidated Fiscal Report compliance review/audit at a cost of \$6,500. County cost \$455.

Coordinated Care Services, Inc., 1099 Jay St., Rochester, NY 14611 providing specialized financial management services and preparation and submission of CFR reports at a cost of \$26,000. County cost \$1,820.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 57-214**

#### **AUTHORIZING AMENDMENT TO GRANT FUNDS EXPENDED IN EMERGENCY MANAGEMENT**

WHEREAS, Resolution No. 441-1213 authorized the Director of Emergency Management to purchase portable radios and accessories from multiple State Homeland Security Grant Funds (SHSP) and Emergency Management Performance Grant Funds (EMPG) for a total of \$190,162.20; the balance of \$140,897.70 to be paid from Capital Project – Radio Project, H3097.250; and

WHEREAS, State Homeland Security Grant Funds from SHSP FY2011 has a reallocated balance of \$3,644.55 available to fully expend the grant; be it

RESOLVED, that this Legislature authorizes SHSP FY11 Grant Funds in the amended amount of \$65,304.80 to be applied towards the purchase of portable radios and accessories which will reduce the balance to be paid from Capital Project – Radio Project, H3097.250 to \$137,253.15; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up additional new monies in Emergency Management as follows:

Revenue

A4309.2011	State Homeland Security Program E.M.	\$3,644.55
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Appropriation

3640.486.2011	SHSP Grant FY2011	\$ 3,644.55
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Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 58-214**

**AUTHORIZING A PURCHASE FROM HEALTH DEPARTMENT  
BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for post exposure treatment to the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure treatments at an approximate cost of \$34,891.80 to be paid from the Health Department budget account 4010.409; and be it

FURTHER RESOLVED, that this Legislature allows the Health Department to make additional purchases of human rabies vaccine, when needed, up to the amount of \$70,880, as approved in the 2014 Orleans County Budget.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 59-214**

ADOPTING LOCAL LAW NO. 1 OF 2014, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, Local Law No. 1-Intro of the year 2014 was introduced at a regular meeting of the Orleans County Legislature held on January 8, 2014 and a Public Hearing was held on January 22, 2014, at which time all interested persons wishing to speak were heard; now be it

RESOLVED, that this Legislature enacts the following Local Law 1 of 2014:

COUNTY OF ORLEANS  
LOCAL LAW NO. 1 of 2014

A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, at an annualized salary as set forth below:

<u>Employee</u>	<u>Proposed</u>		<u>Annual</u>
	<u>1/1/2014- 6/30/2014</u>	<u>7/1/2014- 12/31/2014</u>	<u>Longevity Bonus</u>
Director of Personnel	71,757	72,475	
Highway Superintendent	75,863	76,622	*****\$1,725
Real Property Tax Director	67,874	68,553	
Sheriff	80,199	81,001	*\$200
Social Services Commissioner	80,199	81,001	
Coroners	1,801	1,819	

Plus \$100 per case

- \* Indicates 10 years of Service and at top of the grade
- \*\* Indicates 20-24 years of service
- \*\*\* Indicates 25-29 years of service
- \*\*\*\* Indicates 30-34 years of service
- \*\*\*\*\* Indicates 35 and over years of service

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, Johnson; second, DeRoller.

Roll Call. 7 ayes; Allport, Callard, DeFilipps, DeRoller, Eick, Johnson, Miller; 0 nays; 0 absent.

Adopted.

**RESOLUTION NO. 60-214**

**APPOINTING MEMBERS TO THE GLOW WORKFORCE INVESTMENT BOARD**

RESOLVED, that this Legislature endorses the Chairman’s recommendation of the new term of membership for George Lawson of Freeze Dry Foods who will be filling a Private Sector vacancy, replacing



Mike Dehn, for who will statutorily represent Orleans County on the Workforce Investment Board, with such term to commence immediately.

Moved, Miller; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 61-214**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/DISPATCH**

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant full-time Civilian Dispatcher position (3020.07) at Grade 4 of the Orleans County Law Enforcement Employees Association, effective March 23, 2014.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 62-214**

**APPROVING APPOINTMENTS TO THE COUNTY PLANNING BOARD**

RESOLVED, that this Legislature approves the following appointments to the Orleans County Planning Board:

<u>NAME /ADDRESS</u>	<u>REPRESENTS</u>	<u>EXPIRATION DATE</u>
Wesley Miller 4159 Oak Orchard Road Albion, New York 14411	Town of Barre (Alternate)	12-31-15
Marilyn Miller 2800 Transit Road Albion, New York 14411	Town of Gaines (Alternate)	12-31-15

Moved, DeFilipps; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 63-214**

### **APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Angels in Your Home, Hilton, NY for the provision of Personal Care Aide services to eligible Medicaid clients; to be effective January 1, 2014 through December 31, 2014 at rates set by NYS Department of Health. County cost \$0.

Orleans County Computer Services, Albion, NY for the provision of computer programming, maintenance, and consultation services; to be effective January 1, 2014 through December 31, 2014. County cost \$30,995.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 64-214**

### **APPROVING AGREEMENTS BETWEEN THE SHERIFF'S OFFICE AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements with the Sheriff's Office and the following agencies:

County of Wayne for the housing of Orleans County inmates in the Wayne County Jail at a cost of \$85 per inmate/per day, effective upon signature through December 31, 2014; and

County of Ontario for the housing of Orleans County inmates in the Ontario County Jail at a cost of \$85 per inmate/per day, effective upon signature through December 31, 2014; and

County of Genesee for the mutual housing of Orleans County inmates in the Genesee County Jail and the housing of Genesee County inmates in

the Orleans County Jail at a cost of \$75 per inmate/per day, effective January 1, 2014 through December 31, 2015; and

Barre Animal Hospital, 15445 East Lee Road, Holley, New York, and the Sheriff's Animal Control for emergency veterinary services effective January 1, 2014 through December 31, 2014, as per contracted cost schedule.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 65-214**

#### **APPROVING AGREEMENT WITH SOIL AND WATER CONSERVATION DISTRICT**

RESOLVED, that this Legislature authorizes the renewal agreement between the County of Orleans and the Orleans County Soil and Water Conservation District, Albion, NY, for the provision of services by "Soil and Water" for the calendar year 2014, at a cost of \$57,750 to be paid in quarterly payments of \$14,437.50.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 66-214**

#### **AUTHORIZING COUNTY TREASURER TO REALLOCATE CHIPS REVENUE FROM THE ROAD FUND TO THE MACHINE FUND AND SET UP NEW MACHINE FUND REVENUE**

WHEREAS, Consolidated Highway Improvement Program (CHIPS) funding is allowed to purchase equipment and the budget needs to be adjusted to reallocate the funds to cover the purchase of a paver, tractor, and trailer for the Machinery Fund; and unused rollover CHIPS funds are available to complete purchase; now be it

RESOLVED, this Legislature authorizes the County Treasurer to reallocate the CHIPS funding as follows:

Reduce

D5112.436	Road Materials	\$131,592
D3501.5112	CHIPS Revenue	\$131,592

Set Up

DM5130.270	Capital Equipment	\$131,592
DM3501	CHIPS Revenue	\$131,592

FURTHER RESOLVED, the Legislature authorizes the County Treasurer to set up new budget money in the Machine Fund for the rollover CHIPS funds as follows:

DM5130.270	Capital Equipment	\$56,170
DM3501	CHIPS Revenue	\$56,170

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 67-214**

**AUTHORIZING SETTING UP NEW MONIES IN THE PUBLIC HEALTH DEPARTMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department budget as a result of a grant from the National Association of County and City Health Officials as follows:

Revenue:

A4489	Bioterrorism Preparedness	\$3,500
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Appropriation:

A4010.434	Advertising	\$492
A4010.452	Personal Service Contracts	\$2,100
A4010.461	Postage	\$175
A4010.478	Health Promotion Supplies	\$733

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 68-214**

**AUTHORIZING SETTING UP NEW MONIES IN THE MENTAL HEALTH DEPARTMENT BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Mental Health Department budget to set up revenue and expenses for Federal Medicaid Salary Sharing monies received as follows:

Revenue:

A4490	Mental Health Federal	\$23,032
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Appropriation:

A4310.411	Supplies	\$21,032
A4310.446	Vehicle Maintenance	\$2,000

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 69-214**

**APPROVING AGREEMENT BETWEEN THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES AND ORLEANS COUNTY EMERGENCY MANAGEMENT**

WHEREAS, Resolution No. 358-1013 authorized the Emergency Management Office to apply for funding through the FY2013 Emergency Management Performance Grant (EMPG FY13) to support the Emergency Management Office and its programs, through readiness of personnel and administrative expenses that support improvement of readiness, response, and recovery activities for all hazards; now be it

RESOLVED, that this Legislature approves the grant agreement between Emergency Management and New York State Division of Homeland Security and Emergency Services in the amount of \$20,369 effective from October 1, 2013 through September 30, 2014; and authorizes the Chairman to e-sign all related documents associated with this grant.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 70-214**

**AMENDING RESOLUTION NO. 52-114 APPOINTING MEMBERS TO  
THE SOIL AND WATER DISTRICT BOARD**

WHEREAS, the by-laws of the Soil and Water District Board sets forth that each Legislator be appointed to serve a one year term on this board; now be it

RESOLVED, that this Legislature amends Resolution No. 52-114 to appoint E. John DeFilipps and William Eick to a one year term each, effective January 1, 2014 through December 31, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 71-214**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER**

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to temporarily fill a full time account clerk typist position, a critical position for the effective operation of the Nursing Home; therefore, be it

RESOLVED, that this Legislature does hereby abolish the full-time Account Clerk Typist position (6030.548) at the Villages of Orleans Health and Rehabilitation Center; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a temporary full-time Account Clerk Typist position (6030.548\*) at the Villages of Orleans Health and Rehabilitation Center; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created temporary vacant position effective February 13, 2014.

Moved, Allport; second, DeFilipps.

Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 72-214**

### **AUTHORIZING PAYMENT FROM THE PUBLIC HEALTH BUDGET**

RESOLVED, that this Legislature authorizes payment to the Western New York Health Alliance, Inc, 60 Dingens St, Buffalo, NY 14206 for Public Health's 2014 Membership which helps in collaboration with surrounding counties to effectively coordinate resources for improving the health status and safety of residents through public health surveillance, education prevention and intervention with payment of \$5,000 to be paid from Public Health budget account A4010.452 - Personal Service Contracts.

Moved, Allport; second, DeFilipps.

Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to authorize a payment from the Education Handicapped Children Budget; second by Legislator DeFilipps. Legislator Allport shared his viewpoints of (OMIG) Office of Medicaid Inspector General's extortion from County and Towns. He explained that this organization was set up mainly to recoup Medicaid money because the program has become so costly in New York State as a result of the poor management in Albany. Legislator Allport further expressed that they extort money from organizations claiming fraud occurred. In this particular payback, Legislator Allport feels it was for the failure to cross "T"'s and dot "I"'s in the paperwork submitted by a local not-for-profit. He expressed that the State has come after not-for-profits, such like our local ARC, which has cost them a lot of money in losses and possibly go out of business all in the name of fraud. It is not that they changed their programs or services they provide but they actually changed the forms to be submitted. Mr. Nesbitt added that we used an attorney to knock this from \$100,000 down to \$27,045. Legislator Allport described his visit to Albany as being President of the ARC board and indicated that

organizations spoke of what OMIG did to them, many horror stories were shared. The following resolution was adopted:

**RESOLUTION NO. 73-214**

**AUTHORIZING PAYMENT FROM THE EDUCATION  
HANDICAPPED CHILDREN BUDGET**

RESOLVED, that this Legislature authorizes payment to the New York State Department of Health, Medicaid Financial Management, GNARESP Corning Tower, Rm 2739, Albany, NY 12237 for repayment of \$27,045 as a result of an audit of services provided in 2011 of which funds will be recouped back from program providers. This repayment is to be paid from Education Handicapped Children budget account A2960.465.

Moved, Allport; second, DeFillips.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 74-214** (Amended by Resolution No. 138-414)

**APPOINTING MEMBERS TO THE EMERGENCY MEDICAL  
SERVICES COUNCIL**

RESOLVED, that this Legislature appoints the following members to the Emergency Medical Services Council, all terms expiring December 31, 2014:

Agency Voting Members

Albion Fire Department  
Barre Fire Department  
Carlton Fire Department  
Clarendon Fire Department  
East Shelby Fire Department  
Fancher-Hulberton-Murray Fire Dept.  
Holley Fire Department  
Kendall Fire Department  
Lyndonville Fire Department  
Medina Fire Department  
Ridgeway Fire Department

Name of Representative

Dan Gleason/Charles Prentice  
Patrick Lamka  
Justin Niederhofer  
Don Mosier  
Michael Fuller  
Debbie Fiorito  
Peter Hendrickson  
Suzanne Maslyn  
Bernie Helsdon  
Mike Maak  
Kristin McAdoo



Shelby Fire Department	John L. Miller
Volunteer Ambulance – COVA	Jason Spencer
Holley Volunteer Ambulance, Inc.	Richard Fiorito
Orleans County Health Department	Paul Pettit
Admin/Deleg. Medina Memorial Health Care	Mary C. Luckman
EMS Coord. / Director of EMO	Paul W. Wagner
Orleans County Sheriff	Scott Hess
Orleans County Dispatch	Allen Turner
Red Cross (Orleans Co. DAT Coordinator)	<i>vacant</i>
Mercy Flight of WNY	Lynn O'Donnell

NON-VOTING MEMBERS:

Orleans Co. Bd. of Legislators (Public Safety Committee)	Lynne Johnson
Orleans County Bar Association *	David Callard
Albion Police *	
Holley Police *	
Medina Police *	
New York State Police *	
Orleans County Dept. of Social Services	Thomas Kuryla
NYS Department of Health	James M. Mihalko
Orleans County Nursing Home	William Gillick
Orchard Manor Nursing Home *	
Medical Society / Physician	M. Kasaraneni, M.D.

- *New letters requesting representatives have been sent but no replies at this time.*

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 75-214**

**APPROVING APPOINTMENTS TO THE FIRE ADVISORY BOARD**

RESOLVED, that this Legislature approves the appointments to a term on the Orleans County Fire Advisory Board; effective January 1 through December 31, 2014, as follows:

<u>Name</u>	<u>Representation</u>
Jeremy Graham	Albion Fire Department

Jesse Babcock	Barre Fire Department
Andrew Niederhofer	Carlton Fire Department
Robert Freida	Clarendon Fire Department
Allen Turner	East Shelby Fire Department
Joseph Morlino	Fancher-Hulberton-Murray Fire Dept.
Peter Hendrickson	Holley Fire Department
Michael Schultz	Kendall Fire Department
Jason Gerety	Lyndonville Fire Department
Jonathan Higgins	Medina Fire Department
<i>Vacant</i>	Morton Fire Department
Francis Woodward	Ridgeway Fire Department
Andrew Benz	Shelby Fire Department

FURTHER RESOLVED that the following are approved as non-voting members of the Board:

<u>Name</u>	<u>Representation</u>
Paul W. Wagner	Orleans County Emergency Management
Francis Gaylord	Orleans #2 Deputy Coordinator
Martin Zwifka	Orleans #3 Deputy Coordinator
David Hydock	Orleans #4 Deputy Coordinator
David Clary	Orleans #5 Fire Investigator
Walter Batt	Orleans #6 Fire Investigator
David Knapp	Orleans #7 Fire Investigator
David Callard	Legislature Chairman
Lynne Johnson	Legislator
Scott Hess	Sheriff
Dan Hausman, FPS	Office of Fire Prevention & Control

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called for comments from the Legislators and the public. Legislator Allport wanted to thank the Conservative Party in Orleans County that recently passed a resolution opposing the NY SAFE Act. Legislator Allport stated that this is the first political party that he knows of that took action against this.

Legislator Johnson thanked Nadine, Onnalee, and April for organizing the National Wear Red Day event in our county on February 7<sup>th</sup>. The

Employees raised \$865 with these proceeds going to the American Heart Association for research. A \$50 dinner out gift certificate was won by our Asst Superintendent of Buildings and Grounds.

Legislator Johnson announced that our Legislature has decided to proceed with countywide rural broadband. A vertical asset inventory was completed last year by the three west towns in our county. We are asking the other seven town Supervisors to support us in getting the vertical asset inventory done in the central and east side of the county. We have gone to providers who indicated through state maps, that our county shows that we are 95% covered but found after doing the west side inventory that this number is very far off. An interim of gathering of information with the other Town Supervisors support will then allow us to present our project to other providers through an RFP. Legislator Johnson informed the board that most other towns have not renewed their contracts with Time Warner for the purpose in seeing what other options will be available to them. Chairman Callard will be presenting this topic at the next Supervisors/Legislators meeting.

Legislator DeRoller announced that Marisa Hanlon, who presented her Oratorical speech to this board on January 8<sup>th</sup>, was awarded a \$500 American Legion Scholarship at the Zone competition. He stated that she was the only one in this level that participated as a public student.

With there being no further comments made by our Legislators or from the floor, Legislator Johnson moved to enter into executive session at 4:52 p.m. per Open Meetings Law §105 (h) to discuss the proposed acquisition, sale or lease of real property, inviting Treasurer Heard into this executive session discussion; second by Legislator Allport. Motion Carried.

Legislator Allport moved to exit out of executive session and reconvene the regular meeting at 5:36 p.m.; second by Legislator DeFilippis. Motion Carried.

With there being no further discussion, Legislator Allport moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:36 p.m.

**LEGISLATURE MEETING**  
February 26, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present, with the exception of Legislator Eick.

The Clerk did not have any communications to present. A proclamation was presented by Legislator DeFilipps to Kelly Kiebala, Executive Director of the Genesee-Orleans Regional Arts Council celebrating March as Arts Awareness Month in Orleans County. Ms. Kiebala distributed the 16<sup>th</sup> Annual Arts Awareness Month calendar sharing upcoming cultural events throughout Genesee and Orleans counties.

Chairman Callard opened the floor for the discussion of resolutions. With there being no discussion, Legislator Allport moved to add two resolutions to the agenda; second by Legislator DeFilipps. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 76-214**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	7270-7389	\$379,345.75
Highway	No Claims	
Nursing Home	1476-1480; 26741-26776	\$192,853.78

Job Development	1422-1428	\$12,887.65
Self Insurance	53370-53373	\$4,265.30

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 77-214**

**AUTHORIZING EXECUTION OF SECRETARIAL SERVICES  
CONTRACT FOR ORLEANS COUNTY PUBLIC DEFENDER**

RESOLVED, that the Chairman of the Legislature is authorized to execute, on behalf of the County, a renewal contract for Secretarial Services with Church and Church Law Firm for the Orleans County Public Defender, at an annual cost of \$25,491; and said amount to be paid in quarterly installments of \$6,372.75, a 1% increase over 2013, upon submission of a county voucher at the end of each quarter; agreement effective for the 2014 and 2015 calendar years.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 78-214**

**APPROVING CELLULAR PHONE USE AGREEMENT FOR SHERIFF  
DEPARTMENT EMPLOYEE**

WHEREAS, the approved form of agreement for cellular phone use has been prepared by the Sheriff's Department, and has been reviewed by the appropriate Legislative Committee; be it

RESOLVED, that this Legislature approves the Cellular Phone Use Agreement for position number 3110.06 in the Sheriff's Department for use in investigations.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 79-214**

**APPROVING AGREEMENT BETWEEN THE SHERIFF’S OFFICE AND SOFTCODE, INC**

RESOLVED, that this Legislature approves an agreement between the Sheriff’s Office and Softcode, Inc., 33 Boston Post Rd W, Ste 360, Marlborough, MA 01752 for annual support of Civil Service version 4 software, commencing January 1, 2014 through December 31, 2016, at an annual cost of \$2,000 per year.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 80-214**

**RE-APPOINTING MEMBERS TO THE ORLEANS COUNTY BOARD OF ETHICS**

WHEREAS, this Legislature adopted Resolution No. 171-408 enacting Local Law 3 of 2008, Providing for a County Board of Ethics consisting of five members with staggered terms; and

RESOLVED, that this Legislature re-appoints the following members to the County Board of Ethics with the following term expiration:

Name:	Address:	Term expires:
Joseph Gehl	14487 Baker Rd, Kent, NY	12/31/2016
Benjamin Jones	127 Brown Street, Albion, NY	12/31/2016

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 81-214**

**APPROVING AGREEMENTS BETWEEN THE ORLEANS COUNTY HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following various agencies:

Erie County Public Health Lab, 503 Kensington Ave. Buffalo, NY 14214 to provide Lab services for the Public Health Nursing division and the Environmental Health water program. Contract option to renew for an additional year. Contract period January 1, 2014 through December 31, 2014. Reimbursement from NYS Water grant, fees and state aid. County cost \$0.

New York State Department of Health, Bureau of Early Intervention, ESP Corning Tower, Rm 287, Albany, NY 12237-0660, to provide monies for Early Intervention Administration. Contract period from October 1, 2013 through September 30, 2014. Contract #C027498. Contract amount \$29,985. Contract amount paid in full by NYS Department of Health. County cost \$0.

SUNY Cortland; Education Building, Rm 1105; P.O. Box 2000, Cortland, NY 13045-0900 to provide an association for the purpose of carrying out an Intern program for qualified students to intern within the Orleans County Public Health Departments programs. Contract period February 7, 2014 through December 31, 2018. County cost \$0.

Albion Water Treatment Plant, 961 Wilson Rd, Waterport, NY 14571 to provide water sampling services for the Environmental programs within the Orleans County Health Department. Contract period January 1, 2014 through December 31, 2015. Reimbursement from NYS Water grant, state aid, and private pay individuals. County cost \$0.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson presented the following resolution in its entirety offering an alternative to the property tax freeze; second by Legislator DeRoller. Legislator Johnson commended CAO Nesbitt for the leadership in getting this resolution moving forward in Orleans County. He realized it was being offered up by another state and re-worded it to make it our own. Chairman Callard requested that this resolution be seconded unanimously and the board adopted the following resolution:

## **RESOLUTION NO. 82-214**

### **RESOLUTION OFFERING AN ALTERNATIVE TO THE PROPERTY TAX FREEZE THAT WILL LEAD TO PERMANENT AND HISTORIC PROPERTY TAX REDUCTIONS BY ELIMINATING THE COST OF STATE MANDATED SPENDING IMPOSED ON COUNTY PROPERTY TAXPAYERS**

WHEREAS, the Governor and State Legislature have prioritized property tax relief as necessary to help improve New York's economic competitiveness especially in struggling upstate areas where the high property tax burden has contributed to a loss of economic opportunity, industrial and business decline, and flat or negative population growth over the last two decades; and

WHEREAS, the Governor has proposed a two year property tax freeze in these same economically burdened areas, that includes a state financed rebate for any increase in property taxes in municipalities that stay within the state imposed property tax cap over the next two years, while also pursuing shared services or consolidation of functions with other local governments in the second year; and

WHEREAS, the proposed property tax freeze would create a new layer of tax bureaucracy and procedures with unknown costs to the taxpayers, which have not been adequately analyzed, calculated, and publicly discussed; and

WHEREAS, county government has been a strong proponent of increasing cooperation, sharing services and consolidating major governmental functions across multiple jurisdictions as highlighted in the 2013 Cornell University study, "Shared Services in New York: A Reform That Works"; and

WHEREAS, recent law changes enacted by the Governor and State Legislature to cap the growth in county Medicaid costs and the creation of another pension tier will help reduce pressure on future county property tax levy growth, especially in 2020 and beyond; and



WHEREAS, county elected leaders strongly support meaningful state and county efforts to lower the property tax burden for homeowners and businesses across the state; and

WHEREAS, the levying of county property taxes is directly linked to state mandated spending as county governments act as the state's administrative arm through the delivery and financing of state programs; and

WHEREAS, county officials believe the best way to improve New York's economic climate and competitiveness is to reduce property taxes through fundamental reform of state mandates that directly impacts the causes of high property taxes and not simply the symptoms (not just slow the rate of growth); and

WHEREAS, recognizing the need for property tax relief and consistent with the call for realignment of responsibilities between governments, aligning the cost of the state's human services programs with the government obligated to provide them will result in a historic and sustainable reduction in county property taxes and a more appropriate and equitable distribution of the cost of the state's human services programs; and

WHEREAS, the cost of paying for the state Medicaid program in a typical county (outside of New York City) equals about one half of the county property tax levy; and

WHEREAS, the benefits, scope and ultimate cost of Medicaid has been set and controlled by the State for nearly 50 years, but not fully financed with state resources, therefore transferring a significant cost burden to local property tax payers that contributes greatly to the disparity between property taxes in New York State and those in other states; and

WHEREAS, New York City tax payers also dedicate a large amount of locally raised non-property taxes to support the State Medicaid program; now, therefore be it

RESOLVED, that counties find no quantifiable evidence that the property tax freeze would result in significant property tax relief, while a phased state takeover of the costs of its own mandated human services,

starting with Medicaid, would provide immediate, permanent and measurable property tax reduction; and be it

FURTHER RESOLVED, the state should also provide fiscal relief to New York City for a portion of the local taxes they commit to state mandated programs; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the sixty-two counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, the Clerk shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, Orleans County Towns and Villages, and all others deemed necessary and proper.

Moved, Johnson; second, unanimous second.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Chairman Callard asked if anyone wished to further comment on this. Legislator Allport thought it should be noted that Medicaid was first introduced by President Roosevelt during the height of the Depression. The American citizens at that time told government to stay out of the health care business. President Johnson, in the 1960's during his great society, was able to push Medicaid through. The Federal government soon realized that they could not fund Medicaid and pushed 50% of the cost down to the states. At this time 44 states kept the cost at the capitol while 6 states pushed the additional cost down to the counties. New York was the highest at 25% cost to the local tax payer and Tennessee was at 1%. Legislator Allport believes if Albany looks at the other 44 states, if it wants to resemble these states, they should start doing what these other states are doing such like North Carolina. They should keep these costs in Albany and control the program there rather than blaming the counties as being the culprits for their inabilities in running their finances.

## **RESOLUTION NO. 83-214**

APPROVING APPOINTMENT TO THE MENTAL HEALTH  
SUBCOMMITTEE

RESOLVED, that this Legislature approves the appointment of Carol Hunt to the Mental Health Subcommittee, to serve a four-year term to begin February 27, 2014 and ending February 26, 2018.

Moved, Allport; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 84-214** (Amended by Resolution No. 108-214)

**APPROVING AMENDED AGREEMENTS BETWEEN THE MENTAL HEALTH DEPARTMENT AND CERTAIN PROVIDERS**

WHEREAS, Resolution No. 454-1213 approved agreements with Tulio Ortega, MD and Patrick J. Stein, MD for psychiatrist services for the 2014 calendar year; now, be it

RESOLVED, that this Legislature approves the amended agreements as follows:

Tulio Ortega, MD, 2 Featherstone Court, Pittsford, NY 14534 providing services as Medical Director. Amendment increases provider services an additional seven hours per month at \$144 per hour, an increase of \$1,440 from March 1, 2014 to December 31, 2014.

Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, NY 14032 providing services as Staff Psychiatrist. Amendment increases provider services an additional 168 hours per year at \$160 per hour, an increase of \$26,880 from March 1, 2014 to December 31, 2014.

Moved, Allport; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 85-214**

**APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND HILLSIDE CHILDREN'S CENTER**

RESOLVED, that this Legislature approves an agreement between Mental Health and Hillside Children's Center, 24 Main St, Mt. Morris, NY 14510 providing customized services to children with mental and

emotional problems who are living in the community via the use of ICM wraparound funds from January 1, 2014 to December 31, 2014 at a cost of \$14,000. County cost \$0.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 86-214**

**AUTHORIZING PURCHASE OF A 2014 NEW AND UNUSED 35-TON LOWBOY TRAILER FROM THE HIGHWAY BUDGET**

RESOLVED, that this Legislature authorizes the Highway Superintendent to purchase a new 2014 XF-70-2 HDG-L Felling 35-ton Lowboy trailer in the amount of \$50,000 through the Federal Bid Contract #031711-FTS. The trailer will be purchased through Felling Trailers, Inc., 1525 Main St South, Sauk Centre, MN 56378. To be paid from Highway Account #DM5130.270; County cost \$0.

Moved, Miller; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 87-214**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 35,887.47	Harris Corporation PSPC	Inv. # P000000858 Monthly Installment, February 2014
\$ 449,891.00	Harris Corporation PSPC	Inv. # P000000871 Tower Steel for (3) Sites
\$ 20,665.00	Harris Corporation PSPC	PO 53850 Co. Matching Funds for EMPG 2012-Radio Purchase
\$ 20,369.00	Harris Corporation PSPC	PO 53850 Co. Matching

			Funds for EMPG 2013 – Radio Purchase
\$ 96,219.15	Harris Corporation	PSPC	PO 53850 Purchase of Portable Radios & additional supplies
\$ 1,256,061.50	Harris Corporation	PSPC	Inv. # P000000874 25% at time of Infrastructure Hardware Shipped and delivered
\$ 611.02	EF Johnson		Inv. 574550, Desk Mics
\$ 11,880.00	Madcomm		Inv. 544 Fiber Project
\$ 2,150.30	Info Advantage		Inv. 20140110 Jumpers & Cisco Adapters for 911 Interface
\$ 326.44	Graybar		Inv. 969907303 Duct Pulling Strand; Fiber Project
\$ 262.81	Graybar		Inv. 969948193 Buried Duct Couplers; Fiber Project
\$ 726.26	Graybar		Inv. 971072688 Radio System Project

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

#### **RESOLUTION NO. 88-214**

#### **AUTHORIZING THE PURCHASE OF SOFTWARE FROM THE COMPUTER SERVICES BUDGET**

RESOLVED, that this Legislature approves the purchase of Kaspersky antivirus and antispyware software license renewal for a three year protection program from CDWG, 230 N. Milwaukee Ave, Vernon Hills, IL 60061 at a cost of \$8,970 to be paid from Computer Services account A1680.418 – other contractual expenses.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Allport withdrew a resolution approving an agreement between the Villages of Orleans Health and Rehabilitation Center and Morrison Senior Living.

**RESOLUTION NO. 89-214**

APPROVING SUBMISSION OF THE ANNUAL PLAN UPDATE OF THE CHILD AND FAMILY SERVICES CONSOLIDATED SERVICE PLAN TO THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES ON BEHALF OF THE SOCIAL SERVICES

WHEREAS, New York State Office of Children and Family Services requires each local district to submit an Annual Plan Update describing and explaining all available services provided to the public and changes made since the last submission was made; and

WHEREAS, this present plan update provides explanatory procedures and policy to those within the realm of needing services and assistance for their families; be it

RESOLVED, that this Legislature does hereby approve the submission of the Annual Plan Update of the Children and Family Services Consolidated Services Plan as required to the State of New York.

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 90-214**

AUTHORIZING CONVEYANCE OF 134 LIBERTY STREET AND 136 LIBERTY STREET, TAX MAP NO. 73.6-7-80 AND 73.6-7-81, TO THE VILLAGE OF ALBION

WHEREAS, the real property commonly known as 134 and 136 Liberty Street in the Village of Albion, tax map parcel no. 73.6-7-80 and 73.6-7-81, was subject to a Supplemental In Rem Tax Foreclosure proceeding pursuant to Article 11 of the Real Property Tax Law in which a judgment was duly granted and entered; and

WHEREAS, County Resolution No. 383-1113 provides that parcels may be conveyed by the County to a municipality, EDA, or not-for-profit organization on such terms and conditions as the County by resolution may determine; and

WHEREAS, the Village of Albion has requested conveyance of the 134 and 136 Liberty Street properties for no consideration as part of the Village's development efforts and to enhance the vicinity in the business/governmental area; and

WHEREAS, wood frame residential buildings and wood frame sheds are situate on the properties which have been vacant and abandoned for many years, have been vandalized and are in a state of grave repair; and

WHEREAS, a pre-demolition asbestos materials survey of the buildings was conducted which discloses asbestos containing materials throughout; and

WHEREAS, project estimates have been obtained from two licensed asbestos contractors to perform a controlled demolition with asbestos in place and it appears that a total project budget for controlled demolition, fees and disbursements will be in the amount of \$64,975; and

WHEREAS, the Village of Albion has expressed a willingness to proceed with the controlled demolition at its sole cost and expense; and

WHEREAS, this Legislature recognizes and determines that the conveyance of the properties to the Village of Albion serves the best interests of the County of Orleans by assisting the Village of Albion to foster development within the Village which in turn benefits the County; now, therefore be it

RESOLVED, that this Legislature directs cancellation of any unpaid taxes and relieved Village and School taxes with respect to said tax map parcel no. 73.6-7-80 and 73.6-7-81 with the exception of the 2014 County/Town tax and the relieved 2013/2014 Village tax and the 2013/2014 School tax for which the Village will be responsible, with no chargebacks of the unpaid taxes to the taxing entities; and be it

FURTHER RESOLVED, that the County, by either the Orleans County Treasurer or the Legislature Chairman, is authorized to execute a deed and other related documents conveying all of the County's right, title and interest in and to said parcels to the Village of Albion; and be it

FURTHER RESOLVED, that this resolution approving transfer of the property is contingent upon approval of the Albion Village Board; and be it

FURTHER RESOLVED, that conveyance of title by the County as contemplated by this resolution is subject to a satisfactory agreement with the Village to conduct a controlled demolition with asbestos in place of the buildings and sheds on the properties at the sole cost and expense of the Village of Albion.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson moved to approve an agreement with BP Greene and authorize transfer of funds into the Planning budget; second by Legislator DeRoller. Legislator Johnson expressed that there was the largest turn out ever, representatives from all ten towns and a school district, for the Supervisors/Legislators meeting last evening. The topic of discussion was concerning countywide rural broadband and the fact that Orleans County is supporting the mapping of the vertical assets. The towns were unanimously in support in providing the labor to do this mapping so this project is finally underway. The following resolution was adopted:

**RESOLUTION NO. 91-214**

**APPROVING AGREEMENT WITH THE COUNTY OF ORLEANS  
AND BP GREENE AND AUTHORIZING TREASURER TO  
TRANSFER FUNDS INTO THE PLANNING BUDGET**

RESOLVED, that this Legislature approves an agreement between the County of Orleans and BP Greene, 17050 LaDue Rd, Ste 200, Holley, NY 14470 for the purpose of a countywide rural broadband study, in the amount not to exceed \$27,980 with such work to be completed and paid from Planning account A8020.418 - Other Contractual Expenses; and be it



FURTHER RESOLVED, that the County Treasurer is authorized to transfer funds into the Planning budget as follows:

From:		
A1990.435	Contingency	\$30,000
Appropriation:		
A8020.418	Other Contractual Expenses	\$30,000

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 92-214**

#### **APPROVING APPOINTMENT TO THE COMMUNITY SERVICES BOARD**

RESOLVED, that this Legislature approves the appointment of William Murphy to the Community Services Board, to serve a four-year term to begin February 27, 2014 and ending February 26, 2018.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Chairman Callard asked if anyone had any old business. Legislator Johnson reported that Chairman Callard and she attended the Niagara Falls Air Force Base Stakeholders Meeting. She reported that the economic impact of the possibility of losing this base is over \$1.5 million per year to Orleans County residents based on the number of residents that commute there to work. This justifies us in being a stakeholder and in joining forces with Niagara County to save this air base.

Legislator Johnson also reported that Chairman Callard, Legislator DeRoller and she attended a Niagara County recognition award ceremony where Niagara County Sheriff's Department recognized school aged children for doing the right thing. She explained that four times a year they recognize youth that do extraordinary things like calling 911 when a family member needs help, raising funds for specific causes, i.e. Toys for Tots, and much more. She stated that Orleans County is looking to implement a program just like this because it is very important that our

Sheriff's Department becomes a very positive force in our young people's lives.

Chairman Callard requested any further comments from the public. With there being no further comments or discussion, Legislator Allport moved to adjourn; second by Legislator DeFilipps. Meeting adjourned at 4:51 p.m.

## LEGISLATURE MEETING

March 14, 2014

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Chairman Callard called the meeting to order at 10:30 a.m. and indicated it will be an abbreviated meeting. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislator Allport.

The Clerk presented the following communications: Two letters were received from Ronald Arndt and Beverly Daubney, both Kendall residents (who corresponded with Senator Maziarz and Assemblyman Hawley), concerning the current conditions of the Lake Ontario State Parkway and are unhappy with the lack of bridge and road maintenance. The Orleans County Youth Bureau is calling for nominations for youth recognition awards, Helen R. Brinsmaid Award, and the Eileen Heye Adult Volunteer Recognition Award. These are due by March 26, 2014. InterCounty Association of Western New York meeting will be hosted by Cattaraugus County at the Dresser-Rand Challenger Learning Center of the Twin Tier Region in Allegany, NY. This is scheduled for next Friday, March 21, 2014 at 9:30 a.m.

Chairman Callard recognized Judy Vasquez, a Department of Social Services Employee, who has served 40 dedicated years of service to Orleans County. Legislator Miller, Chairman of the Economic Assistance & Opportunity Committee read her special recognition. Chairman Callard and Legislator Miller will present her achievement to her at a later time.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through February, 2014. She indicated that tax money has been received but no levy payments have been made to any funds. This is the highest cash total on hand for February since 2007.

Chairman Callard called for the presentation of the resolutions and he requested that a resolution be moved to adopt the resolutions as a whole with the exception of three that warrant addition discussion, these include:

- ENDORSING THE 2013 AVIATION CAPITAL GRANT PROGRAM APPLICATION
- RESOLUTION CALLING ON NEW YORK STATE LEGISLATURE TO REJECT GOVERNOR CUOMO'S PLANS

TO REWARD PRISON INMATES BY PROVIDING THEM WITH COLLEGE EDUCATIONS AT TAXPAYER EXPENSE

- SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 2-INTRO OF 2014 AUTHORIZING THE USE OF BEST VALUE FOR AWARDING PURCHASE CONTRACTS

Legislator Johnson moved to adopt Resolution No’s 93-314 through 108-314; seconded by Legislator Eick. The following resolutions were adopted:

**RESOLUTION NO. 93-314**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	7401-7555	\$486,580.46
Highway	311-320; 699-733	\$377,904.25
Nursing Home	1481-1486; 1489; 26777-26821	\$167,941.55
Job Development	1431-1441	\$10,343.85
Self Insurance	1053, 53430-53431; 53491	\$4,777.82

**RESOLUTION NO. 94-314**

**APPROVING AGREEMENT WITH ORLEANS COUNTY CORNELL COOPERATIVE EXTENSION**

RESOLVED, that this Legislature approves the agreement between the County of Orleans and the Orleans County Cornell Cooperative Extension, which authorizes the payment of the sum of \$219,150 for the calendar year 2014, to Cornell Cooperative Extension, such payments to be made by the County in quarterly payments of \$54,787.50.

**RESOLUTION NO. 95-314**

**APPROVING AGREEMENT WITH MERCY FLIGHT**

RESOLVED, that this Legislature approves an agreement with Mercy Flight, Inc. for the provision of necessary air medical transfers; Orleans County to pay \$5,000 for the 2014 calendar year; no increase from 2013.

**RESOLUTION NO. 96-314**

**APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND HILLSIDE CHILDREN'S CENTER**

RESOLVED, that this Legislature approves an agreement between Mental Health and Hillside Children's Center, 24 Main Street, Mt. Morris, NY 14510 providing a program of family resiliency as a community support service for individuals with mental and emotional problems who are living in the community, from January 1, 2014 through December 31, 2014 at a cost of \$79,111. County cost \$0.

**RESOLUTION NO. 97-314**

**APPROVING APPOINTMENTS TO THE FISH AND WILDLIFE MANAGEMENT BOARD**

RESOLVED, that this Legislature confirms the Chairman of the Legislature's appointment of the following Sportsman representatives to the Fish and Wildlife Management Act Board, all terms ending December 31, 2015:

Neil Newton representing the Sportsmen's Federation  
Michael Elam as alternate representing the Sportsmen's Federation

**RESOLUTION NO. 98-314**

**AUTHORIZING PAYMENT OF TOURISM MATCHING FUNDS TO  
GREATER NIAGARA REGION**

WHEREAS, Resolution No. 364-1013 authorized application for, and receipt of, State I Love New York Matching Funds which, in part, are committed to regional tourism promotion; now be it

RESOLVED, that this Legislature hereby authorizes payment of \$42,342 to the Greater Niagara Region, 210 E. Main St., Batavia, NY 14020, to be paid from Tourism Account A6410.468 - I Love New York Matching Funds with said amount to be expended for regional tourism promotion programs which may include the following:

5-County Greater Niagara Region  
Country Byways of Greater Niagara and the Finger Lakes  
Genesee/Orleans Co-op  
War of 1812 Peace Garden Trail  
Lake Ontario Sportfishing Promotion Council  
Canal New York Alliance  
New York State Haunted History Trail  
Seaway Trail National Scenic Byway

**RESOLUTION NO. 99-314**

**APPROVING AGREEMENT FOR DOCK WORKER/CUSTODIAL  
SERVICES AT ORLEANS COUNTY MARINE PARK**

RESOLVED, that this Legislature hereby approves the renewal of the agreement with Ronald Bierstine, 1764 Oak Orchard Road, Albion, NY 14411, to provide dock worker and custodial services at Orleans County Marine Park from April 15, 2014 to October 15, 2014 at a cost not to exceed \$15,559 to be paid from Marine Park account A7180.432 - Misc. Contracts & Agreements.

**RESOLUTION NO. 100-314**

**APPROVING AGREEMENT WITH ORLEANS COUNTY AND  
GENESEE COUNTY FOR SHARED HEALTH SERVICES**

RESOLVED, that this Legislature approves an agreement between the County of Orleans, 3 S Main St, Albion NY 14411 and County of Genesee, 7 Main St; Batavia, NY 14020 to share employees. Public Health Director is empowered to authorize the sharing of individuals/employees of Genesee and Orleans County as seen fit for required services. Each individual/employee will be paid by the County of which employs them. Chief Administrative Officer of Orleans County and County Manager of Genesee County will determine the share of costs. Contract period March 12, 2014 through December 31, 2014.

**RESOLUTION NO. 101-314**

APPROVING ADDENDUM WITH ORLEANS COUNTY HEALTH DEPARTMENT AND GENESEE COUNTY CHAPTER NYSARC, INC

WHEREAS, Resolution No. 225-613 approved an agreement with the Orleans County Health Department and Genesee County Chapter NYSARC, Inc to provide paratransit services for the Orleans County Health Department's Early Intervention and Preschool Supportive Health Services Programs; and

RESOLVED, that this Legislature approves an addendum to this contract adding a 1:1 Nursing/Medical Assistant to safely transport a child with required needs according to the child's Individualized Education Plan (IEP) effective through December 31, 2014 at a cost of \$75 round trip.

**RESOLUTION NO. 102-314**

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	Inv. # P000000900 Monthly Installment, March 2014

\$1,837.50	Trott Communications Group	Invoice 5159; Engineering Services for Jan. & Feb. 2014
\$1,271.75	Shulman, Rogers, Gandal, Pordy & Ecker, P.A.	Inv. 98621847 Legal Services rendered through 1/31/14

### **RESOLUTION NO. 103-314**

#### **AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEES**

RESOLVED, that this Legislature approves the following Out-of-State travel requests made by the following Health Department employees:

Paul A. Pettit, Public Health Director; to attend the “Third meeting for the Robert Wood Johnson shared services project” at Yellowstone and Carbon Counties, Montana from May 6<sup>th</sup> – 11<sup>th</sup>, 2014. All costs covered by Lake Plains Community Care Network through the “Robert Wood Johnson Grant”. County cost \$0.

Nola Goodrich-Kresse, Public Health Educator, to attend the 2014 Preparedness Summit and Conference at the Atlanta Marriott Marquis, 265 Peachtree Center Ave, Atlanta, GA from April 1<sup>st</sup> – 3<sup>rd</sup>, 2014. All costs covered by Skoll Global Threats Funds. County cost \$0.

### **RESOLUTION NO. 104-314**

#### **APPROVING AGREEMENT BETWEEN HIGHWAY/BUILDINGS & GROUNDS AND OTIS ELEVATOR COMPANY**

WHEREAS, Resolution No. 352-1111 approved an agreement between Otis Elevator Company and Highway/Buildings and Grounds through December 31, 2015 for maintenance and inspection of elevators in the County Jail, County Office Building, Mental Health Building, County Clerk’s Building, and the County Courthouse; now be it

RESOLVED, that this Legislature approves a price adjustment, an annual increase of \$243.00 effective January 1, 2014 through December 31, 2014, as a result of an increase in Elevator Examiners cost and



material index; a total annual amount of \$8,862.24 per year (monthly payment of \$738.52).

**RESOLUTION NO. 105-314**

**APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND MED REV RECOVERIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services Med Rev Recoveries, Syracuse, NY for the provision of collection services on resources owed to DSS; to be effective April 1, 2014 through March 31, 2015. Fee is 30% of recovered funds with no upfront costs.

**RESOLUTION NO. 106-314**

**APPROVING PURCHASE FROM SHERIFF'S DEPARTMENT BUDGET**

RESOLVED, this Legislature does hereby approve the purchase of 18,340 rounds of ammunition from Amchar Wholesale Inc, 100 Airpark Dr, Rochester, NY 14624, in the amount of \$7,090.68 (PO #54101) to be paid from Sheriff's account A3110.418 – Other Contractual Services.

**RESOLUTION NO. 107-314**

**APPROVING AGREEMENT EXTENSION BETWEEN PROACT, INC. AND THE COUNTY OF ORLEANS**

WHEREAS, Resolution No. 209-609 approved an agreement with ProAct, Inc. to provide Prescription Discount Card Program services to the residents of Orleans County at no cost to the taxpayers of Orleans County; now, be it

RESOLVED, that this Legislature hereby authorizes extension of said Agreement, with no county cost, through December 31, 2015.

## RESOLUTION NO. 108-314

AMENDING RESOLUTION NO. 84-214 AND APPROVING AMENDED AGREEMENT BETWEEN THE MENTAL HEALTH DEPARTMENT AND TULIO ORTEGA, MD.

WHEREAS, Resolution No. 84-214 approved an amended agreement with Tulio Ortega, MD to increase provider services an additional seven hours per month at \$144 per hour, an increase of \$1,440 from March 1, 2014 through December 31, 2014; now be it

RESOLVED, that this Legislature amends Resolution No. 84-214 and approves this amended agreement between the Mental Health Department and Tulio Ortega, MD, 2 Featherstone Court, Pittsford, NY 14534 providing services as Medical Director for an average of 55 hours per month at an hourly rate of \$150, with cost not to exceed \$89,700 to be effective March 1, 2014 through December 31, 2014. County cost is \$6,279.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Chairman Callard indicated that we were going to have a speaker during conference session on March 12<sup>th</sup> to discuss the following resolution but did not work out with the snow storm. This is a grant that the Pine Hill Airport is applying for and needs the support of the County Legislature. A packet has been supplied on the desks today for information. Mr. Haines will be scheduled for a later conference session. Legislator Eick explained that the Pine Hill Airport is in the Town of Barre. It is a long standing airport and long time supporters have been upgrading it. Over the phone, Mr. Haines indicated to Legislator Eick that they want to do additional paving in the parking area and around the buildings. This grant will allow that to happen. Clerk Hanlon indicated that the first letter in the packet describes what is needed to support their efforts in this upgrade. Legislator Eick moved to endorse the 2013 Aviation Capital Grant Program Application that is being applied for by the Vintage Aircraft Group; seconded by Legislator Miller. The following resolution was adopted:

**RESOLUTION NO. 109-314**

**ENDORISING THE 2013 AVIATION CAPITAL GRANT PROGRAM APPLICATION**

WHEREAS, the County of Orleans has received a request from applicant of the Vintage Aircraft Group, Inc., as Lessee and Operator of Pine Hill Airport, Town of Barre, County of Orleans, concerning the applicant's request for State grant funds under the 2013 Aviation Capital Grant Program for a project for the 2013-2014 Aviation Capital Grant Program to include construction of the west apron and taxiway connector.

WHEREAS, the Vintage Aircraft Group desires to improve the airport to enhance aviation services for the citizens of Orleans County and the surrounding area and that the Vintage Aircraft Group, Inc. has committed all of the matching share of funds for the project; and

WHEREAS, the project, if awarded by the New York State Commissioner of Transportation shall have no immediate or long-term financial obligation to the County; and

WHEREAS, the New York State Department of Transportation, under Section 14-1 of the State Transportation Law requires that project applications made by privately-owned airports be accompanied by a resolution from the governing body of the county in which the airport is located; be it

RESOLVED, that the County of Orleans endorses the project identified above at the Pine Hill Airport for the purpose of making the project eligible for State funding; and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

## **RESOLUTION NO. 110-314**

### **RESOLUTION CALLING ON NEW YORK STATE LEGISLATURE TO REJECT GOVERNOR CUOMO'S PLANS TO REWARD PRISON INMATES BY PROVIDING THEM WITH COLLEGE EDUCATIONS AT TAXPAYER EXPENSE**

WHEREAS, the purpose of prison is to punish those who have engaged in behavior that is morally and legally wrong, dangerous, threatening, or severely antisocial, including murder, rape, theft, and distribution of narcotics, among other serious crimes; and

WHEREAS, incarcerated individuals represent a continued threat to society, and are not deserving of rewards, but rather punishment for their actions; and

WHEREAS, on February 16, 2014, Governor Andrew Cuomo proposed providing this segment of society with taxpayer-funded college tuition at a cost of \$5,000 per inmate, a benefit unavailable to the children of the productive, law-abiding taxpayers who will be forced to finance Mr. Cuomo's scheme; and

WHEREAS, Governor Cuomo expressed no concern for the educational opportunities lost by many of the victims of the hardened criminals he wishes to treat as valued members of society, most notably those who were murdered by such criminals; and

WHEREAS, any education funds for the Governor's proposal should be allocated to local school districts in order to provide our young people with the tools and skills they need to be productive members of our society so that they are not left behind; and

WHEREAS, an investment in our youth will have a greater positive impact on the lives of our next generation of citizens, and therefore will over the long term be far more effective as a crime deterrent than the current proposal; and

WHEREAS, the Legislature of the County of Orleans endorses the notion that prison is punishment, and convicted inmates are undeserving of rewards; now, therefore be it

RESOLVED, that the Legislature of the County of Orleans considers Governor Cuomo's proposal an outrageous insult to the law-abiding taxpayers of this state and county; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans does hereby call upon its representatives in, and the leadership of, the New York State Senate and Assembly to reject this radical proposal and similar liberal meddling with the institution of justice; and be it

FURTHER RESOLVED, that the Legislature of the County of Orleans calls upon the Governor to withdraw this proposal and provide those funds to local school districts or financial aid to students who want to attend college who cannot afford it on their own; and be it

FINALLY RESOLVED, that the County of Orleans shall forward copies of this Resolution to Governor Cuomo, Senate Vice President Pro Tem George D. Maziarz, Senate Temporary President Dean G. Skelos, Senate Deputy Majority Leader Thomas W. Libous, Senate Majority Coalition Leader Jeffrey Klein, Member of the Assembly Stephen Hawley, Member of the Assembly Jane L. Corwin, Speaker of the Assembly Sheldon Silver, Assembly Majority Leader Joseph Morelle, Assembly Minority Leader Brian M. Kolb, NYSAC, InterCounty Association of Western New York, Orleans County Towns, Villages and School Districts, and all others deemed necessary and proper.

Moved, DeRoller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Johnson moved to schedule a public hearing to introduce Local Law No. 2-Intro of 2014 authorizing the use of Best Value for awarding purchase contracts; second by Legislator DeRoller who stated he was in strong favor to move forward wherever we can leverage counties of scale. Chairman Callard asked Mr. Nesbitt to broadly explain this. Mr. Nesbitt stated that recent changes were made to Section 103 of the New York State Procurement Law that allows municipalities to do a number of things. One of the changes would allow us to make purchases on a best value basis rather than from the lowest responsible bidder basis. In passing this local law it will allow us to develop some policy changes in our current procurement policy to allow us to access national contracts. He further explained that there are a number of purchasing consortiums

that have the ability to provide us numerous options. If you have been on the Office of General Services website recently, it is very difficult to access information on state bid. The National Joint Powers Alliance, which is a national buying consortium which offers nearly, if not over, 5,000 contracts that they can make available. Mr. Nesbitt indicated that their customer service is fantastic. They respond quickly with follow up e-mails and offer their attorney services in speaking to our County Attorney. There is a lot of availability of goods; they are clear on how they go about making those procurement decisions; and they even have analysis available of the changes to the New York State Purchasing Law which is readily available to our County Attorney. Mr. Nesbitt indicated that this provides us a lot of opportunities. We will need to review our policies and make various decisions on what instances these changes will be allowed in our purchasing. Chairman Callard indicated that this will give us more flexibility, achieve bigger savings, and provide the ability to save money in purchasing bigger ticketed items. The following resolution was adopted:

#### **RESOLUTION NO. 111-314**

#### **SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 2-INTRO OF 2014 AUTHORIZING THE USE OF BEST VALUE FOR AWARDING PURCHASE CONTRACTS**

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled "A LOCAL LAW AUTHORIZING THE USE OF BEST VALUE FOR AWARDING PURCHASE CONTRACTS"; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 26<sup>th</sup> day of March 2014 at 4:25 p.m. at the Orleans County Legislature, 3 S. Main St., Suite 2, Albion, New York.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator Eick moved to enter into executive session at 9:44 a.m. per Open Meetings Law §105 (f) to discuss a personnel matter; second by Legislator DeFilipps. Motion Carried. Chairman Callard requested that Attorney Schubel attend the executive session.

Legislator DeRoller moved to exit out of executive session and reconvene the regular meeting at 11:14 a.m.; second by Legislator Eick. Motion Carried.

With there being no further business, Legislator Eick moved to adjourn; second by Legislator DeFilipps. Meeting adjourned at 11:15 a.m.

## LEGISLATURE MEETING

March 26, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Allport, the Deputy Clerk called the roll. All Legislators were present, with the exception of Legislator DeFilipps.

The Clerk presented the following communications: Community Action of Orleans and Genesee requested the use of the Court House lawn for their annual Easter egg hunt on April 12th from 10am to 2pm. Crime Victim's Department requested use of the Courthouse steps to hold a Candlelight Vigil for National Crime Victims Rights Week on April 11th at 6:30 p.m. The Board approved these requests.

National Crime Victims Rights Week, April 6<sup>th</sup>-12<sup>th</sup>, proclamation was presented by Legislator DeRoller to Terri Sue Drennan, Crime Victim's Services Coordinator and Sarah Link, Crime Victim's Intern.

Treasurer Heard indicated that her office is wrapping up the end of the year and she has no report to distribute today.

Chairman Callard called for open discussion as it related to the resolutions. With there being no comments, the following resolutions were presented for adoption:

### **RESOLUTION NO. 112-314**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the



Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	7575-7700	\$231,627.78
Highway	321-326; 734-755	\$69,450.20
Nursing Home	1490-1497; 26822-26857	\$397,808.53
Job Development	1444-1452	\$11,523.68
Self Insurance	1054-1056; 53492-53493	\$626.23

Moved, Allport; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

### **RESOLUTION NO. 113-314**

#### **AUTHORIZATION TO PARTICIPATE AND ACCEPT GRANT FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

RESOLVED, that this Legislature authorizes the Sheriff to participate in and accept a Public Safety Answering Point (PSAP) Sustainment Grant from the NYS Division of Homeland Security in the amount of \$133,090, which provides reimbursement to counties for costs associated with eligible operating expenses for PSAP's already consolidated; at no cost to the county, for fiscal years 2012/13; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant PS12-1016-D00; contract #C198361 in the amount of \$133,090 for the Sheriff's Office to use towards infrastructure improvements of the 911 emergency responses system effective May 1, 2013 through April 30, 2015.

Moved, DeRoller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

## **RESOLUTION NO. 114-314**

### **APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

WHEREAS, the Orleans County Sheriff's Office continues to participate in the available Operation Stonegarden grants awarded annually by New York State Division of Homeland Security and Emergency Services; now be it

RESOLVED, that the Orleans County Sheriff is authorized to participate in and accept the grant agreement between the NYS Division of Homeland Security and Emergency Services and the Sheriff's Office for Operation Stonegarden FY2013 in the amount of \$85,960; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant SG13-1004-D00; contract #C838739 in the amount of \$85,960 for the Sheriff's Office to use towards law enforcement terrorism prevention activities effective September 1, 2013 through August 31, 2015.

Moved, DeRoller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

## **RESOLUTION NO. 115-314**

### **APPROVING APPOINTMENTS TO THE AGING ADVISORY COUNCIL**

RESOLVED, that this Legislature approves the following appointments to the Office for the Aging Advisory Council for a three year term, effective April 1, 2014 through March 31, 2017. (\* denotes final term)

- |                 |  |
|-----------------|--|
| * Susan Dydo    | 3389 Fruit Avenue, Medina, NY 14103            |
| Don Joslyn      | 4275 Oak Orchard Road, Albion, NY 14411        |
| John Kenney     | 75 East Avenue, Holley, NY 14470               |
| * Josette Lauze | 11863 E. Lakeshore Road, Lyndonville, NY 14098 |

Robin Nacca	4285 Oak Orchard Road, Albion, NY 14411
Jean Shervin	13476 Allen Road, Albion, NY 14411
Don Snyder	1749 Kent Road, Kent, NY 14477
William Standing	99 Heritage Estates, Albion, NY 14411
Anna Stelianou	10 Lynwood Drive, Lyndonville, NY 14098
* Marcia Tuohey	107 Woodland Avenue, Medina, NY 14103

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

### **RESOLUTION NO. 116-314**

#### **APPROVING ANIMAL CONTROL SERVICES AGREEMENTS WITH THE TOWNS IN ORLEANS COUNTY**

RESOLVED, that this Legislature approves renewal agreements with the Towns of Albion, Barre, Carlton, Clarendon, Gaines, Kendall, Murray, Ridgeway, Shelby, and Yates to assist in the provision of Animal Control Services and to maintain a shelter for seized animals effective January 1, 2014 through December 31, 2014; and be it

FURTHER RESOLVED, that the Towns shall pay the County the sum of money set forth in the contract in two (2) equal payments, with the first payment being due on or before July 1, 2014 and the second payment being due on or before December 21, 2014.

Moved, DeRoller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

### **RESOLUTION NO. 117-314**

#### **AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE SHERIFF'S OFFICE**

WHEREAS, Resolution No. 348-1010 abolished a Deputy Sheriff position (3110.28) upon filling a Criminal Investigator position which recently occurred in January of 2014; and

WHEREAS, a Lieutenant Deputy Sheriff will retire effective March 27<sup>th</sup>; and

WHEREAS, a Deputy Sheriff has resigned; now be it

RESOLVED, that this Legislature abolishes a full-time Lieutenant Deputy Sheriff position (3110.05) effective March 27, 2014, and be it

FURTHER RESOLVED, that this Legislature creates a full-time Deputy Sheriff position (3110.05) at Grade 1 of the Orleans County Deputy Sheriff's Association (OCDSA) contract replacing the Lieutenant Deputy Sheriff position; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of an additional Deputy Sheriff position at Grade 1 of the OCDSA contract replacing the Deputy Sheriff position that was abolished in January of 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of these two newly created full-time Deputy Sheriff positions effective March 27, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of a vacant full-time Deputy Sheriff position (3110.55) at Grade 1 of the OCDSA contract effective March 27, 2014.

Moved, DeRoller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

### **RESOLUTION NO. 118-314**

#### **AUTHORIZING FILLING VACANCIES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the two part-time RN Charge Nurses have resigned which are critical positions in the effective operation of the Nursing Home; now be it

RESOLVED, that this Legislature authorizes the filling of two vacant part-time RN Charge Nurse positions (6030.015 and 6030.016) at the Villages of Orleans Health and Rehabilitation Center effective March 26, 2014.

Moved, Allport; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 119-314**

**AUTHORIZING OUT OF STATE TRAVEL FOR DISTRICT ATTORNEY EMPLOYEE**

RESOLVED, that this Legislature approves the following Out-of-State travel request made by Richard Ferris, the Confidential Secretary to the District Attorney, to attend a Federal Equitable Sharing Training for Support Staff in Mahwah, New Jersey. All costs covered by the Major Felony Crime Task Force Federal Forfeiture Account Funds. County cost \$0.

Moved, DeRoller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 120-314**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE JOB DEVELOPMENT AGENCY**

WHEREAS, the following position changes presented herewith will be contingent upon the availability of receiving additional youth funding; now be it

RESOLVED, that this Legislature authorizes the creation of a full-time Employment and Training Counselor position in the Job Development Agency at Grade 15 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position in the Job Development Agency effective May 19, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the abolishment of a part-time Employment & Training Counselor position (6210.12) upon the filling of the full-time Employment & Training Counselor position in the Job Development Agency. County cost \$0.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

### **RESOLUTION NO. 121-314**

#### **APPROVING AGREEMENT EXTENSION BETWEEN THE ORLEANS COUNTY BOARD OF ELECTIONS AND THE NEW YORK STATE BOARD OF ELECTIONS**

RESOLVED, that this Legislature approves an agreement extension of County HAVA Funds Contract #C003236 in the amount of \$179,599.49 between the Orleans County Board of Elections and the New York State Board of Elections, 40 Steuben St., Albany, NY 12207. This SHOEBOX grant allows for reimbursement of operations and equipment costs incurred by the board to comply with HAVA regulations, with the term of this contract to be extended two years effective April 1, 2004 through March 31, 2016.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

### **RESOLUTION NO. 122-314**

#### **APPROVING AGREEMENT EXTENSIONS BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND NEW YORK STATE BOARD OF ELECTIONS**

RESOLVED, that this Legislature approves agreement extensions between the Orleans County Board of Elections and the New York State Board of Elections, 40 North Pearl Street, Albany, NY extending the period effective April 1, 2014 through March 31, 2015 that funds are available to the local board of elections for the following:

Contract #T002560 – Voter Education and Poll Worker Training Program – Original Funding amount of \$23,131 (Res. No. 123-307); current balance \$4,226.02.

Contract #T002676 – NYS Voting Access for Individuals with Disabilities Polling Place Access Improvement Grant – Original Funding amount of \$11,656 (Res. No. 110-308); current balance \$56.96; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute the Appendix X extensions and acknowledges that all other provisions of said agreements shall remain in full force and effect.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 123-314** (Amended by Resolution No. 247-714)

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY BOARD OF ELECTIONS AND DOMINION VOTING SYSTEMS CORPORATION

RESOLVED, that this Legislature approves an agreement between Orleans County Board of Elections and Dominion Voting Systems Corporation, 215 Spadina Ave, Toronto, Ontario, Canada to provide for hardware maintenance and firmware maintenance for the county board's 14 Image Cast BMD voting machines for the warranty period September 10, 2013 through December 31, 2016 at a total cost of \$8,960 which will be reimbursed through the HAVA "Shoebox" grant funds (Contract #C003236 – Res No. 160-412). County cost \$0.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 124-314**

AMENDING THE 2013-2014 MANAGEMENT COMPENSATION PLAN AND APPROVING AN ADDENDUM TO THE EMPLOYMENT AGREEMENT BETWEEN THE COUNTY AND THE CHIEF ADMINISTRATIVE OFFICER

WHEREAS, this Legislature wishes to maintain stable leadership of Orleans County Government operations; and

WHEREAS, professional management frees county elected officials to focus on policy issues, empowers them to provide leadership and develop a vision for the community; therefore be it

RESOLVED, that this Legislature approves an amendment to the 2013-2014 Management Compensation Plan adding an Executive 12 Grade to the salary schedule; and be it

FURTHER RESOLVED, that this Legislature approves and authorizes the Chairman to execute a five year Addendum to the employment agreement with Charles H. Nesbitt, Jr., to serve as Chief Administrative Officer (CAO) for the County of Orleans and placing the CAO into the Executive 12 Grade of the Management Compensation Plan at step 5 effective January 1, 2014.

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

Legislator Miller moved a resolution urging structural reform of the State Dedicated Highway and Bridge Trust Fund; second by Legislator Allport. Legislator DeRoller stated that he strongly supports this resolution as far as some of the infrastructure issues in our county. He voiced appreciation to the Highway Committee for bringing this forward. Chairman Callard questioned the Treasurer that if we had a dedicated Highway Fund in Orleans County and money is used to pay for borrowing and operating costs of our other agencies. Treasurer Heard interjected that we would most likely be in jail. Chairman Callard stated then this is illegal on the county level, then how can the state do this, he questioned then that it must be legal on the State level. The following resolution was adopted:

### **RESOLUTION NO. 125-314**

#### **URGING STRUCTURAL REFORM OF THE STATE DEDICATED HIGHWAY AND BRIDGE TRUST FUND (DHBTF)**

WHEREAS, local governments are responsible for an increasing proportion of the statewide highway and bridge system, including eighty-seven percent of the State's 110,000 miles of roadways and fifty percent of the State's 18,000 bridges; and

WHEREAS, a safe and efficient highway infrastructure is necessary for trade, economic development and revitalization, job creation and retention, schools, agriculture, businesses, health and hospital



facilities, emergency responders, as well as the general traveling public; and

WHEREAS, the New York State Comptroller has for two years in a row issued reports calling for the reform and restructuring of the Dedicated Highway and Bridge Trust Fund as taxpayers have paid billions in taxes and fees into a fund that was created to keep our roads and bridges in good repair and more than three-quarters of this money is siphoned off to pay for borrowing and operating costs of state agencies, leaving fewer dollars for improving our infrastructure; and

WHEREAS, the State's Dedicated Highway and Bridge Trust Fund was originally designed in 1991 as a pay-as-you-go financing method to support the state's transportation programs and purposes, using revenue from highway taxes, motor vehicle taxes and fees, petroleum business taxes and a number of smaller resources; and

WHEREAS, in an analysis of the State Budget, the State Comptroller reveals that less than 24 percent of the state's Dedicated Highway and Bridge Trust Fund (DHBTF)—originally established to fund transportation on a pay-as-you-go basis—is actually available for transportation capital this fiscal year. This is because total debt service on state bonding paid from the DHBTF is over 40 percent of all DHBTF disbursements; and

WHEREAS, State operations costs also consume an enormous share of the fund: nearly \$1.6 billion in the last fiscal year, including the costs of snow and ice removal by the Department of Transportation and day-to-day staff expenses at the Department of Motor Vehicles and other non-capital expenditures; and

WHEREAS, the structural deficit in the DHBTF will require a state general fund transfer reaching \$787.5 million in State Fiscal Year 2017-18, according to state budget documents; and

WHEREAS, legislation has been introduced in both houses of the Legislature seeks to reform the DHBTF by ensuring that money dedicated through the fund be used for highway and bridge construction and repairs and not diverted for non-capital uses; and a bill to enhance revenues to the

DHBTF from heretofore un-committed state gasoline tax receipts is being considered by the Senate; and

WHEREAS, dedicated revenue enhancements must be considered to insure the long term financial stability of the DHBTF and to attain adequate levels of state support to local roads and bridges; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby urge the Governor and the Legislature of the State of New York to develop a multi-year plan to return structural balance to the DHBTF in order to ensure its ability to meet the State's highway and bridge capital needs today and in the future by, among other actions, adopting the aforementioned legislative initiatives; and be it

FURTHER RESOLVED, that copies of this resolution be sent to NYSAC and Western NY Inter County encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that copies of this resolution shall be forwarded to Governor Andrew M. Cuomo, State Senator George Maziarz, Assembly Member Stephen Hawley, Assembly Member Jane Corwin, all Towns and Villages in Orleans County, and all others deemed necessary and proper.

Moved, Miller; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

### **RESOLUTION NO. 126-413**

#### **APPROVING AGREEMENTS WITH THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements with the Health Department:

Minnesota Multistate Contracting Alliance for Pharmacy; 50 Sherburne Avenue, Suite 112, St. Paul, MN 55155 to provide a Member Facility Agreement to allow the Orleans County Health Department to purchase needed vaccines at a lower rate. This alliance will certify that the Health

Department has legal authority to purchase vaccine from it state contracts. Contract period January 1, 2014 through December 31, 2018. County cost \$0.

NYS Department of Health, Bureau of Community Environmental Health and Food Protection, Empire State Plaza, Corning Tower Bldg., Room 1395; Albany, NY 12237 to provide funding to enforce and educate residents and retailers of Orleans County through the Adolescent Tobacco Use Prevention Act and Clean Indoor Air Act. Contract period April 1, 2013 through March 31, 2018. Contract amount \$150,565, for a multiyear contract. Current Contract #C-028533 effective April 1, 2014 through March 31, 2015 in the amount of \$28,113. County cost \$0.

and be it

FURTHER RESOLVED, that the Chairman is authorized to execute these agreements subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Allport; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

### **RESOLUTION NO. 127-314**

#### **APPROVING THE 2014 YOUTH BUREAU RESOURCE ALLOCATION PLAN**

WHEREAS, the Orleans County Youth Bureau and Department of Social Services have developed a joint plan to be eligible for state aid from the New York State Office of Children and Family Services under the Child and Family Services Planning Guidelines; and

WHEREAS, the Orleans County Youth Board, Youth Bureau, and Department of Social Services are desirous of continuing county comprehensive youth services planning efforts during 2014 which includes the allocation of resources to municipalities and community based agencies to the extent said funding is provided by NYS and with no expectation of direct Orleans County appropriation; and

WHEREAS, guidelines provided by the Office of Children and Family Services for applying for said eligibility have been satisfactorily completed by the Orleans County Youth Bureau and the Committee on Economic Assistance and Opportunity does recommend approval at this time; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman to execute such documents as are deemed necessary to effect the 2014 Orleans County Youth Bureau Resource Allocation Plan and the Child and Family Services Plan with the New York State Office of Children and Family Services.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

### **RESOLUTION NO. 128-314**

#### **AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 351,681.25	Harris Corporation PSPC	Inv. # P000000905 Three shelters, Albion site work, antenna removals, spare antenna & three UPS units
\$ 1,600.00	Southworth-Milton, Inc.	Inv.A4950701 CAT Generator Rental 3/5-3/11/2014
\$ 4,363.21	Doherty Communications	Reimbursement of Suburban Electric Invoices: #136553, 136574, 136716, 136717 & 136718
\$ 793.00	Info Advantage	Invoice #201401153 Labor & Connectors – Radio Project
\$ 17,568.84	Syracuse Utilities	Invoice #355-12311 – Fiber Installation – Fiber Project

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

Chairman Callard called upon Paul Wagner, Emergency Management Director asking if we are still on our time schedule. Director Wagner reported that the completion date has been moved to the middle of May due to the winter weather we have experienced along with coordinating appropriate training.

### **RESOLUTION NO. 129-314**

#### **AUTHORIZING PAYMENT TO NATIONAL GRID TO ESTABLISH ELECTRIC SERVICE AT THE MEDINA RADIO TOWER SITE**

WHEREAS, National Grid has made proposal WR16345306 for a new electric service at 11860 Maple Ridge Road, Medina, a tower site for the new P25 Public Safety Radio System; and

WHEREAS, the County wishes to expedite the installation of this electric service; now be it

RESOLVED, that this Legislature authorizes the Treasurer to draw a check from account H3097.250, Capital Project – Radio Project, immediately upon receipt of the National Grid invoice, for payment in an amount not to exceed \$11,000, said invoice subject to the review and approval by the Chief Administrative Officer.

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

Legislator Johnson moved to set the date and terms for the County In-Rem Auction noting that the venue has changed from the American Legion to the Albion Elk's Lodge; second by Legislator DeRoller. The following resolution was adopted:

## **RESOLUTION NO. 130-314**

### **SETTING DATE AND TERMS FOR AUCTION OF COUNTY-OWNED TAX PROPERTIES NOTWITHSTANDING ANY RESOLUTION HERETOFORE ADOPTED**

RESOLVED, that the following terms of auction for County-owned property for the auction to be held Wednesday, June 25, 2014 at 11:00 a.m. at the Albion Elk Lodge #1006, 428 West State Street, Albion, New York, be approved by this Legislature as follows:

**TERMS OF AUCTION  
ORLEANS COUNTY TAX PROPERTY AUCTION  
ALBION ELK LODGE#1006  
ALBION, NEW YORK  
June 25, 2014  
11:00 AM**

This is the sale at public auction of various parcels of real property, which have been conveyed in the County of Orleans by final judgment under the so-called In Rem Tax Foreclosure Proceedings. This sale is ordered by various resolutions of the Orleans County Legislature and is in accordance with the appropriate provisions of the Real Property Tax Law. This sale and sale of each and every parcel herein is upon the following terms:

**TERMS AND CONDITIONS  
OF THE  
ORLEANS COUNTY AUCTION OF TAX FORECLOSED PROPERTY**

1. Orleans County acquired title to these properties in accordance with Article 11 of the Real Property Tax Law of the State of New York, and all known rights of redemption under said provisions of law have been extinguished by the tax sale proceedings; and/or as a result of forfeiture.
2. For purposes of these Terms and Conditions, parcel shall be defined as a section, block and lot number.
3. All real property, including any buildings thereon, is sold "AS IS" and without any representation or warranty whatsoever as to the condition or title, and subject to: (a) any state of facts an accurate survey or personal inspection of the premises would disclose: (b)

applicable zoning/land use/building regulations; (c) water assessments are the responsibility of the purchaser, whether they are received or not; (d) the levied 2014 Town and County tax bill including any releived taxes, 2013/2014 village taxes, 2013/2014 school tax, any village or town water and sewer rents and assessments, in addition to any other applicable charges (including, but not limited to, omitted and pro rata taxes, demolition charges, interest and penalties); and (e) for purposes of taxation, the purchaser shall be deemed to be the owner prior to the next applicable taxable status date after the public auction.

4. The purchaser shall be solely responsible for the payment of: the levied 2014 Town and County tax bill including any releived taxes; any Village taxes levied after May 31, 2014, the 2014/2015 school taxes, the 2015 Town and County taxes, penalties and interest and charges levied against the property subsequent to the auction.
5. All purchasers are advised to personally inspect the premises and to examine title to the premises prior to the date of the auction. Upon delivery of the quitclaim deed by the County of Orleans to the successful purchaser, any and all claims with respect to title to the premises are merged in the deed and do not survive.
6. No personal property is included in the sale of any of the parcels owned by Orleans County, unless the former owner or occupant has abandoned same. The disposition of any personal property located on any parcel sold shall be the sole responsibility of the successful purchaser following the closing of sale.
7. All informational tools, such as slides, tax maps, deeds, photos, auction listings, auction catalogs, auction signs, property record cards, etc., are for identification purposes only and are neither a guarantee nor a warranty as to location, dimensions, parcel use and/or size, or anything else. **THE COUNTY, THE AUCTIONEER, AND THE AUCTION SERVICE MAKE NO WARRANTY EXPRESSED OR IMPLIED IN CONNECTION WITH THIS SALE.**
8. The County of Orleans reserves the right, in its sole discretion, to withdraw from the auction any of the properties listed on the schedule of real property.
9. Notice is hereby given that the premises being sold may lie within an Agricultural District as designated upon the tax map. It is the sole responsibility of any bidder to ascertain which specific

- parcel(s) is so designated and sold subject to the provisions of law applicable thereto.
10. All bidders are required to register and provide suitable personal identification prior to the auction. Auctioneer reserves the right to decline registration if identification is not sufficient.
  11. All bidders are required to use the bidder number issued to them for all purposes associated with the auction. A bidder may not bid on behalf of a party who is on the prohibited bidder list.
  12. Bidder acknowledges receipt of the pamphlet entitled “Protecting Your Family From Lead in Your Home.” Bidder also acknowledges that he/she has had the opportunity to conduct a risk assessment or inspection of the premises for the presence of lead-based paint, lead-based paint hazards, mold, asbestos or any other hazardous substances.
  13. The former owner of the property, or his agent, shall not be deemed to be the successful bidder on the property or purchase same at the public auction, unless the bid amount exceeds the amount of the purchase price to affect the release of County’s interest. If the former owner or his agent reacquires the property, all liens existing prior to the foreclosure, will be reinstated and the purchaser (former owner) must sign the deed to reinstate the liens.
  14. Purchaser shall provide information necessary to complete, and shall execute, the necessary forms and documents required for recording the deed in the Orleans County Clerk’s Office. The purchaser executing the auction terms and conditions of sale may not assign or otherwise transfer his right to complete the bid, unless the County agrees in writing. The deed prepared will be in the name of the successful bidder (and spouse) only. No third party bidding will be accepted, unless the bidder identifies that he is bidding as an agent for a disclosed principal.
  15. The auctioneer’s decision regarding any disputes is final, and the auctioneer reserves the right to reject any bid that is not an appreciable advancement over the proceeding bid.
  16. The Purchaser will execute an Offer to Purchase form immediately upon being declared the high bidder. The approval of each bid by Resolution of the County Legislature *will not constitute a Contract of Sale* and the County reserves the right to reject any bid prior to the closing of title and the recording of the deed.
  17. The Purchaser shall be responsible for the payment of an eleven percent (11%) buyer’s premium should buyer be paying by credit



card or a ten percent (10%) buyer's premium should the buyer be paying by cash or by bank check in addition to the accepted purchase price and the closing fees/costs. The "buyer's premium" is the fee/commission earned by the auctioneer. An additional one and one half percent (1.5%) of the purchase price will be added to each parcel for advertising expenses. Accepted purchase price is the amount bid by a perspective bidder, which has been approved by the Orleans County Legislature.

18. All required deposits must be paid in full for all successful bids immediately upon being declared the successful bidder. Any successful bidder, who fails to tender the deposit immediately upon being declared the successful bidder, will be forbidden to participate in this or any other auction. Any parcels which the County did not receive deposits for, as per these terms and conditions, will be considered to be defaulted, and resold and the bidder will be disqualified from further bidding.
19. 25% of the total contract price (total contract price is the combination of the high bid and the buyer's premium, as defined in section 17 of these terms and conditions), shall be paid as a down payment on the day of the auction upon execution of an Offer to Purchase Form. Total contract prices selling for \$250.00 or less must be paid in full at auction, including all closing costs which consist of the following will be paid with the down payment on the day of the auction for each parcel: (a) New York State Transfer Tax [\$4.00 for the first \$1,000; \$2.00 for each \$500 thereafter of the purchase/bid price]; (b) Filing Fee for the Real Property Transfer Report [\$125.00 if the parcels classification code is 100-199, 200-299 or 411-C; \$250.00 for all parcels otherwise classified]; (c) Filing Fee for combined Gains Transfer Tax Affidavit [\$5.00]; (d) all fees required by the Orleans County Clerk for recording of the deed [\$50.00 to record a one page deed; \$5.00 for each additional page] *Closing costs may be subjected to an increase in fees as required by law, without notice.* All deposits must be made in cash or guaranteed funds payable to the "Orleans County Treasurer" and drawn on banks insured by the Federal Deposit Insurance Corporation (FDIC). No exceptions.
20. All bids shall be subject to approval by the Orleans County Legislature, which shall have the right, in the Legislature's sole discretion, to reject any bid for any reason whatsoever.

21. All parcels for which you are the successful bidder for must be paid in full. No selective closings subsequent to the auction. Failure to remit full payment on all parcels for which you are the successful bidder will result in a default of all deposits tendered, and you will not be permitted to close on any other parcels for which you are the successful bidder.
22. The entire balance of the accepted purchase price, the buyer's premium, as defined in section 17 of these terms and conditions, and all closing costs/fees must be paid by cash or guaranteed funds payable to received by the Orleans County Treasurer's Office on or before July 31, 2014. The County is not required to send notice of acceptance to a purchaser. If the purchaser fails to pay the balance of the total contract price plus closing costs and fees as herein provided, the deposit shall be forfeited. The County reserves the right, in its sole discretion, to extend the time of payment upon such terms and conditions it deems appropriate.
23. If the successful bidder fails to tender such amount due by the close of business on July 31, 2014, then the County may, but is not obligated to offer any unsold property to the second highest bidder. All terms and conditions for the sale set forth herein above shall apply to the second highest bidder and/or any other purchaser.
24. All sales shall be final, absolute and without recourse, once title has closed and the deed has been recorded. In no event, shall Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. be or become liable for any defects in title for any cause whatsoever, and no claim, demand or suit of any nature shall exist in favor of the purchaser, its heirs, success or assigns, against Orleans County and/or Haroff Auction & Realty, Inc. and/or Absolute Auctions & Realty, Inc. arising from this sale.
25. The County of Orleans will execute no warranties concerning the parcel or title thereto and will not deliver or be responsible for abstracts, title insurance, title searches, surveys, maps or other documents concerning a parcel whatsoever.
26. Conveyance shall be by quitclaim deed only, containing a description of the property as it appeared on the tax roll for the year upon which the County acquired title or as corrected up to date of deed. The deed will be recorded by the County upon payment in full of the accepted purchase price, buyer's premium, and closing fees/costs. POSSESSION OF PROPERTY IS

FORBIDDEN UNTIL THE DEED IS RECORDED WITH THE ORLEANS COUNTY CLERK CONVEYING TITLE TO THE PURCHASER. TITLE VESTS AT THE RECORDING OF THE DEED. It is agreed between the County and the purchaser that delivery and acceptance of the deed occurs upon recording the deed.

27. A quitclaim deed issued as a result of the auction shall contain the following provisions: (a) “Nothing contained in any description herein is intended to convey more than the assessed owner owned at the time of the levy of the tax, the non-payment of which resulted in the tax sale. There is no representation as to the extent of the acreage conveyed herein;” (b) Orleans County shall in no event be or become liable for any defect in the title so conveyed for any cause whatsoever, or for any encroachments or disputed boundaries; and that no claim or demand of any nature shall ever be made against said Orleans County arising from such sale or conveyance or any proceedings leading thereto.
28. Evictions, if necessary, are solely the responsibility of the successful purchaser after closing and recording of the deed.

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, DeFilippis.

Legislator Johnson moved to authorize Harroff Auction and Realty along with Absolute Auctions and Realty for their professional services for our In-Rem Auction; second by Legislator DeRoller. CAO Nesbitt wanted to recognize the passing of Ed Harroff who was a really nice guy who did a good job for us. The following resolution was adopted:

### **RESOLUTION NO. 131-314**

**AUTHORIZING AGREEMENT WITH HAROFF AUCTION AND REALTY, INC. AND ABSOLUTE AUCTIONS AND REALTY, INC.**

RESOLVED, that this Legislature approves an agreement with Harroff Auction and Realty, Inc. and Absolute Auctions and Realty, Inc. for professional auction and licensed real estate broker services for the County In Rem Auction; for their professional services rendered through December 31, 2014 for the County In Rem Auction to be held on Wednesday, June 25, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, DeFilipps.

Chairman Callard called for any other old business or comments from the public. With there being none, Legislator Eick moved to enter into executive session at 4:53 p.m. per Open Meetings Law §105 (f) to discuss a personnel matter; second by Legislator Allport. Motion Carried. Tom Kuryla, Commissioner of the Department of Social Services, was invited to participate in the executive session.

Legislator Eick moved to exit out of executive session and reconvene the regular meeting at 5:31 p.m.; second by Legislator Allport. Motion Carried.

Legislator Allport moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:32 p.m.

## LEGISLATURE MEETING

April 9, 2014

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Vice Chairman Johnson called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator DeFilippis, the Clerk called the roll. All Legislators were present, with the exception of Chairman Callard.

The Clerk presented the following communications: ARC of Orleans County in partnership with the Office for the Aging is holding a Spaghetti Dinner Fundraiser to benefit The ARC of Orleans County's Nutri-Fair/Meals on Wheels Program on April 10<sup>th</sup> from 4:30 to 7 p.m. Unlimited Spaghetti and a 50/50 Raffle to held at 16 East Academy Street (Old Grammar School - South Side). Take outs are available. Tickets are \$9-Adults/\$5-children under 10. Susan Heard, Orleans County Treasurer, has forwarded a listing of Real Property Tax Refunds, in the amount of \$1,694.87, that has been reviewed and authorized by her office.

Orleans County Town/Village Resolution Submissions – March 11<sup>th</sup> – April 9<sup>th</sup>

<u>Town/Village</u>	<u>Resolution Title</u>
Clarendon	Opposition to Expanding Native American Casinos in Western NY
Clarendon	Supporting Orl Co. Resolution 82-214 - Offering Alternative to the Property Tax Freeze...
Clarendon	Growing Concern of Limited Access on Canal Bridges
Murray	Growing Concern of Limited Access on Canal Bridges
Ridgeway	Opposition to Expanding Native American Casinos in Western NY
Ridgeway	Supporting Orl Co. Resolution 82-214 - Offering Alternative to the Property Tax Freeze...
Shelby	Supporting Orl Co. Resolution 82-214 - Offering Alternative to the Property Tax Freeze...

Thirty four additional letters from various Orleans County residents have been received in our office regarding their major concerns with the Lake Ontario State Parkway Bridge and Road Maintenance. These letters have also been forwarded to Senator Maziarz and Assemblyman Hawley. The Albion Merchants Association is requesting that a banner, 30" by 72", be placed on the courthouse lawn on April 13, 2014 through April 26, 2014

to advertise the Stained Glass Window Tour and Sidewalk Sale for downtown Albion that will take place on April 26, 2014. The Board approved this request. Saturday, April 26<sup>th</sup> Orleans County will hold a Drug Take Back Day from 10 a.m. – 2 p.m. at three locations that include the Public Safety Building, the Holley Fire Department, and the Medina Fire Department. This is the perfect time to dispose of your unused or expired prescription drugs. Genesee County will be hosting the next InterCounty Association Meeting on April 18<sup>th</sup> at 9:00 a.m. in the Director’s Board Room at the Batavia Downs.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through March, 2014. Treasurer Heard stated that the first few month of the year financially looks good. She said that on April 1<sup>st</sup> she parted with 2,889,000 for school, village taxes, and sales tax checks to towns and villages.

Vice Chairman Johnson called for open discussion as it related to the resolutions which no comments were made by the public nor the Legislators therefore the following resolutions were presented for adoption:

**RESOLUTION NO. 132-414**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	7701-7877	\$489,195.49

Highway	No Claims	
Nursing Home	26858-26885	\$698,016.29
Job Development	1453-1463	\$2,764.42
Self Insurance	53558-53563	\$58,442.59

Moved, DeFilippis; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

**RESOLUTION NO. 133-414**

**AUTHORIZING PURCHASE OF BULLET PROOF VESTS AND  
AUTHORIZING THE TREASURER TO SET UP NEW MONEY IN  
THE SHERIFF-JAIL BUDGET**

WHEREAS, Resolution No. 204-513 authorized the Sheriff to apply to the Bureau of Justice Assistance for Bullet Proof Vest funding; be it

RESOLVED, that this Legislature authorizes the Sheriff to purchase 32 bullet proof vests (NYS contract #PC64784) in the amount of \$20,010.24 from United Uniform, to be paid from 3150.250 – Other Equipment, reimbursed 50% from current Bullet Proof Vest monies; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff-Jail budget to purchase Bullet Proof Vests as follows:

Revenue

A4340	Bullet Proof Vest Grant	\$10,005
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Appropriation

A3150.250	Other Equipment	\$10,005
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Moved, DeRoller; second, Miller.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

## **RESOLUTION NO. 134-414**

### **SUPPORT OF STATEWIDE INDIGENT DEFENSE LEGAL SYSTEM AND SETTLEMENT OF HURRELL-HARRING ET AL. V. STATE OF NEW YORK**

WHEREAS, in 1963 the United States Supreme court held in *Gideon v. Wainwright* that the right to counsel for one charged with crime is fundamental and that states need to supply lawyers for those unable to afford them; and

WHEREAS, in 1965 the State of New York delegated this state responsibility to counties; and

WHEREAS, the decision to entrench responsibility at the county level in the State of New York has resulted in the inefficient and inconsistent patchwork of services provided at the county level; and

WHEREAS, implementation of the Constitutional right to counsel under *Gideon* is a state, not county, obligation; and

WHEREAS, public defense services are inadequately financed by the State of New York; and

WHEREAS, in 2006 the Kaye Commission on the Future of Indigent Defense Services declared the New York State System of County-Delivered Indigent Services in crisis and urged the expeditious establishment of an Independent Public Defense Commission overseeing a state-funded, statewide defender system; and

WHEREAS, the State of New York is now a defendant in *Hurrell-Harring, et. al. v. State of New York*, a systemic lawsuit similar to many that have been successful across the country seeking to transform the indigent defense system into a statewide defender system; and

WHEREAS, Governor Cuomo is in a position to be a powerful, persuasive, and moving voice for the creation of a statewide defender system; and



WHEREAS, Governor Cuomo can fix the public defense system, incrementally develop a state funded model for the nation, design a cost-effective way to finance that system over time, and relieve counties of a responsibility originally delegated to them in 1965, which is presently costing New York State counties \$350 million per year; now, therefore be it

RESOLVED, that the Orleans County Legislature supports the transformation of the current county provided indigent defense system into a New York statewide defender system and calls upon the State of New York and Governor Cuomo settle the pending litigation of Hurrell-Harring, et.al. v. State of New York; and be it

FURTHER RESOLVED, that this resolution be forwarded to Governor Andrew Cuomo, Senator George Maziarz, Assembly member Stephen Hawley, Assembly member Jane Corwin, New York State Defenders' Association, New York State Office of Indigent Legal Services, New York State Association of Counties, InterCounty Association of Western New York, Orleans County Towns and Villages, and all other deemed proper and necessary.

Moved, DeRoller; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, Callard.

Legislator DeRoller moved to approve and adopt the Orleans County Bar Association Assigned Counsel Plan as he outlined and stated that this will move this process in the right direction; seconded by Legislator Miller. Legislator Allport noted that the Orleans County Bar Association did a great job in putting this plan together. Legislator Johnson stated that this will be monitored for the cost of accountability of these services, which is greatly needed. The following resolution was adopted:

#### **RESOLUTION NO. 135-414**

**APPROVING AND ADOPTING ORLEANS COUNTY BAR ASSOCIATION ASSIGNED COUNSEL PLAN PURSUANT TO COUNTY LAW SECTION 722(3)(a)**

WHEREAS, the County has a Public Defender's Office and a long-standing plan pursuant to County Law section 722(3) to provide for

assignment of private counsel when the Public Defender's Office does not represent indigent litigants; and

WHEREAS, the Orleans County Bar Association has adopted an updated plan pursuant to County Law section 722(3)(a) that requires approval and adoption by this Legislature; now, therefore be it

RESOLVED, that this Legislature does hereby approve, adopt, and implement the Orleans County Bar Association Rotational Assigned Counsel Plan adopted by the Bar Association on December 10, 2013.

Moved, DeRoller; second, Miller.

Roll Call: 6 ayes: Allport, DeFilipps, DeRoller, Eick, Johnson, Miller; 0 nays; 1 absent, Callard.

Adopted.

## ORLEANS COUNTY ASSIGNED COUNSEL PLAN PURSUANT TO COUNTY LAW § 722 (3) (a)

### ARTICLE I: PURPOSE AND OBJECTIVES

The purpose of the Orleans County Bar Association Assigned Counsel Plan (hereinafter the Plan) is to provide for the delivery of quality legal services to eligible indigent persons for whom County Law Section 722 affords a statutory right to assigned counsel. The Orleans County Legislature has provided a Public Defender as counsel for all persons charged with crimes as defined by County Law Section 722-a. The Legislature has also contracted with a private legal aid bureau to provide some services pursuant to County Law Section 722 (2). This Plan is to provide counsel when those providers, or any other entities subsequently authorized, cannot serve as counsel. It is also agreed that the terms of this Plan will apply in any other situation not specified in County Law Section 722 for which a court uses the Plan to assign counsel.

The objectives of the Plan are:

- A. To provide a coordinated and centralized assignment system for conflict assignments and for those eligible persons for whom the Orleans County Public Defender does not provide representation; and
- B. To provide an efficient and timely means by which courts can

- find attorneys for eligible persons; and
- C. To provide an equitable distribution of assignments among attorneys who are members or associate members of the Orleans County Bar Association, giving priority to those attorneys who reside or have an office for the practice of law in the County; and
- D. To ensure lawyers are competent to handle those cases to which they are assigned; and
- E. To maintain uniform and proper billing practices; and
- F. To monitor cost accountability of services.

## ARTICLE II: DEFINITIONS

- A. Bar: The word "Bar" in the Plan refers to the Orleans County Bar Association.
- B. County: The word "County" in the Plan refers to the County of Orleans.
- C. Eligible: The word "eligible" in the Plan means those clients who meet financial eligibility guidelines established by the Assigned Counsel Advisory Committee for whom this Plan will be used to provide counsel.
- D. Conflict Assignment: The term "conflict assignment" in the Plan means a legal proceeding wherein the client is eligible for representation by the Orleans County Public Defender but where a conflict of interest precludes that representation by the Public Defender.
- E. Administrator: The word "Administrator" and term "Assigned Counsel Administrator" in the Plan mean the attorney chosen by the Bar to administer the Plan.
- F. Committee: The word "Committee" in the Plan refers to the Bar's standing Assigned Counsel Advisory Committee.

## ARTICLE III: DURATION OF THE PLAN

Subject to annual legislative appropriations, the Plan shall remain in full force and effect for a period of three years unless terminated by either the Bar or the County. The Bar or the County may terminate the Plan at any time upon one hundred eighty (180) days written notice to the other. Until the expiration of said notice, the County has an obligation to pay the Assigned Counsel Administrator as provided in the Plan.

The Bar and the County shall enter into a written agreement annually which specifies the amount of compensation which the County shall provide the Bar or the Assigned Counsel Administrator chosen by the Bar for services under the Plan.

In the event of Plan termination, the assignment of counsel will revert to the method or methods required by applicable law at the time of termination.

Upon notice of termination provided by either the Bar or the County, the Assigned Counsel Administrator shall notify all judges and justices of the impending program termination.

The Plan may be amended only upon agreement of both the Bar and the County and with any required approval of the state administrator.

#### ARTICLE IV: BAR ASSOCIATION DUTIES

The Orleans County Bar Association shall ensure that effective assistance of counsel is available at statutory rates of compensation to all eligible indigent persons who are assigned counsel pursuant to the Plan. To that end, the Bar will establish criteria to be used by the Administrator in determining an attorney's qualification to accept cases of a particular type. The Bar shall maintain a standing Assigned Counsel Committee to implement and assist in the use of the Plan. That Committee will make recommendations to the Bar concerning the criteria for attorney qualification under the plan. That Committee will make a recommendation to modify the criteria if it concludes that the attorney eligibility criteria should be modified. The Committee will prepare the application for attorneys to use when either seeking panel membership or a change in panel membership. The Committee can identify verification which must be submitted with the application if the Committee deems verification necessary either upon adoption of the Plan or at any time thereafter.

The County shall annually enter into a written agreement with an attorney to administer the Plan. That attorney will be known as the Assigned Counsel Administrator. The Bar's Assigned Counsel Committee will recommend to the County an attorney to be the Assigned Counsel Administrator, subject to approval by the voting members of the Orleans

County Bar Association. Preference will be given to an attorney who resides or has an office for the practice of law in the County whenever possible.

The Committee will respond to requests from the Assigned Counsel Administrator for information, recommendations or assistance. If a program violation is alleged and a fair hearing necessary, the Committee will conduct said hearing and render a decision.

Any notice or request of the Committee may be sent to the President of the Bar or to the chairperson of the Committee.

#### ARTICLE V: DUTIES OF THE ASSIGNED COUNSEL ADMINISTRATOR

The Assigned Counsel Administrator will work effectively and harmoniously with judges, justices, court administrators, attorneys, county officials and eligible persons. The Administrator may not accept assignments from the Plan. If any conflict of interest prevents the Administrator from assigning counsel in a particular case, a member of the Assigned Counsel Committee for whom there is no conflict of interest will make the assignment even if that Committee member accepts assignments from the Plan.

The Assigned Counsel Administrator will ensure compliance with all regulations, standards and criteria established by the Office of Indigent Legal Services pursuant to its responsibilities under the Executive Law with the assistance of the Bar or the Committee when appropriate. The Administrator will review all applications from attorneys to determine the panel or panels for which the attorney is qualified. The Administrator will compile and circulate to all judges and justices and to the Assigned Counsel Committee a list of attorneys qualified to accept a particular type of case. The Administrator will modify that list when any new application from a qualified attorney is received. The Administrator will make a determination about an attorney's qualifications for another panel upon a subsequent application by that attorney. Any issue concerning an attorney's qualification for a particular panel may be resolved by the Committee at the request of the attorney or the Administrator. The Administrator may recommend to the Committee that all attorneys in a particular panel be required to submit a new application. The Committee will decide whether such re-application is appropriate.

The Assigned Counsel Administrator shall be responsible for ensuring that effective counsel is promptly assigned in accordance with the provisions of the Plan to all eligible persons who require legal representation. The Assigned Counsel Administrator shall also ensure that all participating attorneys comply with the terms of the Plan. The Assigned Counsel Administrator shall maintain records of all assignments and report both in writing and in person as requested by the County or the Bar. The Administrator will prepare any report required to be filed with the Unified Court System concerning the Assigned Counsel Plan. The Assigned Counsel Administrator may hire any staff deemed necessary by the Administrator using the funds appropriated for the Plan. The Administrator may perform any other function or duty necessary to accomplish the objectives of the Plan and to comply with any applicable law, rule or regulation.

The Assigned Counsel Administrator will make determinations about the financial eligibility of a person seeking assigned counsel under this Plan. The Administrator will assign counsel even while eligibility is being finally determined or verified. The attorney assigned will be responsible for having the client complete any necessary financial eligibility form as soon as possible. The Administrator will make the determination of eligibility, not the assigned attorney. A trial court has the ultimate responsibility to determine eligibility if not clearly within established guidelines as promulgated by the Committee. The Appellate Court will determine financial eligibility for any person seeking assigned counsel on appeal.

The Administrator may recommend to a court that counsel be assigned pursuant to County Law 722-d. The court will determine whether to assign pursuant to County Law 722-d. If a client becomes financially able to retain counsel or make partial payment for representation or other services, either the Administrator or the assigned counsel may so notify the court. The Court may terminate the assignment or after notice to the client assign pursuant to County Law 722-d.

If counsel is assigned pursuant to County Law 722-d, the Administrator shall ensure that counsel has prepared a voucher about time expended and expenses incurred and submitted that voucher to the client. Counsel must submit an affirmation concerning service upon the client. The client shall

have ten business days to submit a response to the Administrator, which may include any mitigating factors or other relevant information for the court to consider in deciding the amount to be fixed for representation, before the voucher is submitted by the Administrator to the court. The repeated failure by counsel assigned pursuant to County Law 722-d to submit a voucher to a client or clients may be considered a financial impropriety under this Plan.

## ARTICLE VI: DUTIES OF PANEL ASSIGNMENT ATTORNEYS

An attorney willing to accept assignments under the Plan shall submit an application on a designated form to the Administrator. After reviewing that form, the Administrator will determine the attorney's eligibility to accept assignments and qualification to accept a particular type of assignment using the criteria adopted by the Bar.

To be eligible, an attorney accepting assignments under this Plan must be registered with the Office of Court Administration. Such attorney must have paid the biennial attorney registration fee. Such attorney must have complied with the continuing education requirements imposed at the time of last registration renewal. At any time the Administrator may request proof that an attorney has completed the required continuing education credits and/or that the attorney is not delinquent in paying the attorney registration fee.

An attorney shall advise a court if offered an assignment which that attorney has not been qualified by the Administrator to accept. If a court assigns the attorney despite being so advised, the attorney will be compensated and the Administrator will consider that assignment in the rotation of cases.

An attorney who has rejected all offered assignments for a particular panel for a reason other than an unmanageable caseload, illness or conflicts of interest for nine months may be removed from that panel at the Administrator's sole discretion. A new application will be required if removed from a panel for this reason. A subsequent removal of that attorney from that or another panel for the same reason will require approval by the Committee to reapply.

No attorney assigned to a client may accept payment for that matter other than pursuant to the Plan. No attorney assigned to a client may accept

payment or enter into an agreement to accept payment in the future on any other matter concerning that client until the assigned matter has been completely resolved and the voucher has been submitted.

An attorney who reasonably believes that investigative, expert or other auxiliary services are necessary, and the client is financially unable to obtain such services, may apply to the court ex parte for authorization to obtain such services pursuant to County Law Section 722-c.

An attorney shall advise the client about his or her appellate rights as required of defense counsel and counsel in Family and Surrogate's Courts. (See 22 NYCRR 1022.11; 22 NYCRR 1022.11a.) The attorney shall file any necessary notice of appeal and provide the client with papers necessary to seek poor person status and assigned counsel on appeal or make such motion if required. (See 22 NYCRR 1022.11a [4])

## ARTICLE VII: PROCEDURE FOR ASSIGNMENT OF COUNSEL

Upon a request for assigned counsel by a judge or justice or when notified of a conflict assignment, the Administrator will, as soon as possible, provide the name of an attorney to the judge or justice in accordance with the procedures in the Plan. The Administrator will rotate the assignment of counsel among attorneys qualified for a particular type of case, giving preference to attorneys residing or having an office to practice law in the County whenever feasible and practicable. Additionally, the Administrator may consider the following factors in the systematic rotation of attorneys: cases currently open for that client; prior representation of the client by an attorney; potential conflicts of interest; the number of assignments already made to an attorney for whom vouchers have not yet been submitted; and any geographic preference of the attorney. The Administrator should manage files to avoid excessive assigned caseloads, refusing to assign further cases when the attorney has reached any maximum number of assigned cases for which vouchers have not yet been submitted which has been set by the Committee.

The Administrator will keep a record of each attempted assignment and assignment accepted by an attorney, including the name of the client, the charge against the client or type of case and the court and judge or justice for whom the attorney was assigned. Assignment of the attorney will be continuous from assignment until conclusion of the case, including



subsequent to indictment or waiver of indictment.

In an emergency situation, a court may assign an attorney qualified through this Plan to accept that assignment. The Administrator will provide courts with updated lists of those attorneys qualified to accept assignments. Any court making such an assignment should timely notify the Administrator that an assignment has been made. The assigned attorney will also notify the Administrator about any assignment made by anyone other than the Administrator. The Administrator will consider this assignment in the rotation of cases.

#### ARTICLE VIII: PAYMENT OF ASSIGNED COUNSEL

The attorney assigned will submit an accurate County voucher with an itemized listing of time reasonably spent and expenses reasonably incurred to the Administrator within ninety (90) days of the last action on a case unless good cause. The Administrator will review all vouchers for both math errors and the appropriateness or irregularity of any time or expense. The Administrator may request additional information concerning time spent or an expense incurred within thirty (30) days of receiving the voucher for payment. The Administrator will make timely recommendations to the courts concerning approval of any voucher. If the Administrator makes any changes other than to correct for math errors or makes a recommendation not to approve the voucher exactly as submitted, the Administrator will give the attorney an opportunity to submit a response in writing before forwarding the voucher, the Administrator's recommendation and any such response to the court. The Administrator may at his or her discretion contact the attorney to resolve any problems prior to making a recommendation. All vouchers will be returned to the Administrator by the courts after approval.

Assigned counsel will be paid at rates established in Article 18B of the County Law at the time services were provided. A voucher may be submitted when it is reasonably anticipated that there will be a period of time without meaningful legal activity on the case.

The Committee may recommend to the Bar whether a particular expense should be considered appropriate or not appropriate for reimbursement. The Bar may adopt rules concerning those expenses which will be reimbursed and the manner for proving such an expense. Any such rule

will apply only prospectively. The Administrator will immediately provide all members of every panel and the courts with a written copy of any rule adopted by the Bar.

#### ARTICLE IX: COMPLAINT PROCEDURE; SUSPENSION OR REMOVAL OF ATTORNEYS FROM PANEL MEMBERSHIP

Any complaint received by the Administrator from an attorney's current client will be immediately transmitted to the judge or justice before whom that matter is pending. A copy of anything transmitted to a court will be immediately transmitted to the attorney. A complaint by a former client or another attorney will not be submitted to the court until after a determination of merit. A judge or justice may make a complaint to the Administrator. The Administrator or a judge or justice may refer any complaint to the Committee for its consideration. A copy of any complaint received will be immediately transmitted to the attorney. The Committee may make a recommendation to the Administrator for further action under the Plan. The Administrator shall maintain a record of all complaints concerning an attorney. The Committee shall have the authority to purge any meritless complaint from the Administrator's records at the request of an attorney, the Administrator, judge or justice.

The Administrator may suspend any attorney from a panel for a period not exceeding six months for failure to comply with the Plan or for just cause, either before or after discussing a concern with an attorney. Just cause includes, but is not limited to, failure to adequately represent a client; failure to comply with appropriate professional standards; and repeated billing improprieties. The Administrator must notify the attorney immediately in writing about such suspension. The attorney may request review by the Committee within thirty (30) days after the date of mailing of the notice. The Committee will act within thirty (30) days of the request for review and will consider any information or statement submitted by the attorney or the Administrator but will not conduct a hearing. The attorney must reapply at the end of the suspension regardless of whether there has been a review of the suspension. The Committee will determine whether to reinstate the attorney to a particular panel at the end of the suspension within thirty (30) days of the Administrator receiving the application. The Committee may impose reasonable conditions upon the attorney for reinstatement. The Committee may hold an application in abeyance and may schedule a hearing to decide whether to remove an

attorney from the panel.

The Administrator may recommend to the Committee that an attorney who is being suspended be removed from a panel. The notice of such recommendation will be immediately transmitted to the attorney. The Committee will conduct a hearing, if requested by the attorney within thirty (30) days of mailing of the notice of the recommendation for removal. The hearing shall be held within sixty (60) days of receipt of the request for such a hearing.

The Committee may reinstate an attorney upon a new application submitted to the Administrator at least eighteen (18) months after removal from a panel. The Committee may request additional information from the attorney, the Administrator or any other person, including judges or justices. No hearing will be held prior to determination about reinstatement unless requested by the Committee. The Committee's decision to reinstate will be final. No subsequent application for that panel will be considered for at least two (2) years.

#### **ARTICLE X: EFFECTIVE DATE**

The terms of this plan shall go into effect after approval by the Bar, the County Legislature and the state administrator and after the hiring of an Administrator.

Orleans County Attorney David Schubel also commented that Judge Punch should also be recognized for his participation in this plan.

Legislator DeRoller moved to adopt Local Law No. 2 of 2014 which is to authorize the use of Best Value for awarding purchase contracts; second by Legislator Miller. Legislator DeRoller and Johnson noted that both the County Attorney and the Chief Administrative Officer have done a very good job in getting this adopted for Orleans County. The following resolution was adopted:

#### **RESOLUTION NO. 136-414**

**ADOPTING LOCAL LAW NO. 2 OF 2014, ENTITLED A LOCAL LAW AUTHORIZING THE USE OF BEST VALUE FOR AWARDING PURCHASE CONTRACTS**

WHEREAS, Local Law No. 2-Intro of the year 2014 was introduced at a regular meeting of the Orleans County Legislature held on March 12, 2014 and a Public Hearing was held on March 26, 2014, at which time all interested persons wishing to speak were heard; now be it

RESOLVED, that this Legislature enacts the following Local Law No. 2 of 2014:

COUNTY OF ORLEANS  
LOCAL LAW NO. 2 OF 2014

A LOCAL LAW AUTHORIZING THE USE OF BEST VALUE FOR  
AWARDING PURCHASE CONTRACTS

Section 1. Legislative History.

A. Section 103 of New York State General Municipal Law has been amended to allow municipalities the option of utilizing a “best value” standard in purchase contracts in lieu of the “lowest responsible bidder” standard when it is deemed in the best interest of the municipality, due to factors such as cost of maintenance, durability, higher quality, and longer product life. In order to utilize the “best value” standard for purchase contracts, municipalities must adopt a local law authorizing use of this alternative purchasing standard.

B. A new subdivision 16 was added to General Municipal Law section 103, and subsequently amended, to allow municipalities to purchase apparatus, materials, equipment and supplies, and to contract for services related to the installation, maintenance or repair of those items, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision therein, either to the lowest bidder or on the basis of best value in a manner consistent with General Municipal Law section 103. The contracts must be made available for use by other governmental entities.

Section 2. Authorization.

A. The County of Orleans is hereby authorized to award purchase contracts on the basis of best value in the manner provided by Section 103 of New York State General Municipal Law.

B. It shall be the responsibility of the Orleans County Chief Administrative Officer to review each proposed non-New York procurement to determine, on advice of the Orleans County Attorney as appropriate, whether the proposed procurement has been let to the lowest responsible bidder or on the basis of best value in a manner consistent with General Municipal Law section 103.

Section 3. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

Moved, DeRoller; second, Miller.

Roll Call: 6 ayes: Allport, DeFilipps, DeRoller, Eick, Johnson, Miller; 0 nays; 1 absent, Callard.

Adopted.

**RESOLUTION NO. 137-414**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$3,218.30	National Grid	Invoice 800069430 Additional service at EOC to serve the microwave shelter
\$8,309.80	Doherty Communications	Reimbursement of Suburban Electric Invoices:#136736, #136727, #136755, #136786
\$4,028.54	Orleans County Machinery Fund	Diesel Fuel @ Tower Site Generator
\$2,400.00	Southworth-Milton Cat	Inv.A4950702/03 – Wk 2 & 3 of Generator Rental
\$182.52	Southworth-Milton Cat	Inv. A49507031 – Fuel fill-up; Final Rental Bill

Moved, DeRoller; second, Miller.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

**RESOLUTION NO. 138-414**

**AMENDING AGENCY APPOINTMENT TO THE EMERGENCY  
MEDICAL SERVICES COUNCIL**

WHEREAS, Resolution No. 74-214 approved appointments to the  
Emergency Medical Services Council; be it

RESOLVED, that the following amendment is made:

<u>AGENCY</u>	<u>NAME OF VOTING MEMBER</u>
Holley Volunteer Ambulance	Barb Morlino

FURTHER RESOLVED, that this appointment is effective from  
this date through December 31, 2014.

Moved, DeRoller; second, Miller.  
Adopted. 6 ayes; 0 nays; 1 absent, Callard.

**RESOLUTION NO. 139-414**

**APPROVING INTERMUNICIPAL AGREEMENT WITH GENESEE,  
MONROE, AND WYOMING COUNTIES FOR THE BLACK CREEK  
WATERSHED COALITION**

WHEREAS, Resolution No. 99-203 approved an agreement with  
Genesee and Monroe Counties for the formation of the Black Creek  
Watershed Coalition; now therefore be it

RESOLVED, that this Legislature approves an Intermunicipal  
Agreement with Genesee, Monroe, and Wyoming Counties for the  
continuation of the Black Creek Watershed Coalition for the purpose of  
watershed level planning, educating the public, assisting in gathering data  
and information with respect to water quality and flood prevention within  
the Black Creek Watershed; agreement has no cost involved to the county  
and is effective beginning December 31, 2013 through December 31,  
2018.

Moved, DeFilipps; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Callard.

Vice Chairman Johnson called for discussion on any old business, with there being none. She re-opened the floor for any other comments. With there being none, Legislator Allport moved to adjourn; second by Legislator DeFilipps. Meeting adjourned at 4:45 p.m.

## LEGISLATURE MEETING

April 23, 2014

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Chairman Callard called the meeting to order at 4:55 PM. After the pledge to the flag and invocation led by Legislator DeFilipps, the Clerk called the roll. All Legislators were present, with the exception of Legislator DeRoller.

The Clerk presented the following communications: The Employee Assistance Program committee announces the following Employees of the Month: January – William Culverwell, Head Custodian, Buildings and Grounds Department; February - Dione Harrington, Case Supervisor, Department of Social Services; March – Karen Wygal, Director of Nursing, The Villages of Orleans. The Orleans County 32<sup>nd</sup> Annual Youth Recognition Award Banquet will be held on May 8<sup>th</sup> at Hickory Ridge Golf Course. A Blood Drive will occur on April 25<sup>th</sup> from 9 a.m.–2 p.m. at the Orleans County Administration Building Conference Rooms.

Orleans County Town/Village Resolution Submissions received from April 10<sup>th</sup>-April 24<sup>th</sup> :

Town/Village	Resolution Title
Albion	Reject Cuomo's Plan to Reward Prison Inmates by providing them College Education
V/Albion	Rural Broadband Deployment Act - promoting Rural Broadband
V/Albion	Supporting International Joint Commission to reject the Proposed 2014 plan
Clarendon	Reject Cuomo's Plan to Reward Prison Inmates by providing them College Education
Clarendon	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund

Twenty additional letters from various Orleans County residents have been received in our office regarding their major concerns with the Lake Ontario State Parkway Bridge and Road Maintenance. These letters have also been forwarded to Senator Maziarz and Assemblyman Hawley. [Total Letters Received: 53. (Carlton–39; Kendall–10; Albion – 2; Medina – 1; Lyndonville - 1)]

ABATE of New York – Orleans County Chapter is requesting use of the courthouse steps and power to hold their Motorcycle Safety & Awareness



Rally on Sunday May 4<sup>th</sup> from Noon to 3:00 p.m. Orleans County Department of Social Services has requested to hang a banner in the lawn at courthouse square to commemorate National Foster Care Month for the month of May. ARC would like to use the Nutrition side/space at 16 East Academy for an event on Saturday, September 13<sup>th</sup> for a fundraising event. This is replacing their Signature Series event. They would like approval to use this space so they can begin to plan the event. The Board approved the three above requests.

Legislator Johnson presented the ABATE Proclamation for Motorcycle Safety and Awareness Month designated for the month of May in Orleans County to Chuck Persons, President, ABATE – Orleans County Chapter.

Legislator Miller presented a proclamation also designating the month of May as National Foster Care Month in Orleans County. Those present to receive this designation were: Tom Kuryla, DSS Commissioner; Holli Nenni, DSS Deputy Commissioner, and Jeannine Larkin, Supervisor of Preventive Services, Foster Care and Adoption.

Treasurer Heard dispersed a report for the Capital Project balances at year end of 2013.

Chairman Callard called for open discussion as it related to the resolutions. With there being none, the following resolutions were presented for adoption:

### **RESOLUTION NO. 140-414**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	7896-8038	\$347,500.37
Highway	327-335; 756-792	\$96, 151.50
Nursing Home	26886-26934	\$176,719.82
Job Development	1468-1476	\$13,659.99
Self Insurance	1058; 53624-53625	\$684.49

Moved, DeFilipps; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 141-414**

**AWARDING BIDS FOR VARIOUS MATERIALS AND  
COMMODITIES FOR HIGHWAY DEPARTMENT**

WHEREAS, the Orleans County Highway Department sought bids for various materials and commodities for the years 2014-2015; and

WHEREAS, such bids have been received, opened, and reviewed to determine the lowest responsible bidder for each material and commodity; be it

RESOLVED, that the bids for the various materials and commodities be awarded to the low bidders named on schedules for the dollar amounts per unit shown on such schedules, subject to the approval of the County Attorney.

Moved, Eick; second, Miller.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 142-414**

**APPROVING AGREEMENT BETWEEN PROBATION  
DEPARTMENT AND AUTOMON CORPORATION**

RESOLVED, that this Legislature approves an agreement between Probation Department and Automon Corporation, 10450 N. 74<sup>th</sup> St.,

Scottsdale, AZ 85258, for a maintenance contract to maintain the Probation Case Management System (Caseload Explorer) for the term of June 21, 2014 through June 20, 2015 at a cost of \$6,521.95.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 143-414**

APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND FAVORITE HEALTHCARE STAFFING, INC.

RESOLVED, that this Legislature approves the agreement between The Villages of Orleans Health and Rehabilitation Center and Favorite Healthcare Staffing, Inc. for agency nurse services on an as needed basis for the period March 22, 2014 through March 21, 2015; and be it

FURTHER RESOLVED, the RN Charge, RN, LPN, and CNA cost schedule is:

	RN Charge	RN	LPN	CNA
Weekday	\$51.95	\$45.95	\$39.95	\$23.95
Weekend	\$54.95	\$49.95	\$42.95	\$26.95

Holiday and Overtime hours over forty hours per week will be billed at time and a half. Designated holidays are New Years Eve, New Years Day, Easter Sunday, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving Eve (11-7), Thanksgiving Day (7-3, 3-11), Christmas Eve (3-11, 11-7), and Christmas Day.

Moved, Allport; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 144-414**

APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Mobilex USA, 4950 Genesee St, Buffalo, NY 14225 for the provision of radiology services to residents effective March 1, 2014 through March 1, 2015 at an annual cost of \$9,000.

IM Solutions, Inc, 109 Chatham Ave., Buffalo, NY 14216 for the provision of Business Office Operations services, effective February 1, 2014 through December 31, 2014, at a cost of \$16,000 per month.

Accelerated Receivables, 339 Main Street, Arcade, NY 14009 for the provision of collecting on unpaid accounts effective April 4, 2014, through April 3, 2015 retaining 35% of recovered funds.

Moved, Allport; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Johnson moved a resolution calling on the Governor and State Legislature to enact legislation to help county jails manage mental health services for incarcerated individuals; second by Legislator Allport. Legislator Johnson called upon Mark O'Brien, Director of Orleans County Mental Health, for an explanation. He indicated that there are funding opportunities from the state right now that they are looking into that would make two year funding available. Right now the safety net is terrible and they only get first and only one time services in the Jail. He has spoken with Jail Superintendent Wilson, Sheriff Hess, DSS Commissioner Kuryla, and Probation Director Welch to get an internal coalition together so when the next time the funding comes around, they will be prepared to increase the services that are available and do some better planning around that. Director O'Brien indicated that he fully supports the Board in adopting this resolution. Chairman Callard asked the timing on the next round of funding. Director O'Brien stated that a time has not been indicated but they did say that in the meantime a discussion can be had with OMH (Office of Mental Health) about tactical assistance and to better prepare themselves for the possibilities. Director O'Brien indicated that they are starting this process now. Chairman Callard asked that this resolution also be sent on to Intercounty of Western New York. Legislator Johnson asked Jail Superintendent Wilson how many in our jail are found

to be incompetent. Superintendent Wilson indicated that he does not have that number but he stated that the ones that are found incompetent go out to Marcy, which is out east, for evaluation and once found competent they come back. We incur a cost for that, stated our Superintendent. The following resolution was adopted:

**RESOLUTION NO. 145-414**

**CALLING ON THE GOVERNOR AND THE STATE LEGISLATURE TO ENACT LEGISLATION TO HELP COUNTY JAILS MANAGE THE INCREASING COSTS OF MENTAL HEALTH SERVICES FOR INCARCERATED INDIVIDUALS**

WHEREAS, counties incur substantial costs to construct and maintain jail facilities in accordance with standards set by the New York State Commission of Correction; and

WHEREAS, as part of the responsibility to maintain and manage jails, counties are mandated to pay for medical expenses of all individuals incarcerated in their jail; and

WHEREAS, individuals arrested for a crime who are found incompetent to understand the charges against them must be restored to competency before they can stand trial, receiving treatment in either in a facility run by the New York State Office of Mental Health (OMH) or Office of People With Developmental Disabilities (OPWDD); and

WHEREAS, placement in a state facility during this "competency restoration" period requires counties to cover 50 percent of the treatment costs, which in some instances can carry on indefinitely depending on the diagnosis of the individual and cause significant fiscal strain for the county; and

WHEREAS, the Governor's plan to close many state mental health facilities, included in the Regional Centers of Excellence Plan, may have the adverse effect of increasing pressures on local mental health support systems, resulting in more placements for longer periods of time to state OMH facilities, thereby increasing costs to county tax payers; now, therefore be it

RESOLVED, the Orleans County Legislature calls upon Governor Andrew M. Cuomo and the New York State Legislature to provide counties with financial support for inmate mental health costs by placing a cap on county liabilities in these circumstances and limiting county fiscal support to no more than the first 30 days; and be it

FURTHER RESOLVED, in order to offset the state and local costs of providing health care coverage of inpatient hospital services provided outside of local jails and state prisons, a concerted effort of the State and local governments must be made to improve the number of Medicaid eligible inmates who are enrolled in the program; and be it

FURTHER RESOLVED, the Orleans County Legislature urges Governor Andrew M. Cuomo and the New York State Commission of Correction, with support from the New York State Legislature, to continue to work with counties to identify ways to more efficiently and cost-effectively provide inmates in county jails with access to affordable medical care and mental health treatment; and be it

FURTHER RESOLVED, copies of this resolution be sent to the sixty-two counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, the Chairman of the New York State Commission of Correction, NYSAC, Intercounty association and all others deemed necessary and proper.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Eick moved to authorize carpet purchase for the renovation to the Public Safety Building; second by Legislator Miller. CAO Nesbitt noted that this will be reimbursed by the Drug Seizure monies collected by the Major Felony Crime Task Force. The following resolution was adopted:

**RESOLUTION NO. 146-414**

**AUTHORIZING PURCHASE FROM BUILDINGS AND GROUNDS  
BUDGET**

RESOLVED, that this Legislature authorizes the purchase and installation from GP Land & Carpet Corp, 5905 Lake Road South, Brockport, NY 14420 of 54 yards of carpet, 4 gallons of adhesive along with installation of the carpet tile, furnish black vinyl cove base and labor; and to install Mannington VCT tile, prep floor and furnish and install black cove base at a total cost of \$10,941.57 for the remodeling project at the Public Safety Building, 2nd Floor to be paid from account A1620.403 Buildings & Grounds – Maintenance Projects. Reimbursed by the Major Felony Crime Task Force.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 147-414**

**APPROVING RE-APPOINTMENTS TO THE COMMUNITY  
SERVICES BOARD**

RESOLVED, that this Legislature approves the re-appointments to the Community Services Board as follows:

Jan Albanese, waiver to serve a fifth term effective May 1, 2014 and ending April 30, 2018.

Carol D'Agostino, to serve a second term effective May 1, 2014 and ending April 30, 2018.

Moved, Allport; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 148-414**

**APPROVING AGREEMENT BETWEEN THE ORLEANS COUNTY  
HEALTH DEPARTMENT AND THE NEW YORK STATE  
DEPARTMENT OF HEALTH**

RESOLVED, that this Legislature approves an agreement between the Public Health Department and the New York State Department of Health, Bureau of Public Water Supply Protection, Corning Tower, Room 1110, Empire State Plaza; Albany, NY 12237 to provide \$107,516 to the Orleans County Health Department for the Public Water Supply Program. Contract period April 1, 2014 through March 31, 2015. Contract# C026479. County cost \$0.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 149-414**

#### **AUTHORIZING FILLING A VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature, as the result of a resignation, does hereby authorize the filling of a vacant full-time Caseworker position (6010.0225) in the Department of Social Services at Grade 16 of the CSEA Salary Schedule effective April 24, 2014.

Moved, Miller; second; Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 150-414**

#### **APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Children's Home of Wyoming Conference, Binghamton, NY for the provision of residential foster care services; to be effective May 1, 2014 through April 30, 2015 at per diem rates established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.



Gustavus Adolphus C&FS Jamestown, NY for the provision of residential foster care services; to be effective May 6, 2014 through May 5, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

ARC of Orleans County, Albion, NY for the provision of Consumer Directed Personal Care Assisted Program; to be effective May 1, 2014 through April 30, 2015 at rates established by the NYS Department of Health. County cost is \$0.

Moved, Miller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 151-414**

#### **AUTHORIZING TREASURER TO SET UP FUNDS FROM RESERVE ACCOUNT TO CENTRAL REPAIR ACCOUNT**

WHEREAS, funds in the amount of \$27,051 from the 2013 Central Repair Account have been reverted to the County's Reserve Account; and

WHEREAS, said funds must be segregated and carried forward to meet state auditing requirements; be it

RESOLVED, that the County Treasurer is hereby authorized to set up funds from the reserve account in the amount of \$18,202 to Central Repair Account A1615.443 – Central Repairs to Office Equipment, and \$8,849 to Account A1615.453 – Central Repair Telephone & Communications.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Johnson moved to authorize payments for the Capital Radio Project; second by Legislator Allport. Legislator Johnson announced that May 5<sup>th</sup> will be the functional testing, May 6<sup>th</sup>-8<sup>th</sup> is the console training for dispatch, and May 28<sup>th</sup> will be the cutover. Chairman Callard stated at the May 28<sup>th</sup> meeting a celebration is planned. The following resolution was adopted:

**RESOLUTION NO. 152-414**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	Inv. # P000000943 Monthly Installment, April 2014

Moved, Johnson; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 153-414**

**APPROVING APPOINTMENT TO THE AGING ADVISORY COUNCIL**

RESOLVED, that this Legislature approves the following appointment to the Office for the Aging Advisory Council for a three year term, effective April 1, 2014 through March 31, 2017.

Miguel Laureano, 360 West Oak Orchard Street, Medina, NY 14103

Moved, Miller; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 154-414**

**AUTHORIZING PURCHASE EXPENDING STATE HOMELAND SECURITY FUNDS AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET**

RESOLVED, this Legislature authorizes the Sheriff to purchase ten (10) portable marine radios from Harris Communications, 221 Jefferson Ridge Parkway, Lynchburg, VA 24501 (PO #54501) to be paid from Operation Stonegarden Grant 2011-2012-2013 funds; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up Homeland Security Operation Stonegarden grant funds as follows:

Revenue:

A4308.2011	Homeland Security/Operation Stonegarden FY2011	\$10,000.00
A4308.2012	Homeland Security/Operation Stonegarden FY2012	\$24,000.00
A4308.2013	Homeland Security/Operation Stonegarden FY2013	\$ 6,328.62

Appropriations:

A3110.486.2011	Special Grants/WM2011OPSG	\$10,000.00
A3110.486.2012	Special Grants/WM2012OPSG	\$24,000.00
A3110.486.2013	Special Grants/WM2013OPSG	\$ 6,328.62

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 155-414**

**AUTHORIZING THE CHAIRMAN TO SIGN A CONTRACT FOR THE COUNTY TREASURER'S OFFICE WITH ARMORY ASSOCIATES, LLC**

WHEREAS, that pursuant to a request from the County Treasurer to meet the requirements set forth under GASB 45, the County must hire professional services for providing the actuary services for GASB 45 valuing the Orleans County's Other Post Employment Benefits (OPEB) other than pensions; and

WHEREAS, after careful review is recommending the contract be awarded to Armory Associates, LLC, 120 Walton Street, Suite 601, Syracuse, NY 13202 at the cost of \$500 for the Fiscal year 2013; \$9,900 for the fiscal year 2014; \$1,000 for interim year 2015; \$9,900 for the fiscal year 2016; \$1,500 for interim year 2017; and \$9,900 for the fiscal year 2018; now be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized to sign the contract, subject to the review and approval of the County Attorney and Chief Administrative Officer, for the Orleans County Treasurer's Office with Armory Associates, LLC for GASB 45 Actuary Services.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Johnson moved the following resolution for the sale and issuance of Revenue Anticipation Notes; second by Legislator Allport. Legislator Johnson stated that this is the upfront cash flow needed for the Waterport and Hulberton Bridge projects. Legislator Allport noted that 80% is reimbursed by the Federal government and 15% from the State government. CAO Nesbitt indicated that this amount is just enough to manage the cash flow where the projects themselves near a \$3 million cost. Our 5% share was budgeted. The following resolution was adopted:

#### **RESOLUTION NO. 156-414**

A RESOLUTION DELEGATING TO THE COUNTY TREASURER OF THE COUNTY OF ORLEANS, NEW YORK, THE POWER TO AUTHORIZE THE SALE AND ISSUANCE OF UP TO \$1,600,000 REVENUE ANTICIPATION NOTES OF SAID COUNTY IN ANTICIPATION OF THE COLLECTION OF REVENUES TO BE RECEIVED AS STATE AND FEDERAL AID BY SAID COUNTY IN THE CURRENT 2014 FISCAL YEAR OF SAID COUNTY

BE IT RESOLVED, by the County Legislature of the County of Orleans, New York, as follows:

Section 1. The power to authorize the sale and issuance of up to \$1,600,000 revenue anticipation notes of the County of Orleans, New York, including renewals thereof, in anticipation of revenues to be received by said County as State and Federal aid by said County in the current fiscal year in connection with certain bridge projects, is hereby delegated to the County Treasurer of said County, the chief fiscal officer. Such notes shall be of such terms, form and contents as may be determined by said County Treasurer, pursuant to the provisions of the Local Finance Law.

Section 2. This resolution shall take effect immediately.

Moved, Johnson; second, Allport.

Roll Call: 6 ayes: Allport, Callard, DeFilippis, Eick, Johnson, Miller; 0 nays; 1 absent, DeRoller.

Adopted.

### **RESOLUTION NO. 157-414**

**A RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$670,000 BONDS TO PAY COSTS RELATED TO AN EMERGENCY COMMUNICATION SYSTEM RADIO TOWER PROJECT, IN AND FOR THE COUNTY OF ORLEANS, NEW YORK**

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; now, therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Orleans, New York, as follows:

Section 1. For the specific object or purpose of paying the increased cost related to an emergency communication system radio tower project, consisting of the construction of towers and installation of related infrastructure, the acquisition of equipment, and land or rights-in-land, in and for the County of Orleans, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued an additional \$670,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The plan for the financing of the \$5,970,000 maximum estimated cost thereof shall be as follows:

- (a) by the issuance of the \$4,500,000 bonds of said County authorized by a bond resolution dated April 11, 2012;
- (b) by the expenditure of \$800,000 monies received or to be received from grants-in-aid and other available funds,

- which monies are hereby appropriated therefore; and
- (c) by the issuance of the \$670,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years, pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Orleans, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may

be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in The Medina Journal and The Daily News, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Moved, Johnson; second, Allport.

Roll Call: 6 ayes: Allport, Callard, DeFilipps, Eick, Johnson, Miller; 0 nays; 1 absent, DeRoller.

Adopted.

## **RESOLUTION NO. 158-414**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes filling a vacant part-time Cook position (3150.32) in the Sheriff's Office, in the Jail, at an hourly rate of \$12.88 effective April 24, 2014.

Moved, Johnson; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

## **RESOLUTION NO. 159-414**

### **APPROVING AGREEMENTS BETWEEN HIGHWAY DEPARTMENT AND VARIOUS AGENCIES CONCERNING THE WATERPORT BRIDGE OVER OAK ORCHARD CREEK IN THE TOWN OF CARLTON**

RESOLVED, that this Legislature approves a supplemental agreement #1, contract #D033788 with the Orleans County Highway Department and NYS DOT, 1530 Jefferson Road, Rochester, NY 14623-3161. This supplemental agreement amends the original resolution #99-312 to add additional funding for the Waterport Road Bridge over Oak Orchard Creek Preventive Maintenance – PIN 475529; BIN: 1044370. Phase includes Design, Right of Way Incidentals and Construction; and be it

FURTHER RESOLVED, the Chairman of the Legislature is authorized to sign, subject to the review and approval of the County Attorney and the Chief Administrative Officer, the Supplemental #1 agreement for Waterport Road Bridge over Oak Orchard Creek Preventative Maintenance. Total cost of \$1,927,000, Reimbursement of \$1,787,250 and County cost of \$139,750; agreement effective through February 23, 2021; and be it

FURTHER RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St., Ste 201, Rochester, NY 14614 to perform construction inspection and oversight services for the Route 279 Waterport Bridge over Oak Orchard Creek in the Town of Carlton to be paid through NYS DOT contract #D033788, with such agreement subject to review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, this Legislature accepts the low bid submitted by Keeler Construction and authorizes the Chairman to execute an agreement with Keeler Construction, 13519 West Lee Road, Albion, NY 14411 for the preventative maintenance of the Waterport Bridge at the bid cost of \$1,512,766 to be paid through NYS DOT contract #D033788, with such agreement subject to review and approval of the County Attorney and Chief Administrative Officer.



Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

CAO Nesbitt indicated that the above bid came in under the estimated cost for construction.

Chairman Callard opened the floor for remarks from the Legislators, CAO and the public. He invited CAO Nesbitt to share a remark regarding the STAMP project. CAO Nesbitt shared that in 1998 when he started with Empire State Development, in the economic development field, one of the first things that he was sent to was a meeting in Saratoga called Chip Path 98. This predated the GlobalFoundries investment in Saratoga County which has now exceeded a billion dollars in factors. A firm out of Abu Dhabi has spoken of placing 10 billion dollars of investment into the GlobalFoundries sight in Saratoga County. Currently there are 2,200 jobs there at earnings of \$87,000 a piece. They are going to put another 1,000 jobs at earnings of \$100,000 a piece in their R&D operations there. This is what we are looking at coming our way. CAO Nesbitt stated that he has spent enough time in economic development to express that you don't see people from the Buffalo Niagara and Greater Rochester Enterprises in the same room together pitching the same project, EVER. This is not the average run of the mill project, this is something very special, CAO Nesbitt stated he can't emphasize this enough. You won't see this in 45 other states. Chairman Callard asked if there is a story about sales tax in Saratoga County. CAO Nesbitt stated that there is a running joke at their Administrator and Managers Association is that when Saratoga County Administrator shows up, that his whole job is to county sales tax. Treasurer Heard stated that is the same for their Treasurer.

Legislator Eick stated that this is the first time of hearing of this proposal and presentation and he feels it is very exciting. Maybe we will not see it happen in our time but for the younger generation it will be great. Chairman Callard stated that they hope someone will want to invest in this project and they will break ground within the year.

Legislator DeFilipps stated that he attended a meeting in the Village of Holley along with representatives from Congressman Collins, Senator Maziarz and Assemblyman Hawleys Offices to discuss getting eight houses that were owned by the EPA back onto the tax rolls. Chairman Callard stated that it is good that they are bringing closure to this issue.

Ken Schaal, Shelby, commented that the STAMP project is a good project. He stated that it only shows that the Gensee County Legislature has faith in economic development by supporting and funding it accordingly. He feels that Orleans County should take some lessons from that. Our Economic Development agency should be given more support like Genesee County has done. Chairman Callard stated he agrees with Mr. Schaal. He stated that since he has become chairman, Orleans County has tripled their support for our IDA but it is not enough. We will continue to do what we can to help them. We do indeed look for economic growth and development in our County.

Legislator Allport moved to adjourn; second by Legislator Eick. Meeting adjourned at 5:23 p.m.

## LEGISLATURE MEETING

May 14, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator DeRoller, the Deputy Clerk called the roll. All Legislators were present.

The Deputy Clerk presented the following communications: Annual Financial Report Update Document for the County of Orleans for the Fiscal Year ending December 31, 2013 has been filed by the Orleans County Treasurer.

Town/Village resolutions that have been received from April 23<sup>rd</sup>-current date:

### Orleans County Town/Village Resolution Submissions

Town/Village	Resolution Title
	Urging Structural Reform of the State Dedicated
Shelby	Highway and Bridge Trust Fund
Shelby	Reject Cuomo's Plan to Reward Prison Inmates by providing them College Education
Shelby	Growing Concern of Limited Access on Canal Bridges
	Reject Cuomo's Plan to Reward Prison Inmates by providing them College Education
Ridgeway	Urging Structural Reform of the State Dedicated
Kendall	Highway and Bridge Trust Fund
Murray	Growing Concern of Limited Access on Canal Bridges
	Urging Structural Reform of the State Dedicated
Barre	Highway and Bridge Trust Fund

Thirteen additional letters from various Orleans County residents have been received in our office regarding their major concerns with the Lake Ontario State Parkway Bridge and Road Maintenance. These letters have also been forwarded to Senator Maziarz and Assemblyman Hawley. [Total Letter Received: 66. (Carlton -48; Kendall - 12; Albion - 3; Medina - 2; Lyndonville - 1)]

Chairman Callard called for open discussion as it related to the resolutions. Legislator Johnson stated that Chairman Callard alluded to the Supreme Court upholding prayer at government meetings. She said that we should thank the Town of Greece for the fight in getting a 5-4

ruling. She wanted to recite the quote from the Justice who presided in this case who said “as a practice that has long endured Legislative prayer has become part of our heritage and tradition, part of our expressive idiom, similar to the pledge of allegiance, inaugural prayer; or the recitation of God Save the United States in this Honorable Court as the opening of tonight’s court session”, which Legislator Johnson thought was very interesting.

Legislator Johnson expressed that the Public Safety Committee announced that in 1962 President John F. Kennedy designated May 15<sup>th</sup> of each year as Peace Officers Memorial Day to honor federal, state and municipal officers who have died in the line of duty. President Kennedy also designated the week in which Peace Officers Memorial Day falls as National Police Week being commemorated May 11<sup>th</sup>-17<sup>th</sup> in 2014 in recognition of the crucial services provided by law enforcement personnel to celebrate their brave efforts. Since the establishment of the Orleans County Sheriff’s Office, an officer did die in the line of duty. Deputy Sheriff Whittier died on Friday, September 8, 1989 in a vehicular assault accident. Additional research in the New York State database indicated that there were 1500 officers and 2 canines that have been involved in a line of duty death. Legislator Johnson wanted to recognize this great lost this evening.

The following resolutions were presented for adoption:

**RESOLUTION NO. 160-514**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance

Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8062-8294	\$560,493.63
Highway	336-346; 793-820	\$155,066.24
Nursing Home	1526-1541; 26935-26973	\$222,735.56
Job Development	1479-1483	\$976.20
Self Insurance	53697-53698, 53760-53761	\$24,517.46

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 161-514**

APPROVING PROBATION DIRECTOR TO APPLY FOR STATE AID FROM THE NYS DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature approves the Orleans County Probation Director to apply for state reimbursable aid in the amount of \$149,616 effective July 1, 2014 to June 30, 2015 calendar year from the NYS Division of Probation and Correctional Alternatives.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 162-514**

APPROVING AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND DANIEL HENION

WHEREAS, the County seeks to acquire a permanent easement for purposes connected with the Hulberton Road Bridge over West Branch Sandy Creek Project, NYS DOT Contract #D033855, Pin No. 4755.42, BIN No. 3319220 from Daniel Henion at 2923 Hulberton Road, Murray, NY 14470; and

WHEREAS, that the County agrees to purchase a permanent easement for highway purposes over all that tract or parcel of land,

situated in the Town of Murray, County of Orleans, State of New York;  
and be it

RESOLVED, that the County agrees to purchase part of the premises at 2923 Hulberton Road, Town of Murray; Tax Map No.: 54.-1-32.1, Map No.: 2, parcel No.: 1 (P.E.) at a cost of \$200. County cost \$10.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 163-514**

#### **APPROVING AGREEMENT BETWEEN THE COUNTY OF ORLEANS AND NANCY KLEIN**

WHEREAS, the County seeks to acquire a permanent easement for purposes connected with the Hulberton Road Bridge over West Branch Sandy Creek Project, NYS DOT Contract #D033855, Pin No. 4755.42, BIN No. 3319220 from Nancy Klein at 94 Webster Road, Spencerport, NY 14559; and

WHEREAS, that the County agrees to purchase a permanent easement for highway purposes over all that tract or parcel of land, situated in the Town of Murray, County of Orleans, State of New York; and be it

RESOLVED, that the County agrees to purchase the premises at S/W/C Ridge Road (Route 104) and Hulberton Road, Town of Murray, New York 14470 Tax Map No.: 54.-1-32.1, Map No.: 1, parcel No.: 1 (P.E.) at a cost of \$200. County cost of \$10.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 164-514**

#### **AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-Annual Mortgage Tax Report showing the amounts to be credited to each Tax

District of Orleans County, of the money collected during the preceding six months ending March 31, 2014; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

Mortgage Tax Apportionment  
October 1, 2013 through March 31, 2014

	Town Taxable	Double	Village Taxable	Rate	Due Town	Village share	Town share
Albion	202,019,428	404,038,856	115,925,932	28.69%	14,888.95	4,271.90	10,617.05
Barre	88,378,898				9,621.44		9,621.44
Carlton	190,512,642				16,607.87		16,607.87
Clarendon	153,594,541				14,775.44		14,775.44
Gaines	113,408,826	226,817,652	22,362,050	9.860%	5,497.29	541.98	4,955.31
Kendall	151,854,047				27,773.11		27,773.11
Murray	177,879,751	355,759,502	54,075,030	15.20%	17,249.76	2,621.94	14,627.82
Ridgeway	220,654,895	441,309,790	92,749,353	21.02%	21,887.06	4,599.97	17,287.09
Shelby	181,095,327	362,190,654	73,399,622	20.27%	27,537.84	5,580.67	21,957.17
Yates	<u>150,686,431</u>	301,372,862	<u>28,434,478</u>	9.43%	8,207.05	774.33	7,432.72
Total	1,630,084,786		386,946,465		164,045.81	18,390.79	145,655.02

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 165-514**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE/JAIL**

RESOLVED, that this Legislature authorizes the filling of a vacant full-time Cook (3150.30) in the Sheriff's Office, at the Jail, at Grade 1 of the Orleans County Sheriff Employees Association (OCSEA) contract effective May 15, 2014.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeRoller moved to approve an agreement with IC Solutions for commissary services at the Jail. Mr. DeRoller introduced Brad Coens, Regional Account Manager with IC Solutions, part of the Keefe group. Mr. Coens stated that Keefe has been providing commissary services to Jails since 1975. He grew up in Fairport, NY and services five states, including New York an area he grew up in. He also works with Erie and Onondaga counties. Commissions have increased significantly, giving Orleans County \$40,000 signing bonus which Mr. Coen presented today. He also stated that they have also lowered the rates for the inmates. Legislator Johnson seconded the motion. The following resolution was adopted.

#### **RESOLUTION NO. 166-514**

APPROVING AN AGREEMENT BETWEEN THE ORLEANS COUNTY SHERIFF'S OFFICE/JAIL AND INMATE CALLING SERVICES AND AN ADDENDUM WITH KEEFE COMMISSARY NETWORK

WHEREAS, Resolution No. 220-613 approved an agreement with Keefe Commissary Network LLC for inmate phone service from April 15, 2014 through June 30, 2019, at a commission rate of 47%; and

WHEREAS, Inmate Calling Services, LLC IC Solutions (ICS) is a company of Keefe Commissary Network LLC for inmate phone service; now be it

RESOLVED, that this Legislature approves an agreement between Inmate Calling Services, LLC IC Solutions and Orleans County for inmate phone service from July 1, 2014 through June 30, 2019, at a commission rate of 61% and a \$40,000 sign-on bonus; and be it

FURTHER RESOLVED, this Legislature approves the addendum to extend original term of Keefe Commissary Network LLC to match the term of Inmate Calling Services, LLC IC Solutions.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 167-514**

AUTHORIZING CHANGING THE WORK WEEK OF THE COMPUTER SPECIALIST POSITION IN THE COMPUTER SERVICES DEPARTMENT

WHEREAS, the needs of the Orleans County Computer Services Department have evolved over time and the support requirements of our County Departments have become more in demand; and

WHEREAS, the computer needs of the Department of Social Services has grown with the dedicated position of Computer Specialist from the Computer Services Department housed at the County Office Building; and

WHEREAS, the Computer Specialist position is now directly supporting all of the County Departments that are housed in the County Office Building; be it

RESOLVED, that this Legislature authorizes the change for the Computer Specialist position in the Computer Services Department in the CSEA Salary Schedule from a 37.5 hours per work week to a 40 hours per work week effective May 18, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 168-514**

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$502,424.60	Harris Corporation PSPC	Inv. # P000000954 Fulfillment of milestone 6; Substantial completion of hardware

\$ 3,347.89	Orleans County Highway Dept.	installation Fiber Optic materials (Guardian barrier, stone, road Fabric Pad for Generator)
\$ 2,418.86	Orleans County Machinery Fund	Generator Diesel Fuel ; 4/02 – 4/29/14

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard announced that on May 28<sup>th</sup> the completion of the radio project will formally be celebrated at the Legislature Chambers at 3:45 p.m.

### **RESOLUTION NO. 169-514**

**AUTHORIZING THE DISTRICT ATTORNEY TO RE-APPLY FOR FUNDING FOR THE CRIME VICTIM ASSISTANCE PROGRAM**

RESOLVED, that this Legislature authorizes the District Attorney to apply to the New York State Office of Victim Services for funding in the amount of \$283,864 for a three year grant (14/15 - \$93,280; 15/16 - \$94,595; and 16/17 - \$95,989) for the Crime Victim Assistance Program to fund the period of October 1, 2014 through September 30, 2017.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 170-514**

**APPROVING AGREEMENT WITH TIMOTHY NEWTON CONSTRUCTION FOR MOWING AT ORLEANS COUNTY PARKS**

RESOLVED, that this Legislature hereby approves a renewal agreement with Timothy Newton Construction, 2374 Eagle Harbor-Waterport Rd, Albion, NY 14411, for mowing and trimming at the Orleans County Marine Park; Point Breeze site; boat dock rental site and Rte. 18/98 site at a cost of \$280 per mowing at all sites, to be paid from Account A7180.432 - Misc. Contracts.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 171-514**

**AUTHORIZING SHERIFF TO APPLY FOR GOVERNOR’S TRAFFIC SAFETY GRANT**

RESOLVED, that the Sheriff is authorized to apply for the New York State Governor’s Traffic Safety Child Passenger Safety Grant in the amount of \$5,000 for the funding period October 1, 2014 through September 30, 2015 to purchase infant/toddler car seats for families in need and for the promotion of assisting at fitting stations to show proper installation of car seats.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 172-514**

**AUTHORIZING TRANSFER OF FUNDS IN THE OFFICE FOR THE AGING BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds within the Office for the Aging Budget, as a result of no longer contracting with Tender Loving Care as a Homecare Agency therefore adding on to vacant personal care aide position that was already in budget, as follows:

Revenue:

A6772.474	Homemakers	\$10,415
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Appropriation:

A6772.100	Personal Services	\$6,042
A6772.411	Supplies	\$1,000
A6772.462	Mileage	1,776
A6772.810	Retirement	\$1,136
A6772.820	Medicare	\$87
A6772.830	Social Security	\$374

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 173-514**

**AUTHORIZING TREASURER TO TRANSFER FUNDS INTO THE  
COMPUTER SERVICES BUDGET AND AUTHORIZING PURCHASE  
OF SECURITY EQUIPMENT FOR COUNTY CLERK’S BUILDING**

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Computer Services budget to install security measures in the County Clerk’s Building as follows:

FROM:

A1990.435	Contingency	\$13,295.85
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TO:

A1680.270	Capital Equipment	\$13,295.85
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FURTHER RESOLVED, that this Legislature authorizes purchase, installation, and testing from SI Technologies Inc, d/b/a Security Integrations, 14 Petra Lane, Albany, NY 12205, under NYS State Contract #PT63302 – Security Systems & Solutions Award # 20191, for security equipment for the interior and exterior of the Orleans County Clerk’s Building, Project #Y3268, in the amount of \$12,295.85 to be paid from Computer Services Account A1680.270 – Capital Equipment.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 174-514**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS AT THE VILLAGES OF ORLEANS HEALTH AND  
REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes the abolishment of one full-time LPN Charge position, Grade 16 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time LPN position, Grade 12 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of this newly created vacant position effective May 15, 2014.

Moved, Allport; second DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

With there being no old business, Chairman Callard called for open discussion. Ken Schaal thanked the Legislators for attending the Department of Environmental Conservation (DEC) Public Hearing in the Town of Shelby for the quarry issue. It is going to be a very pretentious issue. This could have an impact on the STAMP project. On behalf of the people, he thanked them for staying involved to know what is going on. Chairman Callard asked how long it will be until this issue is resolved. Mr. Schaal indicated that the DEC has extended the comment prior to June 9<sup>th</sup> but beyond that he does not know.

Allen Lofthouse, Kendall, stated that they had an article in the Daily News concerning the employment picture for the GLOW region with very little information for Orleans County. He said that Mr. Nesbitt spoke about Saratoga County counting their sales tax during the STAMP presentation but Saratoga County is not listed with the counties with the lowest unemployment rate. He wanted to know the reasoning for that. Mr. Nesbitt indicated that Saratoga is a large tourist region. Mr. Nesbitt stated that he complied with the Legislators request to share the information regarding Saratoga County. Mr. Lofthouse stated that Orleans County has the highest tax rate and is not doing so well at this point.

Legislator Eick moved to enter into executive session at 4:45 per Open Meetings Law §105 (f) to discuss a personnel matter; second by Legislator Miller. Motion Carried.

Legislator Allport moved to exit out of executive session and reconvene the regular meeting at 5:12 p.m.; second by Legislator DeRoller. Motion Carried.

With there being no further business conducted Legislator Miller moved to adjourn; second by Legislator DeFilippis. Meeting adjourned at 5:14 p.m.

## LEGISLATURE MEETING

May 28, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Town/Village resolutions that have been received from May 14<sup>th</sup> to present:

### Orleans County Town/Village Resolution Submissions

Town/Village	Resolution Title
V/Holley	Reject Cuomo's Plan to Reward Prison Inmates by providing them College Education
V/Holley	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
V/Holley	Supporting Orl Co. Resolution 82-214 - Offering Alternative to the Property Tax Freeze...
V/Holley	Support Statewide Indigent Defense Legal System/Settlement of Hurrell-Harring
Shelby	Support Statewide Indigent Defense Legal System/Settlement of Hurrell-Harring
Kendall	Orleans County Canal Bridges - Requested Elected Officials to Increase Priority of Corrective Efforts
Kendall	Opposition to Expanding Native American Casino in Western NY
Kendall	Rural Broadband Deployment Act - promoting Rural Broadband
Kendall	Supporting International Joint Commission to reject the Proposed 2014 plan

Ontario County Board of Supervisors forwarded their resolution entitled – Election to Become Participating Member of the Rochester-Genesee Regional Transportation District. Orleans County Department of Planning and Development and Niagara County Department of Economic Development will be hosting a Land Use Training for Municipal Officials on Tuesday, July 8<sup>th</sup> from 5 – 9:30 p.m. at the Hoag Library, Albion. Registrations are due July 1<sup>st</sup>.

Legislator Johnson and Paul Wagner, Director of Emergency Management presented awards for EMS and First Responders training. Director

Wagner indicated that Emergency Management Office (EMO) sponsors state fire training and emergency medical service (EMS) training for the first responders in Orleans County. EMO tabulates the training hours by individuals and by departments. The county is getting great value out of their volunteers expressed Director Wagner. He presented Legislator Johnson with the wall plaques that hang in the Legislature Office indicating that Shelby Fire Company was named with the most department training hours with 1,163 hours of fire training by members of the Shelby Fire Department. Lyndonville Fire Department was awarded with 750 training hours by their volunteers. Director Wagner indicated that there were about 7,000 man hours in collective training.

Director Wagner presented an award to Gary Sicurella, of the Fancher, Hulberton, and Murray Fire Department for 217 fire hours of training. Tracey Sicurella was awarded recognition for the most EMS training hours collecting 192 hours. A plaque also hangs at the Emergency Management Office for the most combined hours for both fire and or EMS training. Gary had 222 hours of combined training but Tracey beat him out with 229 hours of combined training. Her name will be placed on that plaque. They were commended for their volunteerism and dedicated training hours.

Chairman Callard called for open discussion as it related to the resolutions. Allen Lofthouse, Kendall, inquired of Resolution No.'s 196, 197, and 198 because he said he is always cautious with Homeland Security grants because he is sure strings are attached to the grants. He asked what Interoperable Communications means? Director Wagner indicated that our interoperable communications was turned on today with our new radio system. It allows for the capability for all agencies across the county, and surrounding counties, to seamlessly communicate with each other. This also includes the Federal response people should there be a large disaster to occur.

Legislator Eick moved to add one resolution to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 175-514**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8308-8436; 8438	\$306,508.42
Highway	No Claims	
Nursing Home	1544-1545; 26974-27034	\$283,697.32
Job Development	1486-1494	\$10,652.60
Self Insurance	1059, 53822	\$171.98

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 176-514**

**APPROVING AGREEMENT BETWEEN HIGHWAY DEPARTMENT  
AND NYS DEPARTMENT OF TRANSPORTATION**

RESOLVED, that this Legislature approves a supplemental agreement #1, contract #D033855 with the Orleans County Highway Department and NYS DOT, 1530 Jefferson Road, Rochester, NY 14623-3161. This supplemental agreement amends the original resolution #212-612 to add additional funding for the Hulberton Road Bridge over West Branch of Sandy Creek Bridge Replacement – PIN 475542; BIN: 3319220. Phase includes Design, Right of Way Incidentals and Construction; and be it

FURTHER RESOLVED, the Chairman of the Legislature is authorized to sign the Supplemental #1 agreement for Hulberton Road



Bridge over West Branch of Sandy Creek Bridge Replacement. Total cost of \$1,221,900 with reimbursement of \$1,159,320 and County cost of \$62,580; agreement effective through February 3, 2022.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 177-514**

**AUTHORIZING CREATION AND FILLING OF POSITION IN THE HIGHWAY DEPARTMENT**

RESOLVED, that this Legislature does hereby authorize the creation of a full-time Motor Equipment Operator position in the Highway Department, at Grade H2 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position, effective June 16, 2014.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 178-514**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING OF POSITIONS IN THE COUNTY CLERK/DMV DEPARTMENT**

WHEREAS, it is important to service the public's needs in the Motor Vehicle Department; and

WHEREAS, all aspects of services at the Motor Vehicle Department are an important segment of the County Clerk overall revenue; and

WHEREAS, a Motor Vehicle Application Examiner position was changed to a Dealer Services Specialist by Resolution No. 21-114; and

WHEREAS, having a Dealer Services Specialist did not enhance the operation of the Motor Vehicle Department and a Motor Vehicle

Application Examiner enables the office to run more efficiently; therefore be it

RESOLVED, that this Legislature authorizes the abolishing of a full time Dealer Services Specialist position in the Department of Motor Vehicles, effective immediately; and be it

FURTHER RESOLVED, that this Legislature authorizes creating a full time Motor Vehicle Application Examiner in the Department of Motor Vehicles at Grade 9 of the CSEA Salary Schedule, effective May 29, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the filing of the vacant full time Motor Vehicle Application Examiner position in the Motor Vehicle Office effective May 29, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 179-514**

**AUTHORIZING TO CONTINUE PARTICIPATION AND ACCEPT GRANT THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES**

WHEREAS, new funding opportunities have become available in the amount of \$5,531 to continue participation in the Alternatives to Incarceration (ATI) to provide Pre-Trial Services; now be it

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to participate and accept monies in the amount of \$5,531 from the NYS Division of Criminal Justice Services for the Article 13-A Classification Alternatives to Incarceration ATI award for the delivery of Pre-Trial Services (e-grant #CL11-1112-D04). Grant period: July 1, 2014 to June 30, 2015.

Moved, DeRoller, second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeRoller moved to approve the Leandra's Law Ignition Interlock Program Plan which will be submitted by Probation Director Welch to the New York State Division of Criminal Justice Services Office of Probation and Correctional Alternatives; second by Legislator Johnson. He expressed an outstanding job given by Orleans County Director Luci Welch in driving key resources in the County and understanding this complex law. The following resolution was adopted:

**RESOLUTION NO. 180-514**

APPROVING PROBATION DIRECTOR TO SUBMIT LEANDRA' S LAW IGNITION INTERLOCK PROGRAM PLAN UPDATE FOR ORLEANS COUNTY TO THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES

RESOLVED, that this Legislature authorizes the Orleans County Probation Department to submit the Leandra's Law Ignition Interlock Program Plan Update to the NYS Division of Criminal Justice Services, Office of Probation and Correctional Alternatives. Chapter 496 of the Laws of 2009 require every county to establish an Ignition Interlock Program Plan with respect to the usage of ignition interlock devices and monitoring compliance of any operator subject to the condition of an ignition interlock device as directed by a sentencing court.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 181-514**

APPROVING LEASE AGREEMENT BETWEEN ORLEANS COUNTY AND TOSHIBA BUSINESS SOLUTIONS

RESOLVED, that this Legislature approves a lease agreement between Orleans County and Toshiba Business Solutions, 6000 N. Bailey Ave., Amherst, NY 14226 to provide three (3) Toshiba e-Studio multifunction machines for a 34 month lease effective June 1, 2014 through March 31, 2017 as follows:

Mental Health- Admin	e-Studio 355C	\$235.00 per month
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Mental Health- Clinic      e-Studio 456      \$145.00 per month  
Above are bill per copy B&W .0075 per page, Color .0475 per page with an annual  
increase of 2.5%

Mental Health-Tabletop      e-Studio 2505H      \$39.50 per month  
Above is bill per copy B&W .0189 per page with an annual increase of 2.5%

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 182-514**

#### **AUTHORIZING CONTINUATION OF ALTERNATIVES TO INCARCERATION PROGRAM AND APPROVING APPOINTMENTS TO THE ALTERNATIVES TO INCARCERATION BOARD**

RESOLVED, that this Legislature authorizes the continuance of the Alternatives to Incarceration Program, at a cost of \$24,230, with \$5,531 being reimbursed to the county, leaving a county cost of \$18,669; effective July 1, 2014 through June 30, 2015 (e-grant #CL11-1015-D04); and be it

FURTHER RESOLVED, that this Legislature approves the following appointments to the Alternatives to Incarceration Board, term expiring June 30, 2015:

<b>NAME</b>	<b>REPRESENTATION</b>
James P. Punch	Supreme Court Judge
David B. Callard	Chairman of Legislature
Joseph Cardone	District Attorney
Sanford Church	Public Defender
Dawn Keppler	Magistrates
Lucille Welch	Probation Director
Scott D. Hess	Sheriff
Kenneth DeRoller	Legislator
Thomas Drennan	Chief Deputy/ATI Coordinator
Bonnie Ruhlen	Crime Victim
Mark O'Brien	Director of Community Services
Kathy Hodgins	GCASA
Charles Nesbitt, Jr	Chief Administrative Officer

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 183-514**

**AUTHORIZING SETTING UP GRANT FUNDS AND AUTHORIZING PURCHASES IN THE SHERIFF'S BUDGET**

WHEREAS, this Legislature authorizes the Sheriff to expend FY2011 and SLETPP2013 Homeland Security Grant Funds; be it

RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget as follows:

Revenue

A4308.7411	Homeland Security/Operation Stonegarden FY2011	\$12,384.74
A4308.5313	Homeland Security/SLETPP WM2013	\$15,331.80

Appropriation

A3110.486.7411	Special Grants/SG11-1000-D01	\$12,384.74
A3110.486.5313	Special Grants/LE13-1036-D00	\$15,331.80

and, be it

FURTHER RESOLVED, this Legislature authorizes the purchase of floatation apparel from Quatic Apparel/Float-Tech Inc., 216 River Street, Troy, NY, at a cost of \$3,753.74 (PO#54533) and Mobile Tracking System from Presidio Systems Engineering, 5337 Millenia Lakes Blvd, Orlando, Fl, at a cost of \$8,631 (PO#54535) from SG11-1006-D01; and, 17 headsets and helmets from Atlantic Signal, 900 SW 39<sup>th</sup> Street, Topeka, KS, at a cost of \$15,331.80 (PO#54536) from LE13-1036-D00.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 184-514**

### **APPROVING AGREEMENTS BETWEEN THE PUBLIC HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Public Health Department and various agencies:

Genesee/Orleans Council on Alcoholism and Substance Abuse, 430 E. Main St, Batavia, NY 14020, to provide screenings and referrals along with alcohol/substance abuse education to the Migrant Health Population through the New York State Migrant contract. Contract period is April 1, 2014 through September 30, 2014. County cost \$0.

ARC of Orleans Rainbow Preschool – 122 Caroline St, Albion, NY 14411, to provide Center based and Related Services through the 3 to 5 program for the eligible children in Orleans County. Contract period July 1, 2014 through June 30, 2017. Rates set by New York State Department of Health for Center based services. Reimbursement from and New York State Department of Health, Medicaid and some third party insurances.

Oak Orchard Community Health, 300 West Ave; Brockport, NY 14420, to provide Migrant Health Services through the New York State Department of Health Migrant contract. Contract to provide Translation services and a liaison between the Orleans County Health Department and the Migrant population. Contract amount \$9,450 with contract period April 1, 2014 through September 30, 2014. Contract amount covered in full by the New York State Department of Health Migrant Grant.

NYS Department of Health, Division of Family Health, Fiscal Unit, ESP Corning Tower, Room 859; Albany, NY 12237-0657, to provide Migrant Health Services for the eligible residents of Orleans County. Contract period April 1, 2014 through September 30, 2014. Contract amount \$26,757. Contract #C023004. Reimbursement from New York State Department of Health at 100%. County cost \$0.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTIONS NO. 185-514**

**APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following contractors:

SCA/TENA, 7281 Lakeview Court, N. Tonawanda, NY 14120, for disposable briefs, effective June 1, 2014 through May 31, 2015.

Hospice of Orleans, Inc., 14080 Route 31 West, Albion, NY , for the provision of Lunch and dinner meals for \$12.24/day and Dietitian consulting at \$50/hour, effective June 1, 2014 through December 31, 2015.

Independent Health (Family Choice), 511 Farber Lakes Drive, Buffalo, Y 14221, amendment to current contract increasing reimbursement \$20/day, effective March 1, 2014 through February 28, 2015.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 186-514**

**AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full time night shift charge nurse has resigned;  
and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time night charge nurse position, a critical position for the effective operation of the Nursing Home; therefore be it

RESOLVED, that this Legislature authorizes the filling of a vacant full RN Charge Nurse position (6030.018) at the Villages of Orleans

Health and Rehabilitation Center at Grade 21 of the CSEA Salary Schedule effective May 29, 2014.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 187-514**

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY DISTRICT ATTORNEY'S OFFICE AND KEVIN ALLEN

RESOLVED, that this Legislature authorizes the District Attorney's Office to enter into an agreement with Kevin R. Allen, 19 Hutchins St., Batavia, NY to provide legal services particularly with respect to research and drafting of appeal briefs effective January 1, 2014 through December 31, 2014 with rate of payment to be commensurate with assigned counsel rates.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 188-514**

AUTHORIZING DISTRICT ATTORNEY TO ACCEPT THE STATE AID TO PROSECUTION GRANT RENEWAL WITH THE DIVISION OF CRIMINAL JUSTICE SERVICES

WHEREAS, the District Attorney has previously obtained several grants for State Aid to Prosecution with the Division of Criminal Justice Services; and

WHEREAS, an application has been submitted to renew said State Aid to Prosecution grant for the year April 1, 2014 through March 31, 2015; be it

RESOLVED, that the District Attorney is authorized to accept the renewal of the State Aid to Prosecution Grant (e-grant #AP14-1035-D00) in the amount of \$29,200, with the Division of Criminal Justice Services to provide for an experienced 1<sup>st</sup> Assistant District Attorney.



Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 189-514**

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SELF INSURANCE PLAN AND FIRST NIAGARA RISK MANAGEMENT, INC.

WHEREAS, a Request for Proposal was issued April 4, 2014 for a fixed fee contractual agreement for Third Party Administration – Workers’ Compensation of the Orleans County Self Insurance Plan which had a due date of May 6, 2014; now, be it

RESOLVED, that this Legislature authorizes the agreement with First Niagara Risk Management, Inc., 239 Van Rensselaer St., Buffalo, NY 14210 for third party administration of the Orleans County Self Insurance Plan, effective May 15, 2014 through May 14, 2017 at an annual cost of \$44,865 for the first year and \$45,762 for the second and third year with an option to extend at an annual cost of \$46,677 for year four and five, to be billed monthly in advance, which will be a direct expense to the Orleans County Self Insurance Plan.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

CAO Nesbitt commended Jack Welch, Director of Personnel and Self Insurance, on his performance in having the lowest number of worker’s compensation claims in fifteen to sixteen years.

**RESOLUTION NO. 190-514**

AUTHORIZING THE PURCHASE OF SOFTWARE FROM THE COMPUTER SERVICES BUDGET

RESOLVED, that this Legislature approves the purchase of SOPHOS Unified Threat Management antivirus and antispyware software license renewal for a three year protection, beginning May 29, 2014 and running through May 28, 2017, from CDWG, 230 N. Milwaukee Ave,

Vernon Hills, IL 60061 at a cost of \$3,116.89 to be paid from Computer Services Account A1680.418 – Other Contractual Expenses.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 191-514**

**AUTHORIZING THE FILING OF AN APPLICATION FOR STATE ASSISTANCE FROM THE HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM AND THE SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE**

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, the County of Orleans, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

**NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF ORLEANS**

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That THE CHAIRMAN OF THE LEGISLATURE OF THE COUNTY OF ORLEANS or his/her designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;

3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs.
4. That five (5) Certified Copies of this Resolution be prepared and sent to the NYSDEC together with a complete application.
5. That this resolution shall take effect immediately.

Moved, DeFilipps; second, Allport.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 192-514**

#### **APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND LAKE BREEZE MARINA**

RESOLVED, that this Legislature does hereby approve an agreement between Orleans County Sheriff and Lake Breeze Marina, 990 Point Breeze Road, Kent, New York, for the pre-purchase of gasoline in the amount of \$5000, for use by the navigation patrol, paid from account 3110.430 - Navigation Expenses; reimbursed by Stonegarden FY11. The cost of the fuel will be reduced by 5 % of the price at the pump.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 193-514**

#### **AUTHORIZING THE JAIL SUPERINTENDENT TO APPLY FOR A GRANT THROUGH THE BUREAU OF JUSTICE ASSISTANCE**

RESOLVED, that this Legislature authorizes the Orleans County Jail Superintendent to apply for the State Criminal Alien Assistance Program grant through the Bureau of Justice Assistance, 810 Seventh Street NW, Washington D.C., 20531 to provide federal payments to stated and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two

misdeemeanor convictions for violations of state or local law, and incarcerated for at least 4 consecutive days.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 194-514**

**APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND JOB DEVELOPMENT**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and the Orleans County Job Development, Albion, NY for funding of summer employment for TANF eligible youth, ages 14 – 20; to be effective June 1, 2014 through September 30, 2014 at a cost of 55,730. County cost \$0.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 195-514**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.47	Harris Corporation PSPC	Inv. # P000000968 Monthly Installment May 2014
\$ 7,446.19	Orleans Co. Highway Dept.	Inv. Dated 5/7/14 Stone & Filters for Generator

Moved, Johnson; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 196-514**

**APPROVING GRANT AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLVED, that the Orleans County Sheriff is authorized to participate in and accept the grant agreement between the NYS Division of Criminal Justice Services and the Sheriff's Office for Operation IMPACT Tools FY2013/14 in the amount of \$23,900; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant IM13-1047-D00; contract #T464231 in the amount of \$23,900 for the Sheriff's Office to increase law enforcement patrols and information gathering July 1, 2014 through March 31, 2015.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 197-514**

**AUTHORIZING CONTINUED PARTICIPATION AND ACCEPT GRANT FROM NYS DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES WITH ORLEANS COUNTY OFFICES OF EMERGENCY MANAGEMENT AND SHERIFF**

WHEREAS, new funding opportunities have become available in the amount of \$100,000 to continue participation in the State Homeland Security Program grant cycle (SHSP/LETTP) for FY2014; now be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant SH14-1037-D00; contract #C972440 in the amount of \$75,000 for the Emergency Management Office to use towards interoperable communications under FY2014 SHSP allocation effective September 1, 2014 through August 31, 2016; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant LE14-1035-D00; contract #C972442 in the amount of \$25,000 for the Sheriff's Office to use towards

State law enforcement terrorism prevention program activities under FY2014 SLETPP allocation effective September 1, 2014 through August 31, 2016.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 198-514**

**AUTHORIZING CONTINUED PARTICIPATION AND ACCEPT GRANT FROM NYS DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES WITH ORLEANS COUNTY OFFICE OF EMERGENCY MANAGEMENT**

WHEREAS, a new matching funds opportunity has become available in the amount of \$21,183 to continue participation in the Emergency Management Performance grant cycle (EMPG) for FY2014; now be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant EM14-1029-D00; contract #T838745 in the amount of \$21,183 for the Emergency Management Office to use towards a high volume multi-function copier and interoperable communications under FY2014 SHSP allocation effective October 1, 2013 through September 30, 2015.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 199-514**

**URGING THE NEW YORK STATE LEGISLATURE AND GOVERNOR TO CONTINUE TO ADDRESS UNFUNDED MANDATES THAT USE LOCAL TAX DOLLARS TO FUND STATE AND FEDERAL PROGRAMS AND SERVICES**

WHEREAS, many municipalities in New York State face significant fiscal challenges that are amplified by a slow economic recovery and a state imposed restriction on local revenues; and

WHEREAS, in most instances the county fiscal challenges are directly tied to state imposed mandates and reduced state reimbursement; and

WHEREAS, counties play a central role in delivering state services, due to our state mandated role in the administration and financing of a wide variety of state programs; and

WHEREAS, in 2013, the state enacted Medicaid reforms to assume all of the growth in spending from the local taxpayers by 2015; and

WHEREAS, local taxpayers continue to fund \$7.5 billion of Medicaid costs; now be it

RESOLVED, that the Orleans County Legislature strongly encourages the Governor and State Legislature to work to address the underlying causes of fiscal stress facing so many localities; and be it

FURTHER RESOLVED, that the Orleans County Legislature believes the State must work diligently to enact a no new unfunded mandates law and constitutional protections against future unfunded mandates; and be it

FURTHER RESOLVED, that copies of this resolution shall be forwarded to Governor Andrew M. Cuomo, State Senator George Maziarz, Assembly Member Stephen Hawley, Assembly Member Jane Corwin, NYSAC, all Towns and Villages in Orleans County, and all others deemed necessary and proper.

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 200-514**

**AUTHORIZING SETTING UP GRANT FUNDS AND AUTHORIZING PURCHASES IN THE SHERIFF'S BUDGET**

RESOLVED, this Legislature authorizes the Sheriff to expend Homeland Security Stonegarden Grant Funds for the fiscal years of 2011 and 2012; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget as follows:

Revenue

A4308.7411	Homeland Security/Operation Stonegarden FY2011	\$30,462.10
A4308.7412	Homeland Security/Operation Stonegarden FY2012	\$20,078.95

Appropriation

A3110.486.7411	Special Grants/SG11-1000-D01	\$30,462.10
A3110.486.7412	Special Grants/SG12-1004-D00	\$20,078.95

and be it

FURTHER RESOLVED, this Legislature authorizes the Chief Administration Officer to approve all purchases payable with these grant funds including those that exceed \$5,000.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 201-514**

SETTING UP FUNDS IN THE PLANNING DEPARTMENT FOR THE PURPOSES TO PURSUE CONSOLIDATED FUNDING APPLICATION GRANT OPPORTUNITIES

RESOLVED, that this Legislature authorizes the Chief Administrative Officer to apply for a Local Government Efficiency Grant and a Environmental Protection Fund Grant; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Planning Department budget as follows:



FROM:

A1990.435            Contingency                                \$7,500

TO:

A8020.418            Other Contractual Expenses                \$7,500

and be it,

FURTHER RESOLVED, that these funds are not to be expended without review and approval of the Chief Administrative Officer.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 202-514**

**AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 7-114 set the Legislature meeting schedule for 2014, not scheduling a meeting on the second Wednesday in June; now be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of June 11, 2014:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	8451-8585	\$299,176.62
Highway	347-369; 821-855	\$1,583,917.74
Nursing Home	1549-1556; 27035-27071	\$92,055.83
Job Development	1497-1514	\$14,430.07
Self Insurance	1060-1061; 53868-53870	\$6,844.40

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 203-514**

### **AUTHORIZING FILLING OF VACANCY IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the filling of a Clinic Therapist position (4310.08) in the Mental Health Department at Grade 22 of the CSEA Salary Schedule, effective July 21, 2014.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called for any open discussion. With there being no comments Legislator Eick moved to enter into executive session at 4:53 p.m. per Open Meetings Law §105 (f) to discuss a personnel matter; second by Legislator Miller. Motion Carried. After a brief recess the executive session began at 5:00 p.m.

Legislator Eick moved to exit out of executive session and reconvene the regular meeting at 5:45; second by Legislator Allport. Motion Carried.

Witht there being no further discussions, Legislator Johnson moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:46p.m.

## LEGISLATURE MEETING

June 25, 2014

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Chairman Callard called the meeting to order at 4:34 PM. After the pledge to the flag and invocation, the Clerk called the roll. All Legislators were present. Chairman Callard called for a moment of silence to remember Celia D. Keeler. She served as the Clerk to the Orleans County Board of Supervisors from 1940 to 1953. She passed away as a lifelong resident of Albion on June 5<sup>th</sup> at the age of 106.

The Clerk presented the following communications:

Town/Village resolutions that have been received from May 28<sup>th</sup> to present

### Orleans County Town/Village Resolution Submissions

Town/Village	Resolution Title
V/Albion	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
Ridgeway	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
Albion	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
V/Medina	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
Gaines	Critical Need to Repair Brown St Bridge in the Village of Albion
Gaines	Growing Concern of Limited Access on Canal Bridges
Gaines	Opposition to Expanding Native American Casino in Western NY
Gaines	Rural Broadband Deployment Act - promoting Rural Broadband
Gaines	Governor to Continue to Address Unfunded Mandates that Use Local Tax Dollars to Fund Program
V/Holley	Governor to Continue to Address Unfunded Mandates that Use Local Tax Dollars to Fund Program
V/Albion	Governor to Continue to Address Unfunded Mandates that Use Local Tax Dollars to Fund Program
Shelby	Governor to Continue to Address Unfunded Mandates that Use Local Tax Dollars to Fund Program
Ridgeway	Governor to Continue to Address Unfunded Mandates that Use Local Tax Dollars to Fund Program

County Affiliated Agency:

OCCCE                      Urging Structural Reform of the State Dedicated Highway  
and Bridge Trust Fund

Two additional letters from Kent residents have been received in our office regarding their major concerns with the Lake Ontario State Parkway Bridge and Road Maintenance. These letters have been forwarded to Senator Maziarz and Assemblyman Hawley. [Total Letter Received: 68. (Carlton –50; Kendall – 12; Albion – 3; Medina – 2; Lyndonville - 1)]

On behalf of the Employee Assistance Program Committee Legislators Allport, DeFilipps, Eick, and Miller, Chief Administrative Officer Chuck Nesbitt and Chairman Callard were thanked for cooking, serving, and delivering hot dogs and hamburgers for our Nursing Home Residents and Orleans County Employees at today’s EAP Summer Luncheon. The Nursing Home residents and employees greatly appreciated their hard work. We know that Legislators DeRoller and Johnson would have also been there if they were not part of the Vietnam Veteran Charter Boat Fishing adventure that occurred today. Appreciation was shared to all of the Legislators for their involvement in the events that took place today, including the In Rem Property Auction.

A certificate was presented to Jayne Bannister, the Niagara-Orleans County Dairy Princess by Legislator DeFilipps recognizing National Dairy Month in Orleans County. Ms. Bannister presented a few words about the importance of the Dairy Industry and the benefits in consuming dairy products. She also stated that she is part of a Niagara Orleans Alliance as being their 2014-2015 Dairy Princess.

Chairman Callard called for open discussion as it related to the resolutions. No comments were offered therefore Legislator Eick moved to add one resolution to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 204-614**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710

of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	8597-8730	\$339,229.52
Highway	No Claims	
Nursing Home	27072-27112	\$554,985.75
Job Development	1517-1533	\$12,317.11
Self Insurance	1062; 53922, 53924-53925	\$45,275.86

Moved, Miller; second, Eick  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 205-614**

#### **SETTING DATE FOR PUBLIC HEARING FOR ADDITIONS TO CERTIFIED COUNTY AGRICULTURAL DISTRICTS**

RESOLVED, that a public hearing will be held by this Legislature to consider requests for inclusion of additional agricultural lands in certified County Agricultural Districts on the 23<sup>rd</sup> day of July at 4:25 PM at the Legislative Chambers, 3 South Main Street, Albion, New York; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish notices of said hearing in the official County newspaper.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 206-614**

**AUTHORIZING THE SHERIFF TO APPLY FOR EQUITABLE SHARING PROGRAM THROUGH U.S. DEPARTMENT OF JUSTICE**

RESOLVED, that this Legislature authorizes the Sheriff to apply to participate in the Equitable Sharing Program through the U.S. Department of Justice, which distributes an equitable share of forfeited property and proceeds to participating state and local law enforcement.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 207-614**

**AUTHORIZING PURCHASE FROM BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that this Legislature authorizes purchases from Global Equipment, P O Box 905713, Charlotte, NC 28290-5713 for 1 locker bench, 2 sets of 3 lockers, a conference table and 19 chairs at a cost of \$5,138.75, for remodeling project at the Public Safety Building, 2<sup>nd</sup> Floor to be paid from Buildings and Grounds Account A1620.403 – Maintenance Projects. Reimbursement from the Major Felony Crime Drug Task Force Seizure Funds.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

A resolution authorizing conveyance of Brown Avenue (50.00 x 141.00), tax map no. 80.17-1-19.12, to County of Orleans IDA and/or the Orleans Land Restoration Corporation was withdrawn by Legislator Johnson

**RESOLUTION NO. 208-614**

**AUTHORIZING CONVEYANCE OF 613-615 GENESEE STREET (66.00 X 148.50), TAX MAP NO. 79.12-3-83 AND 611 GENESEE STREET (37.12 X 148.50), TAX MAP NO. 79.12-3-84 TO THE VILLAGE OF MEDINA**

WHEREAS, the real property commonly known as 613-615 Genesee Street in the Town of Ridgeway/Village of Medina, tax map no. 79.12-3-83 and 611 Genesee Street in the Town of Ridgeway/Village of Medina, tax map no. 79.12-3-84 were subject to In Rem Tax Foreclosure proceedings pursuant to Article 11 of the Real Property Tax Law; and

WHEREAS, County Resolution No. 393-1113 provides that parcels may be conveyed by the County to a municipality, EDA or not-for-profit organization on such terms and conditions as the County by resolution may determine; and

WHEREAS, the Village of Medina has requested conveyance of the two Genesee Street properties for no consideration as a part of the Village's economic development efforts and to improve the visual impact of the parcels which in turn serves the best interests of the County; now, therefore, be it

RESOLVED, that this Legislature hereby authorizes the transfer of 613-615 Genesee Street, tax map no. 79.12-3-83 and 611 Genesee Street, tax map no. 79.12-3-84; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to execute a deed conveying all of the County's right, title, and interest in and to the said parcels to the Village of Medina; and be it

FURTHER RESOLVED, that the County Treasurer be authorized to cancel all unpaid taxes on said premises, including unpaid school relevy and recycling relevy, together with interest and penalties, with appropriate chargebacks to the taxing entities; and be it

FURTHER RESOLVED, that this resolution is adopted on the condition that in the event the Village sells these parcels and the Village realizes any surplus revenues on the sale of said parcel in excess of the costs of demolition and rehabilitation, such surplus revenues will be divided pro-rata so as to reimburse the County for its proportionate share of the chargeback to Orleans County of unpaid taxes.

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 209-614**

### **APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements between the Health Department and the following agencies:

Mississippi University for Women, 1100 College St, Columbus, MS 39701 for the purpose of carrying out an educational program in the Health Education Program in Public Health effective September 1, 2014 and shall remain in effect until terminated by either party, or not more than five years, giving at least ninety days written notice as stated in the contract. County cost \$0.

Genesee County, 7 Main St, Batavia, NY 14020 to provide Public Health Emergency Preparedness Services through a municipal cooperation agreement whereby the Emergency Preparedness Coordinator of Genesee County shall provide services to Orleans County, effective July 1, 2014 and ending December 31, 2014 at a cost not to exceed 50 percent of the Emergency Preparedness Coordinator's salary. Cost incurred to be paid with grant funds from Health Research Inc. County cost \$0.

Moved, Allport; second, DeFilipps.

Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 210-614**

### **AUTHORIZING THE FILLING OF VACANCY IN THE HEALTH DEPARTMENT**

WHEREAS, a Public Health Sanitarian has left Orleans County to take the vacant Public Health Emergency Preparedness Coordinator position in Genesee County Health Department as part of the shared services project between Orleans and Genesee Counties; now be it

RESOLVED, that this Legislature does hereby authorize the filling of a vacant full-time Public Health Sanitarian position (4010.18) in the Public Health Department at Grade 18 of the CSEA Salary Schedule effective June 26, 2014.



Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 211-614**

#### **APPROVING AGREEMENT BETWEEN MENTAL HEALTH DEPARTMENT AND SPECTRUM HUMAN SERVICES, INC.**

RESOLVED, that this Legislature approves an agreement between Mental Health and Spectrum Human Services, Inc., 227 Thorn Avenue, PO Box 631, Orchard Park, NY 14127-0631 providing mental health crisis response services to residents of Orleans County from July 1, 2014 to December 31, 2014 at a cost of \$46,863. Funding provided by New York State Office of Mental Health from reinvestment of Medicaid dollars due to the closing of the Medina Behavioral Health Unit. County cost \$0; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute said agreement subject to the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved a resolution to oppose the expansion of Federal control under the Clean Water Act. He stated that the EPA was founded in December of 1970 by an executive order by President Nixon and later was confirmed by congress which holds cabinet status who reports directly to the President. In his opinion, over the years, the EPA, like most government agencies, has sought more and more powers through their regulations. Now with this over reaching act, it will reach into private lands and farm lands in taking more control in what can be done with those lands. He feels that the EPA is one of the biggest contributors to the demise of our manufacturing, made in the USA, along with that has basically killed the middle class. He requested that a special notification be sent to Congressman Collins office and that we obtain an unanimous second to show our stance on this. A unanimous second was agreed upon by the Board. Chairman Callard emphasized in the verbiage that we are allowing the federal government to regulate every ditch, pond, and rain

puddle that may have some tenuous connection or "significant nexus", miles away, to a body of water currently defined as "navigable". He asked if it could be imaginable the ramifications of every farmer across the nation. Legislator Eick stated that several counties have adopted this resolution along with the New York State Farm Bureau, who is against this control. The following resolution was adopted:

## **RESOLUTION NO. 212-614**

### **OPPOSING EXPANSION OF FEDERAL CONTROL UNDER THE CLEAN WATER ACT**

WHEREAS, the U.S. Environmental Protection Agency (EPA) and the Army Corps of Engineers (Corps) have released a 371 proposed rulemaking defining the Waters of the U.S. under the Clean Water Act; and

WHEREAS, both agencies are seeking a rule change to give the federal government more authority by expanding the definition of "navigable waters" in the Clean Water Act; and

WHEREAS, the rule change proposed by the EPA and the Corps would subject almost all physical areas with a connection to downstream navigable waters, including features such as ditches, natural or man-made ponds, and flood plains, to the jurisdiction of the Clean Water Act; and

WHEREAS, the proposed rule change, if adopted, will cause significant economic harm to local farmers, stall the development of businesses, take control of land use for sustainable food production out of our local providers' hands, and negatively impact County-owned and maintained infrastructure such as roadside ditches and flood-control channels; and

WHEREAS, the cost to our farms, municipalities and taxpayers will be enormous; and

WHEREAS, the New York Farm Bureau opposes the proposed rule change; and

WHEREAS, it is impractical for the federal government to regulate

every ditch, pond and rain puddle that may have some tenuous connection or "significant nexus", miles away, to a body of water currently defined as "navigable"; now, therefore be it

RESOLVED, that the Orleans County Legislature hereby strongly opposes the EPA and Corps proposed rulemaking that changes the Clean Water Act, as proposed; and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Senator Schumer, Senator Gillibrand, Congressman Collins, the Environmental Protection Agency, the U.S. Army Corps of Engineers, the National Association of Counties, State Senator Maziarz, State Assemblyman Hawley, State Assemblywoman Corwin, the New York State Association of Counties, the Western New York Inter-County Association, and all others deemed appropriate.

Moved, Allport; second, Unanimous.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 213-614**

#### **AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$35,887.49	Harris Corporation PSPC	Invoice # P000001024; Monthly Installment, June 2014
\$ 1,728.00	Orleans County Highway Dept.	Invoice dated 5/29/14 Fiber Cable Expense / Top Soil
\$ 2,860.71	Orleans County Highway Dept.	Fiber Optic materials (various size crusher run)
\$ 2,299.82	Orleans County Machinery Fund	Diesel for Generator at Medina Tower Site
\$14,858.59	Trott Communications Group	Conference Calls, Correspondence, Travel –

\$ 99,675.00	Harris Corporation PSPC	Inv. 5190 Invoice #P000001016; Generators per Change Order #1
\$ 7,323.65	Harris Corporation PSPC	Invoice #P000001015; Control Station per Change Order #1
\$81,162.50	Harris Corporation PSPC	invoice #P000001014; Logging Recorder per Change Order #1
\$ 585.00	Key Power System	Invoice #6688 Emergency Service Call on Generator @ Medina
\$ 300.00	McIntosh & McIntosh, P.C.	Invoice #9743 – Survey Work for Roberts/National Grid Easement
\$3,645.00	Orrick, Harrington, Sutcliffe	Bond Counsel
\$2,007.11	Premier Printing Inc.	Printing official statements
\$2,800.00	Fiscal Advisors and Marketing	Professional Services

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 214-614**

#### **AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature, as a result of a job promotion to a vacant position, does hereby authorize the filling of a vacant full time Caseworker Assistant position (6010.0241) in the Department of Social Services at Grade 10 of the CSEA salary schedule, effective June 26, 2014.

Moved, Miller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 215-614**

#### **AUTHORIZING FILLING OF VACANCIES AND CREATING TEMPORARY POSITION IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the State of New York will be taking over the Medicaid System in 2014 therefore hiring for a permanent position could result in a layoff prior to the completion of the probationary position; now be it

RESOLVED, that this Legislature, as the result of resignation, does hereby authorize the filling of a vacant full-time Social Welfare Examiner (6010.0109) at Grade 13 of the CSEA salary schedule effective June 26, 2014; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the creation of a temporary full-time Social Welfare Examiner position (6010.0109\*) in the Department of Social Services at Grade 13 of the CSEA salary schedule effective June 26, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant temporary position to be effective for the period from June 26, 2014 through the appointment date of the full-time permanent employee (6010.0109).

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps moved to approve the execution and delivery by the County IDA of Tax Exempt Bonds in an aggregate principal amount not to exceed \$13,000,000 and asked that Jim Whipple, Executive Director of the IDA explain this in more detail. Mr. Whipple indicated that this is resolution that supports the resolution adopted by the Orleans County IDA Board for the expansion of Brunner International in the Town of Ridgeway. The detail of the financing as described in the resolution includes \$11.5 million for the project and \$1.5 million for the buyout of the existing bonds. The IDA nor Orleans County will not be taking on any financial burden through the issuance of these bonds, these are tax exempt bonds which has nothing to do with property tax, it is tax exempt income for those that are purchasing the bonds. It is a financial instrument to help economic management for Brunner. Chairman Callard asked if this is the second or third expansion at Brunner. Mr. Whipple indicated that it is their second expansion in five years. Chairman Callard stated that this will provide a major long lasting impact because Brunner had offerings from other states to relocate their business and they continued to stay in

Orleans County. Legislator Allport seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 216-614**

**APPROVING THE EXECUTION AND DELIVERY BY THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY OF TAX-EXEMPT BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$13,000,000**

WHEREAS, Brunner International Inc. (the “Company”), a New York business corporation, presented an application (the “Application”) to the County of Orleans Industrial Development Agency (the “Agency”), requesting that the Agency undertake a project (the “Project”) consisting generally of: (A)(i) the construction and equipping of a 49,000 +/- square foot building expansion (the “Addition”) on a 14+/- acre parcel of land located at 3959 Bates Road and adjacent property in the Town of Ridgeway, County of Orleans and State of New York and constituting the property used and occupied by the Company for its manufacturing facility (the “Land”) that is currently owned in part by the Agency and in part by the Agency and the Orleans Land Restoration Corporation (“OLRC”) and leased to the Company, (ii) the acquisition and installation at the Addition of certain machinery and equipment (the “Equipment”), for CNC machining, splining and induction hardening for an expansion of an existing product line for the Company (the Land and any improvements located thereon, the Addition and the Equipment being hereinafter collectively referred to as the “Project Facility”); (B) the refinancing and/or refunding of the remaining outstanding balance owed by the Company under that certain lease-purchase agreement (and related transaction documents) that were originally entered into as of June 1, 2008 among Key Government Finance, Inc., as lessor, the Agency, as sublessor, and the Company, as sublessee, in the original principal amount of \$7,000,000 and that were subsequently assigned by Key Government Finance, Inc. to Manufacturers and Traders Trust Company pursuant to an assignment document dated as of July 29, 2011 (collectively, and as so assigned, the “Lease-Purchase Agreement”); (C) the financing of all or a portion of the costs of the Addition and Equipment and the refinancing of the Lease-Purchase Agreement by the issuance of the Agency’s industrial development revenue bonds in one or more issues or series, in an aggregate principal amount not to exceed \$13,000,000 (hereinafter

referred to as the “Obligations” or the “Series 2014 Bonds”); (D) the granting of certain “financial assistance” (within the meaning of Section 854(14) of the New York General Municipal Law) with respect to the foregoing, including exemption from certain sales taxes, deed transfer taxes and mortgage recording taxes and an exemption from real property taxes and entry into a non-standard payment-in-lieu of tax agreement with respect to the Project Facility (collectively with the Obligations, the “Financial Assistance”); and (E) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency; and

WHEREAS, pursuant to resolutions adopted by the members of the Agency on April 11, 2014 and June 13, 2014 (collectively, the “Agency Resolutions”), the Agency, among other things, accepted the Application and took affirmative official action toward the issuance of the Series 2014 Bonds, within the meaning of Section 1.103-8(a)(5) of the United States Treasury Regulations; and

WHEREAS, pursuant to the authorization contained in the Agency Resolutions, the Chief Executive Officer of the Agency (A) caused notice of a public hearing of the Agency (the “Public Hearing”), pursuant to Section 859-a of the New York General Municipal Law and Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), to hear all persons interested in the Project and the Financial Assistance being contemplated by the Agency with respect to the Project, to be mailed to the chief executive officers of the county and of each city, town, village and school district in which the Project Facility is or will be located, (B) caused notice of the Public Hearing to be published in The Daily News, Batavia, New York, a newspaper of general circulation available to the residents of the County of Orleans, New York (C) conducted the Public Hearing on June 12, 2014 at the Town of Ridgeway Offices at 410 West Avenue, Medina, New York, and (E) prepared a report of the Public Hearing (the “Report”) which fairly summarized the views presented at said Public Hearing and distributed same to the members of the Agency and to the County Legislature of the County of Orleans, New York (the “County Legislature”); and

WHEREAS, the Agency expects to issue the Series 2014 Bonds in the principal amount of not to exceed \$13,000,000 for the

benefit of the Company, such Series 2014 Bonds to be sold to The Bank of Castile (the “Bondholder”) pursuant to a certain Bond Purchase Agreement between the Company, the Agency and the Bondholder.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ORLEANS, NEW YORK AS FOLLOWS:

Section 1. In consequence of the foregoing and in compliance with Section 147 of the Internal Revenue Code of 1986, as amended, the County Legislature of the County of Orleans, New York hereby approves the execution and delivery by County of Orleans Industrial Development Agency of its Series 2014 Bonds in an aggregate principal amount not to exceed \$13,000,000 for the purpose of financing a portion of the cost of acquiring, constructing and equipping the Project.

Section 2. This Resolution shall take effect immediately.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called upon Treasurer Heard to provide the In Rem Auction Sales report. She distributed the final sale listing and stated that it was a mixed bag to where there were parcels that sold for \$50 or \$100 and others that sold well above the property taxes owed. This year sale results remain in the negative but exceeds previous years’ sales. Tax principal loss nears \$43,000. There were various no sales because bids were not offered on these properties. One of the no sale properties included the big warehouse in Medina. Someone was going to make a \$50 offer which was not acceptable for that property. Landlock parcels also brought no sales. Chairman Callard asked Treasurer Heard if she recommends the approval of the bids. By accepting these bids, she said that she hopes that they would get back on the tax roll, property is then improved which increases the assessed value which will result in all good taxpaying citizens. Chairman Callard indicated that would be their hope too. Treasurer Heard concluded that it was a day for buyers at our auction today. Legislator Johnson moved to approve the sale of county-owned property as presented by the Treasurer. Legislator Johnson thanked Treasurer Heard for the



work and agony that she puts into this auction right up until 5 p.m. yesterday making concessions. The Treasurer's office work does not go unnoticed. Legislator DeRoller seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 217-614**

**APPROVING SALE OF COUNTY-OWNED PROPERTY**

WHEREAS, a public auction of various parcels of property owned by the County under the In Rem Foreclosure was held June 25, 2014; and

WHEREAS, bids for various properties were obtained by the auctioneer at such auction in accordance with the stated terms of auction; and

WHEREAS, due deliberation has been made by the Orleans County Legislature as to the propriety of each of the said bids; now, therefore be it

RESOLVED, that bids for various parcels set forth on the schedule hereto annexed be, and the same individually are accepted pursuant to the provisions of the Real Property Tax Law; and be it

FURTHER RESOLVED, that the standard form quitclaim tax deeds be prepared for the separate parcels and delivered to the County Treasurer for execution and delivery upon receipt of the balance of the purchase price set forth in the said deed.

**ORLEANS COUNTY AUCTION**

June 25, 2014

		Sold To:	Amount:
<b>ALBION - VILLAGE</b>			
73.5-4-24.2	MCNEIL LATONYA C	No Sale	0
PC - 311	West State St; 29.00 x 20.58		
3	Land Total - 200		
73.6-3-25	SCHLEEDE DALE & LUCY	John T. Boyer	\$200
PC - 311	311 East State St; 32.34 x 95.04	313 East State St.	
4	Land Total - 3,700	Albion, NY 14411	
73.6-5-24	NORTHROP CHARLES & SALLY	James M. Mays	\$9,000
PC - 210	224 East Park St; 60.00 x 180.00	302 E. State St	
5	Land - 8,300 Total - 53,100	Albion, NY 14411	

73.6-7-21 PC - 311 6	HUNT CHARLES H JR. 104 Beaver St; 82.50 x 120.12 Land Total - 8,200	Cooper L. Jackson, Jr. 251 Kenyon Rd Mexico, NY 13114	\$100
73.6-7-23 PC - 210 7	HILDRETH EVA & ARTHUR 12 Beaver St; 82.50 x 120.12 Land - 8,200 Total - 36,100	Richard D. Colonna 130 West Avenue Albion, NY 14411	\$6,000
73.6-7-36 PC - 210 8	ALBION ENTERPRISES LLC 136 South Clinton St; 66.00 x 165.00 Land - 8,400 Total - 49,900	Linda K. Smith 129 N. Main St Albion, NY 14411	13,000
73.6-7-39 PC - 210 9	RYAN RICHARD L 105 Washington St; 62.00 x 36.96 Land - 4,000 Total - 42,800	David M. Abbate 41 Majorie Ln. Hilton, NY 14468	\$8,000
73.6-7-77 PC - 311 10	HUNT CHARLES H JR. 106 Beaver St; 50.00 x 120.12 Land Total - 6,500	No Sale	
<b>ALBION – OUTSIDE</b>			
71.-1-60.22 PC - 311 12	HOWES MERL & LINDA Long Bridge Rd; 1.40 acres Land Total - 11,700	Cheryl M. Maxon 3712 Long Bridge Rd Albion, NY 14411	\$700
72.-3-13 PC - 270 13	WEBSTER STEVEN C & JUANITTA L 13583 Phipps Rd; 1.00 acres Land - 11,000 Total - 20,800	Billy J. Ray 13569 Phipps Rd Albion, NY 14411	\$1,250
72.-3-44 PC - 311 14	HUGHSON DEBORAH A Rt 31 West; 1.02 acres Land Total - 8,300	Charles A. Roth 13648 Route 31 W. Albion, NY	\$1,200
74.-2-21.3 PC - 311 15	DLS INVESTMENT GROUP, LLC Holley Rd; 120.00 x 200.00 Land Total - 4,100	Shaun M. Cobb 71 Brown St Albion, NY 14411	\$100
<b>BARRE</b>			
96.-1-68 PC - 323 16	MC KENNA ALAN Angevine Rd; 6.00 acres Land Total - 3,000	Charles E. Mathes 4655 Mathes Rd Holley, NY 14470	\$1,050
116.-1-45.11 PC - 210 17	GRAYBILL JASON 13701 West Barre Rd; 200.00 x 200.00 Land - 15,700 Total - 40,000	Joshua P. Piscitelli 5309 Eagle Harbor Rd Albion, NY 14411	\$14,000
<b>CARLTON</b>			
5.49-1-40.1 PC - 260 19	KOROL JOHN 909 Kirkwood St; 158.50 x 75.00 Land - 10,500 Total - 47,500	Charles D. West 255 Tobin Rd Henrietta, NY 14467	\$13,500
5.49-4-44.1 PC - 210 20	STARKWEATHER BRIAN L 927 Kirkwood St; 33.00 x 75.00 Land - 6,900 Total - 37,200	David M. Abbate 41 Majorie Ln. Hilton, NY 14468	\$900
18.-1-8 PC - 311 21	FRASCH DOUGLAS R Erway Sub Ln; 180.00 x 220.00 Land Total - 21,000	Matthew C. Mundion 536 Orient St Medina, NY 14103	\$750

18.1-2-17.3 PC - 311 23	FRASCH DOUGLAS R Erway Sub Ln; 180.00 x 170.00 Land Total - 16,200	Matthew C. Mundion 536 Orient St Medina, NY 14103	\$700
19.-1-82 PC - 210 24	ROSS ANN 1518 Bills Rd; 150.00 x 215.25 Land - 9,000 Total - 63,200	William F. McNulty 14819 W. Brighton Cliff Dr. Kent, NY 14477	\$20,000
26.2-1-15 PC - 314 25	MARCIN VENTURE LLC Yates Carlton Rd; 175.00 x 237.00 Land Total - 9,400	John R. Klatt 90 Sycamore St East Aurora, NY 14052	\$400
28.-1-59.2 PC - 330 26	MARCIN VENTURE LLC Waterport Rd; .35 acres Land Total -7,000	Charles J. Andrews Jr 135 Knapp St Albion, NY 14411	\$300
28.-1-69.2 PC - 322 27	SHERWOOD RANDOLPH Waterport Rd; 6.70 acres Land total - 16,800	No Sale	
29.-1-30.133 PC - 210 28	SORCE JOHN S 14519 Baker Rd; 140.00 x 200.00 Land - 8,400 Total - 91,800	Cooper L. Jackson, Jr. 251 Kenyon Rd Mexico, NY 13114	\$17,500
38.-1-59 PC - 311 30	STREETY ANN B Oak Orchard River Rd; 77.00 x 48.00 Land Total – 300	No Sale	

**CLARENDON**

98.9-1-14 PC - 312 31	REAL HOLDINGS LLC Hulberton Rd; 48.18 x 257.07 Land - 8,100 Total - 10,700	Ralph G. Webster 5182 Upper Holley Rd Holley, NY 14470	\$450
99.-2-43  PC - 210 32	ROBINSON CHARLES W & CATHERINE 4447 Bennetts Corners Rd; 200.00 x 200.00 Land - 13,800 Total - 79,000	Gaston A. Torres  10 White St Holley, NY 14470	\$7,000
119.-2-7.41 PC - 314 33	SHAFFER MICHAEL E & CHARLENE G Chugg Rd; 1.30 acres Land Total - 3,300	Thomas L. Penders 5273 Chugg Rd Holley, NY 14470	\$1,000

**GAINES – VILLAGE**

62.15-1-21 PC - 210 34	WASHINGTON ROSA L DONALD BOBBIE J 40 Lydun Dr; 74.90 x 134.37 Land - 8,300 Total - 69,200	James L. Smith 106 Clarendon St Albion, NY 14411	\$8,500
62.19-1-23 PC - 210 35	JONES BENJAMIN C & GENEVA 127 Brown St; 61.57 x 181.00 Land - 9,200 Total - 59,700	Joan H. Whittier 12900 Roosevelt Hwy Waterport, NY 14571	\$15,000

**GAINES – OUTSIDE**

50.2-1-21 PC - 260 37	MARCIN VENTURE, LLC 14005 Ridge Rd; 81.25 x 66.12 Land - 2,100 Total - 8,400	Rick A. Wilcox 11605 Meridan MktVw#14 PMB 301 Falcon, CO 80831	\$750
50.2-1-40	BANNAN ROBERT JAY & MAYNARD	Jeffrey R. Colonna	\$2,100

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PC - 210 38	2755 Gaines Rd; 124.08 x 91.74 Land - 5,900 Total - 20,000	12990 Ridge Rd Albion, NY 14411	
<b>KENDALL</b>			
32.-1-1.2 PC - 210 39	RAND MARTIN W 1706 Center Rd; 1.20 acres Land -10,400 Total - 63,800	Cooper L. Jackson, Jr. 251 Kenyon Rd Mexico, NY 13114	\$22,000
<b>MURRAY – OUTSIDE</b>			
75.-1-38 PC - 314 40	MARCIN VENTURE, LLC 3801 Transit Rd; 8.30 acres Land Total - 20,800	Craig C. Siebert 1105 County Line Rd Hamlin, NY 14464	\$1,700
75.2-1-20 PC - 210 41	LEWIS ELBIN & BARBARA 3606 Fancher Rd; 97.00 x 103.00 Land - 9,000 Total -49,000	Edward M. Odell 1191 Norway Rd Kendall, NY 14476	\$20,000
88.10-1-19 PC - 210 42	JOHNSTON LEON 17118 Brockpt-Holley Rd; 1.70 acres Land - 12,400 Total - 60,000	Skellens Rentals 15329 Marsh Creek Rd Kent, NY 14477	\$37,000
<b>RIDGEWAY-VILLAGE</b>			
68.20-1-71 PC - 220 43	RUSSO ANTHONY 111 Stork St; 66.00 x 132.00 Land - 10,100 Total - 61,600	Edward M. Odell 1191 Norway Rd Kendall, NY 14476	\$28,000
79.8-1-68 PC - 311 44	RAYMOND JACK LOUIS E 517 Eagle St; 66.00 x 155.00 Land Total - 10,800	Orleans Community Health Foundations Inc 200 Ohio St Medina, NY 14103	\$100
79.36-1-10 PC - 220 48	BIELISKI JAMES SCOTT BIELISKI WILLIAM 206 Prospect Ave; 45.25 x 72.00 Land - 3,900 Total - 28,800	Matthew C. Mundion 536 Orient St Medina, NY 14103	\$50
80.5-3-64 PC - 311 49	AAA REAL ESTATE INVESTMENTS 140 State St; 66.00 x 132.00 Land Total - 10,100	John H. Gantner 1220 SE 19 <sup>th</sup> Lane Cape Coral, FL 33990	\$2,500
80.6-1-5 PC - 210 50	LEWIS TIMOTHY S 136 North St; 49.50 x 321.75 Land - 7,400 Total - 43,600	Joan H. Whittier 12900 Roosevelt Hwy Waterport, NY 14571	\$19,000
80.9-1-5 PC - 210 51	SPANGLER BRYAN K 510 East Ave; .12 acres Land - 4,900 Total - 56,100	Shelcy L. Plueckhahn 328 West State St Albion, NY 14411	\$27,000
80.9-1-26.1 PC - 449 52	SEED AMERICA PROPERTY 54 LLC 525 East Ave; 3.80 acres Land - 25,600 Total - 80,400	No Sale	
80.9-2-41 PC - 210 53	ADKINS SCOTT M & RENEE E 421 E Center St; 66.00 x 165.00 Land - 11,100 Total - 64,100	Shaun M. Cobb 71 Brown St Albion, NY 14411	\$20,500
80.45-1-12 PC - 311 55	LUTES NOEL 121 Starr St; 34.00 x 92.00 Land Total - 2,400	Brenton O. Poole 746 Church St Medina, NY 14103	\$100
80.45-1-17	KNAPP JOHN C	Paul J. Albanese	\$700

PC - 311 56	Starr St; 46.00 x 36.00 Land Total – 100	1450 Merrill Ave Kent, OH 44240	
80.45-1-19.1 PC - 330 57 (formerly 80.45-1-19 & 20)	STINSON KEVIN R Starr St; 66.00 x 37.00 Land Total - 3,600	Paul J. Albanese 1450 Merrill Ave Kent, OH 44240	\$400
<b>RIDGEWAY-OUTSIDE</b>			
47.-1-58 PC - 314 58	MARCIN VENTURE, LLC Lyndonville Rd; 105.00 x 400.00 Land Total - 7,100	Anthony R. Moule 2635 S. Lyndonville Rd Medina, NY 14103	\$1,000
69.-1-63 PC - 270 59	COUNTY OF ORLEANS ( formerly KINNEY D.) 3605 Horan Rd; 120.00 x 155.25 Land Total - 8,600	Charles J. Andrews Jr 135 Knapp St Albion, NY 14411	\$1,000
70.2-2-40 PC - 210 60	ANDERSON JASON M 3611 Knowlesville Rd; 57.75 x 190.00 Land Total - 5,500	Paul D. Gray 11100 Maple Ridge Rd Medina, NY 14103	\$750
79.11-1-33.2 PC - 314 61	APPLE ORCHARD INN ASSO. INC. W Center St Ext; 50.00 x 357.60 Land Total - 7,500	Howard R. Balaban 612 W. Center St Medina, NY 14103	\$500
<b>SHELBY-VILLAGE</b>			
79.60-2-6 PC - 210 63	BROWN ROXANNE SEARLS BEVERLY M 211 North Ave; 23.50 x 148.50 Land - 3,500 Total - 36,100	Matthew C. Mundion 536 Orient St Medina, NY 14103	\$6,000
80.45-3-11.1 PC - 311 65 (formerly 80.45-3-11 & 12)	STINSON KEVIN R 204 Starr St; 28.00 x 66.00 Land Total - 100	Paul J. Albanese 1450 Merrill Ave Kent, OH 44240	\$400
80.45-3-14 PC - 311 66	KNAPP JOHN C 212 Starr St; 46.00 x 63.00 Land Total - 2,900	Paul J. Albanese 1450 Merrill Ave Kent, OH 44240	\$700
80.45-3-79 PC - 210 67	STEAR WILLIAM & BETTY 715 South Main St; 33.00 x 196.02 Land - 3,600 Total - 21,700	Matthew C. Mundion 536 Orient St Medina, NY 14103	\$2,000
<b>SHELBY-OUTSIDE</b>			
114.-1-12 PC - 210 70	WHITING THOMAS 5475 East Shelby Rd; 138.00 x 122.00 Land - 6,600 Total - 35,900	Edward M. Odell 1191 Norway Rd Kendall, NY 14476	\$7,500
<b>YATES – OUTSIDE</b>			
12.3-1-17 PC - 311 71	MARCIN VENTURES, LLC 1423 County Line Rd; 63.00 x 83.25 Land Total - 5,500	Scott P. Neuman 1087 Countyline Rd Lyndonville, NY 14098	\$700
TOTAL:			\$343,050

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 218-614**

**APPROVING PURCHASE OF TEMPORARY CONCRETE BARRIERS FROM THE HIGHWAY BUDGET**

RESOLVED, that this Legislature authorizes an emergency purchase for concrete barriers for repair of Waterport Carlton Road Bridge over Beardsley Creek from Lakelands Concrete Products, 7520 E. Main Street, Lima, NY 14485. County cost \$9,888; to be paid from 5120.470 Capital Bridge Project budget.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 219-614**

**AUTHORIZING CHAIRMAN OF THE LEGISLATURE TO APPOINT INTERIM DIRECTOR OF COMPUTER SERVICES**

WHEREAS, there is a vacancy of the Director of Computer Services in the Orleans County Computer Services Department effective June 6, 2014; and

WHEREAS, the computer needs of Orleans County are critical to the effective and efficient operations of all of the Departments within Orleans County; now be it

RESOLVED, that the Chairman of the Legislature is authorized to appoint an Interim Director of Computer Services at a Grade 9 Step 1 of the Management Compensation Schedule at 40 hours per week effective June 9, 2014 for a period of at least four months and up to six months; and be it

FURTHER RESOLVED, that the salary will be \$62,097 and on July 1, 2014 the salary shall be \$62,718.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to approve an agreement between Computer Services and Charles R. Kinsey. She indicated that it was her pleasure to welcome Mr. Kinsey back to Orleans County. Legislator DeRoller seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 220-614**

**APPROVING AGREEMENT BETWEEN COMPUTER SERVICES DEPARTMENT AND CHARLES R. KINSEY**

RESOLVED, that this Legislature approves an agreement between the Computer Services Department and Charles R. Kinsey, 4154 Bennetts Corners Road, Holley, NY to provide resources no more than ten hours per week to the Interim Director of Orleans County Computer Services effective June 9, 2014 through October 9, 2014 at a cost of \$80 per hour.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 221-614**

**AUTHORIZING FILLING VACANCY IN THE COMPUTER SERVICES DEPARTMENT**

RESOLVED, as a result of a vacancy, this Legislature authorizes the filling of a vacant contingent permanent full time Computer Specialist position (1680.05) in the Computer Services Department, Grade 16 in the CSEA Salary Schedule effective June 26, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 222-614**

**APPROVING AGREEMENT WITH NYS DEPARTMENT OF TAXATION AND FINANCE FOR RP-5217-PDF DOCUMENTS**

WHEREAS, the New York State Department of Taxation and Finance is implementing a statewide project to start offering bar-coded

RP-5217-PDF documents to be used for real estate transactions with the goal that these new documents will eventually replace the current four-part paper RP-5217 documents; and

WHEREAS, the New York State Department of Taxation and Finance has presented an agreement to Orleans County asking for participation in this project; and

WHEREAS, the Director of Real Property did review this agreement along with the County Clerk and the County Attorney and does recommend approval; and

RESOLVED, that the Orleans County Legislature does hereby authorize the Chairman of said Legislature to enter into an agreement with the New York State Department of Taxation and Finance and Real Property Tax Services for the implementation of the bar-coded RP-5217-PDF document project.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 223-614**

**AUTHORIZING THE SHERIFF TO APPLY FOR FUNDING THROUGH THE NYS OFFICE OF THE ATTORNEY GENERAL**

RESOLVED, that this Legislature authorizes the Sheriff to apply through the NYS Office of the Attorney General for grant funding through the VEST Partnership for the purchase of 34 bullet proof vests for the Orleans County Jail, at a cost of \$10,258. County cost \$0.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 224-614**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**



RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Berkshire Farm Center, Canaan, NY for the provision of residential foster care services; to be effective July 1, 2014 through June 30, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and the financial eligibility of each child so placed.

Baker Victory Services, Lackawanna, NY for the provision of residential foster care services; to be effective July 1, 2014 through June 30, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and the financial eligibility of each child so placed.

New Directions Youth & Family Services, Randolph, NY for the provision of residential foster care services; to be effective July 1, 2014 through June 30, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and the financial eligibility of each child so placed.

Greater Rochester Collaborative MSW Program, Rochester, NY for an intern agreement among Nazareth College, Brockport College, and Orleans County Department of Social Services; to be effective June 12, 2014 through June 11, 2015. County cost will be \$0.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 225-614**

### **APPROVING AGREEMENT BETWEEN THE PUBLIC DEFENDER AND SEAN BEMONT**

RESOLVED, that this Legislature does hereby approve an agreement between the Public Defender and Sean Bemont, 28 S. Main St, Holley, NY 14470 to provide as needed Spanish Interpreting services effective May 1, 2014 through April 30, 2015 in the amount not to exceed

\$5,000; to be paid from the Indigent Legal Services Grant FY12-15. County cost \$0.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 226-614**

APPROVING AGREEMENT FOR THE SALE OF 132-134 EAST CENTER STREET (80.37-2-28) AND 128 EAST CENTER STREET (80.37-2-29), VILLAGE OF MEDINA

WHEREAS, the two parcels commonly referred to as 132-134 East Center Street (80.37-2-28) and 128 East Center Street (80.37-2-29), Village of Medina were subject to an In Rem Tax Foreclosure proceeding pursuant to Article 11 of the Real Property Tax Law; and

WHEREAS, the two parcels are zoned as commercial properties; and

WHEREAS, the County of Orleans is authorized to sell commercial property via private treaty; and

WHEREAS, the County Legislature wishes to the extent possible recapture back taxes and find a suitable and productive reuse of the property in a challenged area of the Village of Medina; now, therefore be it

RESOLVED, that this Legislature approves a Real Estate Purchase Agreement with Kenneth Daluisio with a sale price of \$14,000. Additionally, purchaser shall pay the 2014 County/Town tax bill including any relevy, the 2014-2015 Village tax and the 2014-2015 School Tax.

Moved, Johnson; second; DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 227-614**

AUTHORIZING SHERIFF TO APPLY FOR NYS HOMELAND SECURITY CRITICAL INFRASTRUCTURE GRANT

RESOLVED, that the Sheriff is authorized to apply for the FY2014 Critical Infrastructure Grant by the New York State Division of Homeland Security and Emergency Services Grant, in the amount up to \$50,000.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 228-614**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT  
TO APPLY FOR A COMMUNITY HEALTH GRANT FROM THE  
GREATER ROCHESTER HEALTH FOUNDATION**

WHEREAS, being overweight and obese is a major risk factor for many chronic diseases and has reached epidemic proportions in New York and locally in Orleans County; and

WHEREAS, in 2013, the percentage of overweight and obese adults in Orleans County is around 60 percent; and

WHEREAS, the Orleans County Health Department in their 2013-2017 community health improvement plan has identified chronic disease, including physical activity and increasing healthier lifestyle habits to be a priority area; and

WHEREAS, the Greater Rochester Health Foundation has released funding opportunities to support a variety of short-term, health benefiting activities; therefore be it

RESOLVED, that the legislature authorizes the Orleans County Health Department to apply for a Community Health Grant.

Moved Allport; second, DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 229-614**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE MENTAL HEALTH BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Mental Health Department budget to purchase four (4) Microsoft tablets, as follows:

<u>From:</u>		
A4310.411	Office Supplies	\$3,920
<u>To:</u>		
A4310.220	Office Equipment	\$3,920

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 230-614**

**APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Orleans County Attorney, PO Box 606, Medina, NY 14103, for legal representation, effective January 1, 2014 through December 31, 2014, in the amount of \$13,000 per year.

Wescom Solutions, 6975 Crediview Rd Unit 4, Mississauga, ON L5N 8E9; effective July 1, 2014 through June 30, 2015, for the provision of electronic medical software (PointClickCare) at a monthly subscription cost of \$1,982.22. County cost \$0.

Medical Staffing Network, 2050 S. Clinton Ave., Rochester, NY 14618, for a renewal agreement for Temporary staffing services effective June 3,

2014 through June 2, 2015 with the RN, LPN, and CNA per diem cost schedule as provided below:

	RN	LPN	CNA
Weekday	\$47.00	\$36.00	\$23.00
Weekend	\$50.00	\$38.00	\$26.00

Moved, Allport; second, DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 231-614**

#### **APPROVING AGREEMENT BETWEEN THE SHERIFF'S OFFICE AND BRITE COMPUTERS**

RESOLVED, that this Legislature approves an agreement between the Sheriff's Office and Brite Computers, 7647 Main St. Fishers, Victor, NY 14564 for two years of NetMotion Mobility Premium Maintenance for 25 device licenses of mobility with the analytics module and policy module, NYS OGS Contract PT65143, effective October 7, 2013 through October 6, 2015 at a cost of \$3,074.21 to be paid from Computer Services Account A1680.418 – Other Contractual expense. Cost to be charged back to the Sheriff's Office Budget.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 232-614**

#### **AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 7-114 set the Legislature meeting schedule for 2014, not scheduling a meeting on the second Wednesday in July; now be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of July 9, 2014:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	8738-8866	\$220,551.02
Highway	370-388; 856-886	\$174,112.93
Nursing Home	1572-1580, 1583-1586, 27113-27148	\$161,387.92
Job Development	1536	\$1,789.00
Self Insurance	53981	\$3,738.75

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved the below resolution as it was presented today during conference session by representatives of the Niagara Orleans Regional Alliance (NORA) asking for two seats to be foundational on their board of directors representing their customers and New York State government which will also support the need for high speed internet Legislator DeRoller seconded the motion. The following resolution was adopted:

**RESOLUTION NO. 233-614**

RESOLUTION CALLING UPON THE NEW YORK STATE PUBLIC SERVICE COMMISSION TO SET A CONDITION OF MERGER FOR COMCAST'S PROPOSED BUYOUT OF TIME WARNER CREATING VOTING SEAT ON THEIR BOARD OF DIRECTORS REPRESENTING A CUSTOMER VOICE AND ANOTHER REPRESENTING A VOICE OF GOVERNMENT

WHEREAS, Orleans County represents a rural region that is economically focused on agri-business and recreation where high-speed Internet service is essential for commercial economic growth, for our education systems, and the overall well-being of our citizens; and

WHEREAS, today's agricultural enterprises leverage cutting edge bio-technology, renewable energy, and hi-tech heavy equipment which depend on the Internet; and

WHEREAS, the Internet Innovation Alliance has published the following statistics relative to broadband access and jobs:

- More than 62% of American workers, including our farmers, rely on the Internet to do their jobs
- Among U.S. workers, 14% telecommute or work from home at least one day a week
- Jobs that depend upon broadband availability are projected to increase 25% by 2018
- Job seekers had a 27% increase in success by using social networks to generate referrals
- A \$10 billion investment in broadband would produce nearly 500,000 new jobs
- Local economic growth and secondary investment enabled by broadband expansion is 10 times the initial investment; and

WHEREAS, there are significant areas of the County without access to high speed broadband services because of geographic isolation, topographic conditions, and low population density; and

WHEREAS, broadband providers have not found it economically feasible to provide broadband services to many of the remote areas of the County; and

WHEREAS, ComCast has submitted for approval a proposal to "buyout" Time Warner NYS services now under consideration by the New York State Public Service Commission; and

WHEREAS, it has been our observation small businesses tend to be willing to listen to the voice of the community and be agile with regard to delivering profitable services, however larger businesses frequently seem too distant in listening to the voices in a small community when they have a monopoly as is the case with broadband services in our region; and

WHEREAS, Orleans County, in unison with Niagara County, presented recommendations for the proposed merger at a Public Hearing held on Monday, June 16th at the North Campus of SUNY Buffalo; and

WHEREAS, the most significant point in the presentation was to recommend a condition of the proposed merger be the creation of a voting seat on the Board of Directors representing a customer voice (the source of their income) and another representing a voice of government (source of grant funds that you presently leverage to expand your private network); and

WHEREAS, this legislature believes these two seats are foundational to ensure our voices are not only heard, but are part of any go-forward decisions for broadband expansion in Western New York; now, therefore be it

RESOLVED, that the New York State Public Service Commission examine the long-term benefits and opportunities of the aforementioned Board of Director seats, and set requirements to assure the public interests are well represented alongside the private interests of this or any future telecommunication providers; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to Governor Andrew M. Cuomo, the Commissioner of New York State Public Service Commission, State Senator George Maziarz, Assembly Member Stephen Hawley, Assembly Member Jane Corwin, NYSAC, all Towns and Villages in Orleans County, and all others deemed necessary and proper.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard opened the floor for general discussion. Legislator DeRoller acknowledged Sharon Narburgh and Mike Waterhouse, Orleans County Fishing Coordinator, who worked hard on today's Ultimate Fishing Adventure for Orleans County Vietnam Veterans. There was a lot of work behind the scenes starting at 6 a.m. with many fish being caught, especially by Legislator Johnson. This was a project supported by the World Fishing Network who awarded Orleans County \$25,000 as the World's Ultimate Fishing Town. Legislator DeRoller indicated that the



Charter Captains informed him by text messages of how great the day was and for being recognized for their efforts in providing their services. Legislator DeRoller also shared appreciation to the Orleans County Sheriff's Department for their involvement. Sharon and Mike were recognized by applause. Mr. Waterhouse stated that Sharon and he are a small portion of that group. It started with them with working towards the award but this program goes much farther beyond that. The Charter Captains and First mates who could have run a full priced charter only took a stipend to help with this event. Charlie Nesbitt, who was the key note speaker, spoke in a way that another Vietnam Veteran could fully understand and appreciate what he said. Mike stated that Legislator DeRoller, out of his own pocket, bought a sheet cake for this wonderful celebration, which was very well received. A whole lot of people worked very hard to make this a special event stated Mr. Waterhouse.

Legislator Johnson stated that they had forty-seven Vietnam Veterans on this excursion. This was a war that veterans were not thanked for then and now we were able to say thanks to them forty years later. This was the whole purpose of saying thank you for keeping us all safe. It was well heard and received. Sharon Narburgh stated that many were very overwhelmed and thankful. She also said one gentleman stated that it was the best day of his entire life because he has not done a thing since then. Chairman Callard stated the County appreciates all of the hard work in putting this venture together. He stated in total, that there were 100 people at the luncheon that followed the fishing adventure.

Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:11 p.m.

**LEGISLATURE MEETING**  
July 23, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Johnson, the Clerk called the roll. All Legislators were present, with the exception of Legislator DeRoller.

The Clerk presented the following communications:  
Town/Village resolutions that have been received from June 25th to present:

Orleans County Town/Village Resolution Submissions

Town/Village	Resolution Title
Carlton	Request to International Joint Commission to Reject the Proposed Plan 2014 in its Entirety
Gaines	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
Shelby	Opposing Expansion of Federal Control under the Clean Water Act
Shelby	Calling on NYS Public Services Commission to set condition of Merger for Comcast/TW Buyout
V/Holley	Calling on NYS Public Services Commission to set condition of Merger for Comcast/TW Buyout
Yates	Rural Broadband Deployment Act - promoting Rural Broadband
Yates	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
Yates	Governor to Continue to Address Unfunded Mandates that Use Local Tax Dollars to Fund Program
County Affiliated Agency:	Urging Structural Reform of the State Dedicated
Fire Advisory	Highway and Bridge Trust Fund

The Albion Merchants Association is requesting permission to place a banner on the Courthouse lawn from July 26<sup>th</sup> through August 9<sup>th</sup> to promote their Sip and Stroll through History – Albion Wine Walk. This event will take place on August 9<sup>th</sup> from 3 to 7 p.m. by taking a wine tour through downtown Albion. VIP Tickets will enjoy a catered reception at the HOAG Library which begins at 2 p.m. The Board approved this request to hang a banner. A Chiavetta's Chicken BBQ Fundraiser to

benefit The ARC of Orleans County Meals on Wheels/Nutri-Fair program will take place from 12:30 p.m.–5:00 p.m. on Thursday, August 7<sup>th</sup>. For ticket information please call 589-7817.

Chairman Callard called for open discussion as it related to the resolutions. With there being none, Legislator Eick moved to add one resolution to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 234-714**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	8888-9056	\$564,786.02
Highway	389-395; 888-901	\$112,838.16
Nursing Home	1587; 27149-27181	\$1,131.42
Job Development	1539-1548; 1592	\$54,268.59
Self Insurance	1063-1065; 54032	\$67.24

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 235-714**

**APPROVING THE STANDARD WORK DAY AND RETIREMENT REPORTING FOR ELECTED AND APPOINTED OFFICIALS**

WHEREAS, the New York State and Local Employees' Retirement System established §315.4, a new regulation on retirement reporting for elected and appointed officials which became effective August 12, 2009; and

WHEREAS, the Orleans County Legislature passed Resolution No. 629-1293 establishing standard workdays for elected and appointed officials for purposes of the New York State Employee Retirement System only; and

WHEREAS, the new regulation adds additional requirements for both employers and elected and appointed officials, including an expanded record of work activities, a more detailed resolution and specific time frames within which requirements must be completed; now, therefore be it

RESOLVED, that the County of Orleans hereby establishes the following as standard work days for certain elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/month
<b>ELECTED OFFICIALS</b>					
Legislator	Donald Allport	6	1/1/2014-12/31/2015	N	4.20
Legislator	E. John DeFilipps	6	1/1/2014-12/31/2015	N	20.18
Legislator	William Eick	6	1/1/2014-12/31/2015	N	6.54
Legislator, Vice Chairwoman	Lynne M. Johnson	6	1/1/2014-12/31/2015	N	10.89
Legislator	Frederick Miller	6	1/1/2014-12/31/2015	N	7.37
County Clerk	Karen Lake-Maynard	6	1/1/2014-12/31/2017	N	24.47
County Treasurer	Susan M. Heard	6	1/1/2014-12/31/2017	N	23.76
<b>APPOINTED OFFICIALS</b>					
County Attorney	David Schubel	6	1/1/2014-12/31/2015	N	18.06
1 <sup>st</sup> Asst County Attorney	John Gavenda	6	1/1/2014-12/31/2015	N	13.54
2 <sup>nd</sup> Asst County Attorney	James Bell	6	1/1/2014-12/31/2015	N	10.33
Public Defender	Sanford Church	6	1/1/2014-12/31/2015	N	23.60
1 <sup>st</sup> Asst Public Defender	Patricia Pope	6	1/1/2014-12/31/2015	N	12.48
2 <sup>nd</sup> Asst Public Defender	Dominic Saraceno	6	1/1/2014-12/31/2015	N	15.61
3 <sup>rd</sup> Asst Public Defender	Nathan Pace	6	1/1/2014-12/31/2015	N	8.62
Medical Director/ Coroner's Physician	Thomas Madejski, MD	6	1/1/2014-12/31/2015	N	7.75

and be it

FURTHER RESOLVED, that the County of Orleans hereby reaffirms the following as standard work days for certain exempt and

unclassified appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the employee's time keeping system:

TITLE	NAME	STANDARD WORK DAY (Hrs/day)	Term	Participates in Employer's Time Keeping System (Y/N)	Days/ Month
<b>APPOINTED OFFICIALS</b>					
Chief Administrative Officer	Charles H. Nesbitt Jr.	6	1/1/2012-12/31/2016	Y	N/A
Secretary to the Chief Administrative Officer	April Flesch	7	1/1/2012-12/31/2016	Y	N/A
Clerk of the Legislature	Nadine P. Hanlon	6	1/1/2014-12/31/2015	Y	N/A
Deputy Clerk of the Legislature	Onnalee O'Connor	7	1/1/2014-12/31/2015	Y	N/A
Assisltant District Attorney (1 <sup>st</sup> )	Susan Howard	7	1/1/2013-12/31/2016	Y	N/A
Secretary to the District Attorney	Richard Ferris	7	1/1/2013-12/31/2016	Y	N/A
Deputy County Treasurer	Roxie Basinait	7	1/1/2014-12/31/2017	Y	N/A
Director of Real Property Services	Dawn Allen	6	10/1/2013-9/30/2019	Y	N/A
Deputy County Clerk/DMV	Susan Rustay	7	1/1/2014-12/31/2017	Y	N/A
Deputy County Clerk	Diane Shampine	7	1/1/2014-12/31/2017	Y	N/A
Director of Personnel and Self Insurance	John C. Welch Jr.	6	8/21/2012-8/20/2018	Y	N/A
Deputy Election Commissioner	Clara Martin	7	1/1/2013-12/31/2014	Y	N/A
Deputy Election Commissioner	Eileen Aina	7	1/1/2013-12/31/2014	Y	N/A
Confidential Secretary to the Sheriff	Deborah Hughson	7	1/1/2012-12/31/2015	Y	N/A
Director of Emergency Management	Paul Wagner	6	1/1/2014-7/18/2014	Y	N/A
County Highway Superintendent	Gerald Gray	6	1/1/2011-12/31/2014	Y	N/A
Deputy County Highway Superintendent	Michael Cliff	7	1/1/2011-12/31/2014	Y	N/A
Secretary to County Highway Superintendent	Jacqueline Tarricone	7	1/1/2011-12/31/2014	Y	N/A
Social Services Commissioner	Thomas Kuryla	6	1/1/2010-12/31/2014	Y	N/A

and be it

**FURTHER RESOLVED**, that certified copies of this resolution shall be forwarded to the County Treasurer, Director of Personnel, and the New York State Comptroller.

Moved, Johnson; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Eick moved to approve various agreements regarding the Hulberton Road Bridge Project. Legislator Eick requested CAO Nesbitt to explain the funding for this project. Mr. Nesbitt explained that this project is 80% Federally funded, 15% State funded, and 5% County funded. Three bids were received and the lowest bid was about 8% lower than the second lowest bid. Legislator Miller seconded the motion. Chairman

Callard added that this is a significant project replacing this bridge. The following resolution was adopted:

**RESOLUTION NO. 236-714**

**APPROVING AGREEMENTS BETWEEN HIGHWAY DEPARTMENT AND VARIOUS AGENCIES CONCERNING THE HULBERTON ROAD BRIDGE OVER WEST BRANCH OF SANDY CREEK IN THE TOWN OF MURRAY**

RESOLVED, that this Legislature approves a Supplemental #2 Agreement contract #D033855 with the Orleans County Highway Department and NYS DOT, 1530 Jefferson Rd, Rochester, NY 14623-3161. This supplemental agreement amends the previous resolution #176-514 to add additional funding for the Hulberton Road Bridge over West Branch of Sandy Creek Bridge Replacement – PIN 475542; BIN: 3319220. Phase includes Design, Right of Way Incidentals and Construction; and be it

FURTHER RESOLVED, the Chairman of the Legislature is authorized to sign the Supplemental #2 agreement for Hulberton Road Bridge over West Branch of Sandy Creek Bridge Replacement. Total cost of \$1,338,900, Reimbursement of \$1,252,920 and County cost of \$85,980; agreement effective through February 3, 2022; and be it

FURTHER RESOLVED, that this Legislature does hereby approve an agreement with the Highway Department and Labella Associates, P.C., 300 State St, Ste 201, Rochester, NY 14614 to perform construction inspection and oversight services for the Hulberton Road Bridge over W. Branch Sandy Creek in the Town of Murray to be paid through NYSDOT contract #D033855, with such agreement subject to review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, this Legislature accepts the low bid submitted by Crane Hogan Structural Systems Inc and authorizes the Chairman to execute an agreement with Crane Hogan Structural Systems Inc, 3001 Brockport Rd, Spencerport, NY 14559 for the Replacement of the Hulberton Road Bridge at the bid cost of \$ \$894,275.30 to be paid through NYSDOT contract #D033855, with such agreement subject to

review and approval of the County Attorney and Chief Administrative Officer.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 237-714**

**AUTHORIZING PAYMENTS FROM THE CAPITAL PROJECT BRIDGE ACCOUNT**

RESOLVED, that this Legislature authorized the following payment to be made from account H5120.250, Capital Project – Bridge Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>	
\$1,640.00	Orrick, Herrington & Sutcliffe, LLP	Bond Counsel Professional Services	–
\$5,800.00	Fiscal Advisors & Marketing, Inc.	Professional Services	

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 238-714**

**APPROVING AGREEMENT BETWEEN JOB DEVELOPMENT AND GLOW WORKFORCE INVESTMENT BOARD**

WHEREAS, the County of Orleans has received funding under the Workforce Investment Act to provide employment and training services to eligible youth; and

WHEREAS, Orleans County Job Development has presented a Plan of Service for eligible Out of School and In School youth between the ages of 16 to 21, to the Workforce Investment Board’s Youth Council and has been approved to carry out this plan; and

WHEREAS, the Youth Council has approved \$11,296.66 for the Job Development Agency to provide employment and training services for

a year round program, which will run July 1, 2014 to June 30, 2015; now be it

RESOLVED, that this Legislature authorizes the Chairman to execute an agreement between Job Development and GLOW Workforce Investment, 587 E. Main St, Batavia, NY 14020 in the amount of \$11,296.66 effective July 1, 2014 through June 30, 2015.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 239-714**

#### **APPROVING AGREEMENTS BETWEEN THE ORLEANS COUNTY HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements between the Public Health Department and various agencies:

Venesky and Company is approved to prepare the required Medicaid Cost Report associated with the Preschool/School Supportive Health Services Program for the service periods of July 1, 2013 through June 30, 2014 as required by New York State. Contract period July 1, 2014 - July 31, 2015. Contract amount \$4,500. Full County cost.

Breaking Boundaries, 3860 Atlantic Ave, Fairport, NY 14450 to provide OT and PT services through the 3-5 program to the eligible children of Orleans County. Contract period June 1, 2014 through May 31, 2017. Reimbursement from NYS Department of Health, Medicaid, and some third party insurances.

Monroe County Health Department, 111 Westfall Rd., Room 956A, PO Box 92832, Rochester, NY 14692 to provide lab services for lead samples requiring further testing from the Orleans County Health Department staff. Contract period September 28, 2014 through September 27, 2015. Contract amount \$8,000. Reimbursement from State Aid.

Moved, Allport; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.



**RESOLUTION NO. 240-714**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET**

RESOLVED, this Legislature authorizes the Sheriff to expend Department of Homeland Security and Emergency Services State Law Enforcement Terrorism Prevention Program Grant Funds for the fiscal year of 2013; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set-up new monies in the Sheriff's budget as follows:

Revenue		
A4308.5313	Homeland Security/SLETPP FY2013	\$22,500
Appropriation		
A3110.486.5313	Special Grants/LE13-1036-D00	\$22,500

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Eick moved to authorize the Orleans County Fuel Farm to utilize extension of contract with provisions of Genesee County Fuel Farm Bid. He further explained that hopefully the price will be better by working with Genesee County. He also indicated that we have gone through State Bid but had poor fuel quality under that contract. Legislator Miller seconded the motion. Chairman Callard expressed that this is just another example of working with another county for a common benefit. The following resolution was adopted:

**RESOLUTION NO. 241-714**

**AUTHORIZING THE ORLEANS COUNTY HIGHWAY FUEL FARM TO UTILIZE EXTENSION OF CONTRACT PROVISIONS OF GENESEE COUNTY FUEL FARM BID**

WHEREAS, the Genesee County Highway Superintendent and the Genesee County Purchasing Department advertised for bids for the purchase and delivery of fuel products to the Genesee County Highway

Fuel Farms Department, and by Genesee County Legislature Resolution No. 248 adopted June 26, 2013, the Genesee County Legislature awarded the bid to Superior Plus Energy Products d/b/a Griffith Energy; and

WHEREAS, the Genesee County bid documents provided for the right to allow all eligible municipalities authorized under the General Municipal Law of the State of New York to purchase any goods awarded as a result of the bid in accordance with the latest amendments to New York State General Municipal Law 100 through 104 subject to the discretion of the vendor; and

WHEREAS, the Orleans County Fuel Farm Manager wishes to utilize the Extension of Contract to Other Municipalities provisions contained in the bid/contract documents between Genesee County and Superior Plus Energy d/b/a Griffith Energy; and

WHEREAS, Superior Plus Energy d/b/a Griffith Energy is agreeable to such extension to Orleans County and to enter into an agreement with Orleans County; now, therefore be it

RESOLVED, that this Legislature authorizes the Orleans County Highway Fuel Farm Department to utilize the Extension of Contract to Other Municipalities provisions of the Genesee County Award of Fuel Farm bid thereby allowing the purchase of fuel products from Superior Plus Energy d/b/a Griffith Energy, 1870 South Winton Road, Rochester, New York, 14618 for the period effective August 15, 2014 through August 15, 2015; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign a contract with Superior Plus Energy d/b/a Griffith Energy subject to the review and approval of the Chief Administrative Officer and the County Attorney.

Moved, Eick; second, Miller  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

#### **RESOLUTION NO. 242-714**

**APPROVING SOFTWARE SUBSCRIPTION SERVICE BETWEEN  
THE TREASURER'S OFFICE AND KVS INFORMATION SYSTEMS**

RESOLVED, that this Legislature approves the annual software subscription service between the Treasurer’s Office and KVS Information Systems, 821 Maple Rd, Williamsville, NY 14221 covering all programs relating to the Treasurer’s Office, Personnel Office, and Budget Officer at a cost of \$7,622; effective August 1, 2014 through July 31, 2015, to be paid from the respective budgets, as applicable.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 243-714**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 2,638.08	Orleans County Highway Dept.	June Diesel usage for Generator at Medina Tower
\$ 135.07	Orleans County Highway Dept.	Filter Replacements for Generator at Medina Tower
\$35.70	Orleans County Highway Dept.	Oil Change for the Generator
\$ 857.28	Orleans County Highway Dept.	Crusher Run for Radio Towers
\$ 699.92	Doherty Communications	Mallery Headsets for 911 Console Setups
\$ 8,435.15	Doherty Communications	Reimburse for Suburban Electric Invoices #136857,137126, 137127, 137128, 137168, 137169 & 137231
\$18,210.00	New York State Fence Inc.	Furnish and install chain link fence at tower sites.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

## **RESOLUTION NO. 244-714**

### **APPROVING EXTENSION OF AGREEMENT WITH DOHERTY COMMUNICATIONS FOR THE RADIO SYSTEM MANAGEMENT PROJECT**

WHEREAS, Resolution No. 41-114, extended an amendment to cover the scope and terms for the Radio System Management Project as detailed in Resolution No. 35-112 and 50-113, through July 31, 2014; be it therefore

RESOLVED, that this Legislature authorizes extension of that Radio System Management Project through August 31, 2014; all provisions of that agreement, including but not limited to the scope of work and terms of payment to remain the same; and not to exceed \$16,000 through the extended contract date, to be paid from Emergency Management Budget Account A3640.452 Personal Services; and be it

FURTHER RESOLVED, that this agreement with Doherty Communications will be reviewed prior to August 31, 2014; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this renewal agreement with Doherty Communications subject to the review and approval of the County Attorney and the Chief Administrative Officer.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Johnson proudly moved to approve an agreement with our retired Emergency Management Director, Paul Wagner, to help with transitional resources and training for our new Emergency Management Director. Legislator Johnson introduced Mr. Dale Banker, the newly appointed Emergency Management Director. He thanked the Chairman for the appointment and indicated that he was looking forward to working with everyone. The following resolution was adopted:

**RESOLUTION NO. 245-714**

APPROVING AGREEMENT BETWEEN EMERGENCY  
MANAGEMENT AND PAUL W. WAGNER

RESOLVED, that this Legislature approves an agreement between Emergency Management and Paul W. Wagner, 5050 Merrill Rd, Holley, NY to provide transitional resources and training for the new Director of Emergency Management not to exceed a total of 175 hours effective July 21, 2014 through December 31, 2014 at a cost of \$35 per hour, total contract not to exceed \$6,125.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 246-714**

AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S  
OFFICE/JAIL

RESOLVED, that this Legislature authorizes the filling of a vacant part-time Correction Officer position (3150.13) in the Jail, effective July 24, 2014, at an hourly rate of \$13.52.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 247-714**

AMENDING RESOLUTION NO. 123-314 REGARDING AN  
AGREEMENT BETWEEN ORLEANS COUNTY BOARD OF  
ELECTIONS AND DOMINION VOTING SYSTEMS

WHEREAS, Resolution No. 123-314 approved an agreement between the Orleans County Board of Elections and Dominion Voting Systems to provide for hardware maintenance and firmware maintenance for the county board's 14 Image Cast BMD voting machines for the warranty period September 10, 2013 through December 31, 2016; now be it

RESOLVED, that Resolution No. 123-314 be amended to have this agreement void and have it valid under the NYS Office of General Services for Dominion Voting Systems Corp Centralized Agreement Contract No. PC66393/Award No. 22659 with contract period to cover February 1, 2014 through January 31, 2019. County cost \$0.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 248-714**

#### **AUTHORIZING THE SHERIFF TO APPLY FOR THE TACTICAL TEAM TARGETED GRANT**

RESOLVED, that this Legislature authorizes the Sheriff to apply for the Tactical Team Targeted Grant Program (FY2014) through the NYS Division of Homeland Security and Emergency Services which is a competitive grant program that is aimed at safeguarding local tactical teams with the adequate skills and capabilities to provide a safe and successful response to high-risk incidents including active shooter events and other counterterrorism missions for grant funds up to \$100,000 per team.

Moved, Johnson; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 249-714**

#### **APPROVING PAYMENT OF POSTAGE COSTS FOR ANNUAL MAILING TO REGISTERED VOTERS OF ORLEANS COUNTY**

RESOLVED, that this Legislature approves the payment of postage costs in the amount of \$5,361.97 for mailing of the annual mail check postcards by NTS Data Services, Niagara Falls, NY to all active registered voters of Orleans County advising them of the 2014 Primary and General Election dates and other relevant voter information as pursuant to New York State Election Law, to be paid from Election Account A1450.461 – Postage.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 250-714**

**APPROVING AMENDED AGREEMENTS BETWEEN OFFICE FOR THE AGING AND PHILIPS LIFELINE**

RESOLVED, that this Legislature amends Resolution No. 463-1213 for an agreement between Office for the Aging and Philips Lifeline to provide personal emergency response system services and monitoring to include additional equipment options, including PMD-Philips Medication Dispenser rental and MedMinder rental from January 1, 2014 through October 31, 2015. County cost \$0.

Moved, Miller; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 251-714**

**AUTHORIZING COMPUTERS TO BE ADDED TO THE DELL MASTER LEASE**

WHEREAS, this Legislature approved a Dell Master Lease # 810-6457612-03 by Resolution No. 72-212 between Orleans County and Dell Financial Services, PO Box 6547, Carol Stream, IL 60197-6547; now be it

RESOLVED, that the Orleans County Legislature authorizes two (2) computers to be added to the Dell Master Lease #810-6457612-03 for the Major Felonies Crime Task Force effective July 23<sup>rd</sup>, 2014.

Moved, Johnson; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 252-714**

**APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Regional Action Phone, Batavia, NY for RAP hotline to provide crisis intervention to Orleans County youth and their families; to be effective August 1, 2014 through July 31, 2015 at \$1.50 per call. County cost is \$0.

Orleans County Office for the Aging, Albion, NY for the provision of outreach activities for Low Income Home Energy Assistance Program (HEAP) recipients; to be effective August 28, 2014 through August 27, 2015 at a cost of \$17,500. County cost is \$0.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 253-714**

#### **APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND GERSTER SALES & TRANE**

RESOLVED, that this Legislature approves an agreement between Buildings & Grounds and Gerster Sales & TRANE, 45 Earhart Drive, Buffalo NY 14221, at the cost of \$5,500 to work on the compressor at the Orleans County Office Building due to the low suction alarm and the other work needed on proposal #18880; to be paid from Buildings and Grounds Account A1620.403-Maintenance Projects.

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 254-714**

#### **AUTHORIZING CREATING PERMANENT POSITION IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, a full-time Keyboard Specialist (6010.0409) has been on medical leave; therefore be it

RESOLVED, that this Legislature does hereby create a full-time Clerk position in the Department of Social Services at Grade 7 of the CSEA salary schedule, to be effective July 24, 2014; and be it



FURTHER RESOLVED, that the Legislature authorizes the filling of this newly created vacant permanent position.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 255-714**

#### **AUTHORIZING CREATING TEMPORARY POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature authorizes the creation of temporary positions in the Department of Social Services for implementation of the Home Energy Assistance Program (HEAP) to be reimbursed with 100% federal funds, as follows:

Full time Social Welfare Examiner effective August 18, 2014 – March 31, 2015 at Grade 13 of the CSEA Salary Schedule;

Full time Social Welfare Examiner effective November 1, 2014 – April 30, 2015 at Grade 13 of the CSEA Salary Schedule;

Full time Clerk effective November 1, 2014 – May 31, 2015 at Grade 7 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of these newly created temporary vacant positions.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 256-714**

#### **AUTHORIZING AMEREX CPS CLEAN AGENT FIRE SYSTEM TO BE INSTALLED IN THE SERVER ROOM OF THE PUBLIC SAFETY BUILDING**

WHEREAS, the Finance Committee approved Capital Project 2013-2015 which included the installation of the Amerex CPS Clean Agent Fire System in the server room in the Public Safety Building; be it

RESOLVED, that this Legislature approves the installation of Amerex CPS Clean Agent Fire System from AllState Fire Equipment of WNY, 400 Mineral Springs Road, Buffalo, NY 14224, at a cost of \$7,690, and a Fire Extinguisher at the cost of \$445 from Computer Services account A1680.270 – Capital Equipment.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Legislator Johnson moved to approve a Management Compensation Plan for 2015 and 2016. She expressed that the plan was updated to better show the implementation of high deductible plan and the complete health insurance re-organization that was done at county level for management employees. This allows for a 2% salary increase in January of 2015 and another 2% in January of 2016. Tuition reimbursement to department heads was increased from \$225 to \$1,000 if the course is directly related to the employee's job. Legislator DeFilipps seconded the motion. The following resolution was adopted:

#### **RESOLUTION NO. 257-714**

#### **APPROVING A MANAGEMENT COMPENSATION PLAN FOR 2015 AND 2016**

WHEREAS, this Legislature desires to control costs and provide certainty for the approaching budget process as it relates to compensation for management and elected officials; therefore, be it

RESOLVED, that as of January 1, 2015 the Management Compensation Plan for 2015 and 2016 be updated to reflect a continued savings from the implementation of a high deductible plan and complete health insurance reorganization will be invested back into compensation for management employees allowing for increases of 2% in January 2015 and 2% in January 2016; and be it

FURTHER RESOLVED, that various adjustments will be made to the plan that allow for implementation of quality of life measures at little or no cost to the county effective January 1, 2015; and be it

FURTHER RESOLVED, that the aforementioned plan is to be filed with the Clerk of the Legislature by the Chief Administrative Officer and Director of Personnel and Self Insurance and that the terms and provisions of the plan as filed are incorporated herein by reference as if fully set forth in this resolution.

Moved Johnson; second, DeFilipps.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

### **RESOLUTION NO. 258-714**

#### **ADOPTING ADDITIONS TO CERTIFIED AGRICULTURAL DISTRICTS**

WHEREAS, Article 25AA of State Agricultural and Markets Law provides for the addition of predominantly viable agricultural land into existing, certified agricultural districts following an annual thirty day enrollment period and public hearing; and

WHEREAS, said enrollment period occurred in June 2014 and proper notice was provided and a public hearing was held on July 23, 2014; now, therefore be it

RESOLVED, that additions to Agricultural Districts No. 1, 2 and 3 of thirteen whole tax parcels of predominantly viable farmland be adopted as identified by numbers 4.00-1-3.21, 28.00-1-55, 28.00-1-56, 58.00-1-30, 85.00-3-6.2, 94.00-1-57.3, 104.00-1-48.1, 104.00-1-70.2, 107.00-1-71.12, 115.00-1-2.1, 115.00-1-3.18, 115.00-1-7.111, 115.00-1-30.1; and be it

FURTHER RESOLVED, that a Notice of Determination of Non-Significance - Negative Declaration shall be filed in the absence of a significant effect of this action on the environment, pursuant to Article 8 of Environmental Conservation Law.

Moved, DeFilipps; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 259-714**

**AUTHORIZING AGREEMENT BETWEEN PROBATION AND MID ERIE COUNSELING AND TREATMENT SERVICES**

RESOLVED, that this Legislature approves an agreement between the Probation Department and with Mid Erie Counseling and Treatment Services, 156 Walden Ave, Ste 400, Cheektowaga, NY 14425 for the development and delivery of mental health services to persons under Probation Supervision from July 1, 2014 through July 1, 2019 for the treatment of conditions related to sexual offender behavior. County cost \$0.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 260-714**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE SHERIFF-JAIL BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff-Jail budget, which funds were obtained as a contractual signing bonus from IC Solutions as follows:

Revenue

A2450	Commissions - IC Solutions Signing Bonus	\$40,000
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Appropriation

A3150.415	Uniform & Cleaning Allowance	\$5,000
A3150.418	Other Contractual Expenses	\$20,000
A3150.250	Other Equipment	\$15,000

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 261-714**

**APPROVING AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and the following agencies:

Fidelis Care New York, 95-25 Queens Blvd., Rego Park 11374, setting reimbursement rate at 100% of Medicaid rate effective July 30, 2014 through June 30, 2015. County cost \$0.

ILS Community Service Network, 521 5<sup>th</sup> Ave, 3<sup>rd</sup> Floor, New York, NY 10175 for managed Medicaid residents at a rate of \$205/day.

Leading Age New York, 13 British American Blvd, Suite 2, Latham, NY 12110, for regulatory, reimbursement and advocacy services for the nursing home industry.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 262-714**

**AUTHORIZING SETTING UP NEW MONEY IN THE PUBLIC HEALTH DEPARTMENT**

RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department as a result of a COLA award from NYS Department of Health for the Rabies Control Program:

<u>Revenue</u>		
A3472	Rabies Control	\$851
<u>Appropriation</u>		
A4010.220	Office Equipment	\$851

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 263-714**

**APPROVING AGREEMENT BETWEEN THE TREASURER AND FISCAL ADVISORS & MARKETING INC**

RESOLVED, that this Legislature approves an agreement between the Treasurer and Fiscal Advisors & Marketing Inc, 120 Walton St, Ste 600, Syracuse, NY 13202 to act as a financial advisor by providing services relating to providing financial advice for capital project referendums and prospective debt issuances at costs provided in Appendix B – Fee Schedule, with such agreement to be reviewed on or before July 31, 2019; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign subject to the review and approval of the County Attorney and the Chief Administrative Officer.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 264-714**

**AUTHORIZING SELECTION OF AUDITOR FOR MARINE PARK GRANT AND AUTHORIZING THE TREASURER TO TRANSFER FUNDS TO MARINE PARK BUDGET**

WHEREAS, a condition of NYS Office of Parks grant EPF-E10021-G3 Marine Park Boating Access for final reimbursement payment is preparation of a program audit; and

WHEREAS, written cost proposals were received from two public accounting firms; now, therefore be it

RESOLVED, that this Legislature hereby selects The Bondio Group, 171 Sully’s Trail, Ste 201, Pittsford, NY 14534 to prepare the required audit and authorizes transfer of funds into the Marine Park Account as follows:

<u>From</u>		
A1990.435	Contingency	\$3,500
<u>Appropriation</u>		
A7180.486	Marine Park Grant	\$3,500

Moved, DeFilipps; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 265-714**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SELF  
INSURANCE PLAN AND OLIVER WYMAN**

WHEREAS, it is necessary to determine the liability of the workers' compensation costs associated to the Villages of Orleans Health and Rehabilitation Center which is a member of the Orleans County Self Insurance Plan; be it

RESOLVED, that this Legislature authorizes the agreement with Oliver Wyman, 48 South Service Rd, Ste 310, Melville, NY 11747 for an actuarial report to estimate the Plan's unpaid retained workers compensation loss and allocated loss adjustment expenses and to identify the portion that is attributable to the County's Nursing Home operations using an evaluation date of approximately June 30, 2014 for a fixed cost of \$7,000 for the report, which will be a direct expense to the Orleans County Self Insurance Plan.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 266-714**

**AUTHORIZING CREATION AND FILLING OF POSITION IN  
MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes the creation of a Supportive Case Manager position in the Mental Health Department at Grade 18 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant position effective July 24, 2014.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

**RESOLUTION NO. 267-714**

**AUTHORIZING TREASURER TO PROCESS AND RELEASE ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, Resolution No. 7-114 set the Legislature meeting schedule for 2014, not scheduling a meeting on the second Wednesday in July; now be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of August 13, 2014:

Fund/Department	Check Number (s):	Amount:
General	9063-9234	\$344,494.62
Highway	396-423; 902-933	\$705,080.88
Nursing Home	1602-1613; 27182-27236	\$390,055.27
Job Development	1553-1556	\$443.92
Self Insurance	54093-54094; 54149-54151	\$46,287.38

Moved, Eick; second, Miller.

Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Chairman Callard stated that Legislator Johnson will present the following add on resolution. Legislator Johnson moved a resolution supporting NORA’s request for Governor Cuomo to veto the IJC Plan 2014 for controlling the Lake Levels of Lake Ontario should the US Department of State recommend it. She explained that this is a very radical plan and it is particularly beneficial to the eco-system such as cattails and muskrats; and is incredibly detrimental to the lake shore owners, the recreational boating and our fishing industry. She reminded us that both Niagara and Orleans Counties has won awards for the world’s greatest fishing towns. She read one paragraph of this long resolution where it says, “the Niagara Orleans Regional Alliance (NORA), a county government collaboration between



Niagara and Orleans Counties to identify and capitalize on shared services, common ideas, experience, and opportunities for the betterment of our citizens, and the conservancy of tax dollars, does herewith respectfully request Governor Andrew M. Cuomo to reject and veto the International Joint Commission's current PLAN 2014 should the United States Department of State approve Plan 2014.” Legislator Johnson said we have asked that it be sent to a whole score of people including elected officials and EDA representatives. She indicated that they would like it sent to NYSAC to add to their fall conference agenda. Legislator DeFilipps seconded the motion. Chairman Callard stated that the InterCounty Association of Western New York should receive it therefore should be added to the distribution list. Chairman Callard questioned that Congressman Collins and Assemblywoman Corwin has authored letters to Federal Representatives expressing opposition to implementation of PLAN2014, can we also ask that Assembly Hawley and Senator Maziarz do the same. Legislator Johnson stated she will make that request, along with a request to NYS Office of Parks and Recreation upon the request of Legislator Miller. Chairman Callard also asked Niagara County Legislator Godfrey that he make the same request of his elected officials in Niagara County. The following resolution was adopted:

#### **RESOLUTION NO. 268-714**

**NIAGARA-ORLEANS REGIONAL ALLIANCE (NORA) REQUESTS GOVERNOR ANDREW M. CUOMO TO VETO THE INTERNATIONAL JOINT COMMISSION'S PLAN 2014 FOR CONTROLLING THE LEVELS OF LAKE ONTARIO SHOULD THE US DEPARTMENT OF STATE RECOMMEND IT**

WHEREAS, the International Joint Commission (IJC) has announced to the United States Department of State for consideration, a very radical plan that will replace the current regulation plan (58DD) that controls the water levels of Lake Ontario for their stated purpose of potentially providing more environmental benefits to the surrounding ecosystem, particularly with regard to the restoration of 65,000 acres of shoreline meadow marsh; and

WHEREAS, this new plan, called PLAN 2014, will remove the current range of operation that private and public property owners and business have relied on for the last 50 years for untested environmental

affects whose research has been proven faulty and outdated by a peer review conducted under the auspices of the National Academy of Sciences; and

WHEREAS, the IJC has clearly stated that 100% of the hardship will be borne by the south shore (a violation of their treaty) and there will be no funding available for mitigation; and

WHEREAS, projected lake levels under the proposed plan will result in increased duration and frequency of extremely high and low water, imposing extensive damages to Lake Ontario riparians. Although the IJC estimates damages at \$3.2 million per year, we believe that number could in reality be greater than \$10 million annually; and

WHEREAS, as these properties are damaged from the altered Lake levels, their assessed valuation may be impacted shifting the property tax burden to all other properties in the remainder of the County; and

WHEREAS, the IJC working group stated the proposed lake levels are going to reduce recreational boating / sport fishing benefits by 25%, resulting in a devastating negative impact on those economics in Niagara County which is estimated at \$30 million per year, and in Orleans County which is estimated \$12 million per year, thus an area-wide loss of revenue of over \$10.5 million annually; and

WHEREAS, the combined impact of the reduced taxable value to Lakeshore Properties and the loss of Sales Tax Revenue will impact all Orleans County property taxpayers by raising the County property tax rate depending upon the ultimate impacts on the reduced assessed value on the affected properties; and

WHEREAS, this new PLAN 2014 removes all protections that exist in the current plan, replacing them with a plan that basically transfers prosperity from Niagara and Orleans counties to Hydropower (NYPS) and Commercial Navigation entities who will realize a benefit of approximately \$6 million per year on average; and

WHEREAS, Niagara and Orleans county residents who own property or businesses along the Lake Ontario shore including its bays, ponds and embayments have voiced their concern, along with their elected

officials, about a proposed change in the lake levels that would result in significant damage to their properties; and

WHEREAS, recreational boaters and fishermen, both locally-based and those travelling internationally, are resolute in protecting the waters, streams, and harbours of Lake Ontario for some of the best sport fishing in the world (towns in both Niagara and Orleans Counties have won the national award of "World's Best Fishing Town") and for pleasure sailing and power-boating; and

WHEREAS, U.S. Congressman Chris Collins, Assemblywoman Jane Corwin, and the Niagara USA Chamber have already authored letters to Federal Representatives expressing opposition to implementation of PLAN2014; now, therefore be it

RESOLVED, the Niagara Orleans Regional Alliance (NORA), a county government collaboration between Niagara and Orleans Counties to identify and capitalize on shared services, common ideas, experience, and opportunities for the betterment of our citizens, and the conservancy of tax dollars, does herewith respectfully request Governor Andrew M. Cuomo to reject and veto the International Joint Commission's current PLAN 2014 should the United States Department of State approve Plan 2014; and be it

FURTHER RESOLVED, NORA recommends Governor Andrew M. Cuomo enact an all-inclusive and thorough analysis on the potential economic damages that any future plans will have on tourism, recreation, business, and homeowners along the south shore of Lake Ontario (including harbours, rivers, and streams), specifically in Niagara and Orleans counties, where projected damage has already been identified as the MOST extreme; and be it

FURTHER RESOLVED, NORA recommends Governor Andrew M. Cuomo assess the amount of civil work and financial assistance required to mitigate the damage of any future plans, and identify funding sources available to offset said actions; and be it

FURTHER RESOLVED, the Niagara-Orleans Regional Alliance dutifully requests a formal response to this resolution by Governor Andrew M. Cuomo at his earliest convenience; and be it

FURTHER RESOLVED, that certified copies of this resolution be forwarded to Governor Andrew M. Cuomo, the International Joint Commission, the New York Department of State, the New York State Department of Environmental Conservation, the New York State Environmental Facilities Corporation, U.S. Department of State, U.S. Congressman Chris Collins, U.S. Senator Charles E. Schumer, U.S. Senator Kirsten E. Gillibrand, U.S. Congresswoman Louise Slaughter, Senator George D. Maziarz, Assemblyman John D. Ceretto, Assemblywoman Jane Corwin, Assemblyman Steve Hawley, Senate Environmental Conservation Committee Chairman Mark Grisanti, Assembly Environmental Conservation Committee Chairman Robert Sweeney, Senate President Pro Tem Dean G. Skelos, Assembly Speaker Sheldon Silver, U.S. EPA Region II Administrator Judith Enck, Orleans County Legislature Chairman David Callard, Orleans County Industrial Development Agency CEO/CFO James Whipple, Niagara County Legislature Chairman William L. Ross, Niagara County Industrial Development Agency/Economic Development Commissioner Samuel Ferraro, NYSAC, InterCounty Association of Western New York and all others deemed necessary and proper.

Moved, Johnson; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, DeRoller.

Chairman Callard opened the floor for general discussion but no further discussion was requested.

Legislator Eick moved to enter into executive session at 4:55 p.m. per Open Meetings Law §105 (f) to discuss the final report of recommendation with the Salary Review Committee. The following committee members were invited into the executive session: Jack Welch, Tom Kuryla, Paul Pettit, and Mark O'Brien. Dawn Allen and Luci Welch were absent from the meeting. Legislator Allport seconded the motion to move into executive session. Motion Carried.

Legislator Eick moved to exit out of executive session and reconvene the regular meeting at 5:17 p.m.; second by Legislator Miller. Motion Carried.

With there being no further business, Legislator Eick moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:20 p.m.

## LEGISLATURE MEETING

August 27, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, Chairman Callard requested a moment of silence for Marcia Tuohey our first woman elected to the Orleans County Legislature who recently passed away on August 7th. Marcia served on the Orleans County Legislature from 1990-2006. She served as chairwoman for 10 years, up until she retired. Even after Marcia retired, she was always very supportive of our Legislature and the community as a whole. She will be deeply missed by this Legislature stated Chairman Callard. The Clerk called the roll and all Legislators were present, with the exception of Legislator Eick.

The Clerk presented the following communications:

Town/Village resolutions that have been received from July 23<sup>rd</sup> to present  
Orleans County Town/Village Resolution Submissions

Town/Village	Resolution Title
Carlton	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
Carlton	Supporting International Joint Commission to reject the Proposed 2014 plan

County Affiliated Agency:

Ag & Farmland Protection Board	Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund
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Suicide Prevention Coalition of Orleans County will be hosting a FREE Depression and Suicide presentation this evening at the Hoag Library from 7 – 8:30 p.m. *Hear the Facts, Know the Signs and Learn about local resources because help is available in Orleans County.* The American Legion will hold their 13<sup>th</sup> annual 911 Memorial Service on Thursday, September 11<sup>th</sup> at the Albion Elks Lodge at 10:00 a.m. A candlelight vigil is also planned for 6 p.m. that same day at the courthouse square flag pole and memorial stone. A request to hang a banner on the courthouse lawn has been made for August 28<sup>th</sup> through September 11<sup>th</sup>. A request to use the courthouse grounds has also been made for the 6:00 p.m. candlelight vigil. The Board approved this request. Making Strides against Breast Cancer Orchard Walk will take place at Watt Farms on October 26<sup>th</sup>. A request has been made to place a 3x15 banner on the courthouse lawn from October 13<sup>th</sup> through October 27<sup>th</sup> to advertise this event. The Board

approved this request. Niagara County Legislature has forwarded their Resolution No. IL-035-14 supporting Orleans County Resolution No. 268-714 - NIAGARA-ORLEANS REGIONAL ALLIANCE (NORA) REQUESTS GOVERNOR ANDREW M. CUOMO TO VETO THE INTERNATIONAL JOINT COMMISSION'S PLAN 2014 FOR CONTROLLING THE LEVELS OF LAKE ONTARIO SHOULD THE US DEPARTMENT OF STATE RECOMMEND IT. New York State Department of Taxation and Finance has filed with the Clerk of the Legislature the final State Equalization rates for the 2014 assessment rolls established to date for the municipalities in Orleans County. The Town of Hartland will be holding two public hearings on September 11<sup>th</sup> at 7:30 p.m. concerning amendments to their zoning code (required basement and crawl spaces in dwellings) and establishment of Agriculture-Business Use District. New York State Division of Local Government Services will be hosting Training for Local Boards on Thursday, October 9<sup>th</sup> from 5-9:30 p.m. at the Niagara County Community College, Arts & Media Building (F) Auditorium in Sanborn. Registration Deadline is Friday, October 3<sup>rd</sup>.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through July of 2014. Treasurer Heard indicated that finances look good at this point.

Michael Donahue, President of the Orleans County Sportsman Federation and Michael Elam presented a plaque to the Legislature for their generosity and support of the Federation and for the Log Cabin preservation at the 4-H Fairgrounds. Mr. Elam indicated that the log cabin was in bad shape and in the past six years, all the walls were replaced. This year the east wall was the worst and they are glad it was replaced with no injuries. He indicated that they had to raise funds in between wall replacements but now the log cabin has been preserved. He also thanked Chairman Callard for the volunteer hours he had in helping with the project. Mr. Elam added, with the exception of one, all of the work was done with volunteers that were over the age of 60 and the oldest was 80. Chairman Callard thanked them for making a lasting impact on the Log Cabin.

Chairman Callard called for open discussion as it related to the resolutions. With there being none, Legislator Allport moved to add three resolutions to the agenda; second by Legislator DeFilipps. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 269-814**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	9248-9385	\$365,065.29
Highway	No Claims	
Nursing Home	1614; 27237-27273	\$144,114.90
Job Development	1559-1564	\$10,629.93
Self Insurance	1067	\$8.32

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 270-814**

**APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND EM SYSTEMS, INC.**

RESOLVED, that this Legislature approves a renewal agreement between EM Systems, Inc. and the Sheriff's Office for the 2014/15 Software Maintenance Agreement covering CAD, AVL, and Mobile Data Systems in Dispatch, effective July 1, 2014 through June 30, 2015 at an annual cost of \$15,000 to be paid from account A3020.486, Public Safety Communications Special Grants.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

## **RESOLUTION NO. 271-814**

### **AUTHORIZING EXTENSION OF CONTRACT WITH NEW YORK STATE DEPARTMENT OF STATE FOR THE REGIONAL DREDGING MANAGEMENT PLAN**

WHEREAS, Resolution No. 267-713 authorized the extension of Contract #T006957 to complete the Regional Dredging Management plan through June 30, 2014; now be it

RESOLVED, that this Legislature approves extension of Contract #T006957 with the New York State Department of State to complete the Regional Dredging Management Plan up to June 30, 2015; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign amendment documents for Agreement #T006957.

Moved, DeFilipps; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

## **RESOLUTION NO. 272-814**

### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

L. Woerner Inc. dba HCR, Rochester, NY for the provision of certified nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective September 1, 2014 through August 31, 2015.

Orleans County Sheriff's Department, Albion, NY for safe transportation of youth out-of-county detention facilities; to be effective September 1, 2014 through August 31, 2015 at a cost of \$15,000. County cost is \$7,650.



Snell Farm Children's Center, Bath, NY for the provision of residential foster care services; to be effective July 1, 2014 through June 30, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Hillside Children's Center, Rochester, NY for the provision of residential foster care services; to be effective July 1, 2014 through June 30, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

AMENDMENT TO RESOLUTION NO. 461-1213: Crestwood Children's Center has been acquired by Hillside Children's Center effective July 1, 2014 and all services for the provision of residential foster care services will be uninterrupted with all other terms and conditions of the agreement will remain the same through September 30, 2014.

Moved, Miller; second, Allport.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator DeRoller moved to accept grant funds for the Crime Victims Assistance Program; seconded by Legislator Johnson. Legislator DeRoller stated that funding for this grant was reduced by 36%. The state continues to push back but we will continue to push forward for this program. Chairman Callard added that while monies were subtracted from upstate grants, twenty-two new entities in New York City received funding for this program funds. The following resolution was adopted:

#### **RESOLUTION NO. 273-814**

**AUTHORIZING THE DISTRICT ATTORNEY TO ACCEPT GRANT AWARD AND APPROVING AGREEMENT WITH THE NEW YORK STATE CRIME VICTIMS BOARD**

WHEREAS, the District Attorney was authorized by Resolution No. 169-514 to apply for the Crime Victims Board Grant of \$283,864; therefore be it

RESOLVED, that the District Attorney is authorized to accept a grant award from the New York State Crime Victim's Board in the amount of \$190,733.15 funding to be used for the Crime Victims Assistance Program, as follows: \$62,676.45 (2014-2015), \$63,560.03 (2015-2016) and \$64,496.67 (2016-2017); and be it

FURTHER RESOLVED, that this Legislature approves the agreement with the New York State Crime Victims Board, for a term effective October 1, 2014 through September 30, 2017 for the continuation of the Crime Victims Assistance Program.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

#### **RESOLUTION NO. 274-814**

##### **APPOINTING MEMBER TO THE SAFETY COMMITTEE**

RESOLVED, that this Legislature appoints H. Dale Banker, Director of Emergency Management to fill the unexpired term of Paul Wagner, retired Director, with a term ending December 31, 2015.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

#### **RESOLUTION NO. 275-814**

##### **APPROVING AGREEMENT BETWEEN WEIGHTS AND MEASURES AND NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS**

RESOLVED, that this Legislature approves an agreement between Orleans County Department of Weights & Measures and New York State Department of Agriculture and Markets, 10B Airline Drive, Albany, NY 12235, (Contract #T011528) agreement provides for 100% reimbursement of \$10,800 to the County by the State over the term of the inspection screenings and samplings of petroleum products carried out by the County for the State of New York; agreement effective April 1, 2014 through March 31, 2019.

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 276-814**

**AUTHORIZING PROBATION DIRECTOR TO ACCEPT STATE AID FROM THE NYS DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES**

RESOLVED, that this Legislature approves the Orleans County Probation Director to accept state reimbursable aid in the amount of \$149,616 effective July 1, 2014 to June 30, 2015 calendar year from the NYS Division of Probation and Correctional Alternatives.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 277-814**

**AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE PROBATION DEPARTMENT BUDGET**

RESOLVED, that this Legislature approves the Orleans County Treasurer to transfer monies in the Probation Department budget to cover the cost of the Glock Gun Transfer Program as follows:

FROM:

A3140.100	Personal Services	\$ 1,394.82
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TO:

A3140.251	Safety Equipment	\$ 1,394.82
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Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Allport reported that the Public Health Department wants people to know that should you have a bat in the house that you need to try to keep it so it can be tested. State law indicates that if you have been exposed to a bat in your home and do not have the bat to be tested you have to be treated for rabies. It is crucial to contact the Public Health

Department when a person has been exposed to bats. Legislator Allport moved to amend a resolution to transfer funds into the Health Department from \$12,000 to \$79,000 for the purchase of rabies vaccinations due to bat issues. He stated that we typically have 22 cases in a year, now we are up to 38 cases for people being treated for rabies due to bat encounters. Legislator DeFilipps seconded the motion. Chairman Callard stated that he understands that this is the season for bat exposure and increasing this dollar amount will prepare us for any future exposures. The following resolution was adopted:

**RESOLUTION NO. 278-814**

**AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE HEALTH DEPARTMENT BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Health Department budget to cover the cost of anti-rabies vaccine for human treatment as follows:

FROM:

A4010.100	Personal Services	\$79,000
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TO:

A4010.409	Vaccines and Medications	\$ 79,000
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Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 279-814**

**AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE COMPUTER SERVICES BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Computer Services Department budget to cover the cost of mentoring services as authorized in Resolution No. 220-614 as follows:

FROM:

A1680.100	Personal Services	\$11,882
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through December 31, 2017. County cost \$0. Addendum brings original contract language up to date with changing usage regulations.

New York State Department of Health, Bureau of Community Environmental Health and Food Protection, Empire State Plaza, Corning Tower, Rm 1395, Albany, NY 12237-0657, to provide services through the Childhood Lead Poisoning Prevention Program. Contract period October 1, 2014 through September 30, 2015. Contract amount \$44,558. Reimbursement from New York State Department of Health. County cost \$0. Contract# C026526-3.

P2 Collaborative of WNY, 355 Harlem Rd – BLDG C 2<sup>nd</sup> floor; West Seneca, NY 14424 to promote Health with the five counties in Western New York. The goal is to build marketing capacity to expand the reach of prevention activities outlined in the Community Health Improvement Plan (CHIP). P2 Collaborative to reimburse County for hours billed. Contract period June 1, 2014 through May 31, 2015. County cost \$0.

Cathy Rosenberg; 10436 Freeman Rd, Medina, NY 14103 to provide Speech Therapy services through the 3-5 program for the eligible children in Orleans County. Contract period September 1, 2014 through August 31, 2017. Rates set by New York State Department of Health. Reimbursement from NYS Department of Health, Medicaid and some third party insurances.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 282-814**

#### **AUTHORIZING PURCHASE FROM COMPUTER SERVICES BUDGET TO UPGRADE NETWORK SWITCH INFRASTRUCTURE**

WHEREAS, the 2013-2014 Capital Project plan approved the upgrade of the County network switch infrastructure due to aging equipment; be it

RESOLVED, that this Legislature approves the upgrade purchase of the County Network Switch to the Infrastructure from CDWG, 75 Remittance Drive, Ste 1515, Chicago, IL 60675-1515 at a cost of \$6,994

to be paid from Computer Services Account A1680.270 – Capital Equipment.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 283-814**

**APPROVING AGREEMENT BETWEEN THE BOARD OF ELECTIONS AND PITNEY BOWES**

RESOLVED, that this Legislature approves an agreement between the Orleans County Board of Elections and Pitney Bowes, 27 Waterview Dr, Shelton, CT 06484, for the rental of a postage mailing system to be used by the Board of Elections for its daily office mailings contracted for a period of 51 months at \$60 per month, billed quarterly at \$180.

Moved, DeFilipps; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 284-814**

**APPROVING AGREEMENTS BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Villages of Orleans Health and Rehabilitation Center and various agreements:

PNP Computer Services, 66 N. Main St, Brockport, NY 14420 to provide annual software support; effective September 1, 2014 through August 31, 2015 renewable at the same county cost of \$6,674.85.

Niagara Advantage Health Plan, LLC, 7 Limestone Dr, Williamsville, NY 14221 to provide Managed Long Term Care for Medicaid residents which reimburses the Villages the current Medicaid rate plus the cash receipts assessment effective October 1, 2014 through September 30, 2016.

Orleans/Niagara Board of Cooperative Education Services (BOCES), 4232 Shelby Basin Rd, Medina, NY for two agreed upon rooms comprising of 760 square feet located at 14012 Route 31, Albion, NY for the provision to conduct a Certified Nursing Assistant training program for a period effective September 1, 2014 through August 31, 2016, with the Nursing Home Purchaser approving of this renewal. County cost \$0.

UGI Energy Services, Inc, 1100 Berkshire Blvd, Suite 205, Wyomissing, PA 19610 for the purchase of natural gas supplies at discounted fixed city gate quote of \$4.35 per dth, effective November 1, 2014 through October 31, 2015. New rate is a budgetary saving of \$12,033 over previous contract. Ref# 00017503-41418, confirmation agreement.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 285-814**

#### **AUTHORIZING COMPUTERS TO BE ADDED TO THE DELL MASTER LEASE**

WHEREAS, this Legislature approved a Dell Master Lease # 810-6457612-001 by Resolution No. 72-212 between Orleans County and Dell Financial Services, PO Box 6547, Carol Stream, IL 60197-6547; now be it

RESOLVED, that the Orleans County Legislature authorizes twenty-six (26) computer to be added to the Dell Master Lease # 810-6457612-005 for various departments in the County Government effective August 27<sup>th</sup>, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute the lease agreement between Computer Services Department and Dell Financial Services, LLC, Public Segment Lease Administration, One Dell Way, RR3-56, Round Rock TX 78682 subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.



**RESOLUTION NO. 286-814**

APPROVING ADDENDUM TO THE INTERMUNICIPAL AGREEMENT BETWEEN GENESEE COUNTY AND ORLEANS COUNTY REGARDING OPERATION OF THE ORLEANS COUNTY YOUTH BUREAU

WHEREAS, the Youth Bureau Director did present a change in the current staffing structure at the Youth Bureau effective July 1, 2014; and

WHEREAS, the Youth Bureau Director did request the ability to claim additional state aid to cover the change due to loss of a grant to maintain same level of program administration and support for the remainder of 2014 that would increase the current Inter-municipal Agreement for the last two quarters of the budget year; and

WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an addendum to the 2014 Inter-municipal agreement to the amount of \$1,555 per month from July 1, 2014 through December 31, 2014 for a total of \$14,910 and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County. The increase of \$3,750 over the original contract will be covered by additional state aid.

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 287-814**

CANCELING FIRST LEGISLATURE MEETING IN THE MONTH OF SEPTEMBER

RESOLVED, that the Legislature meeting held on the second Wednesday in the month of September (September 10, 2014) will be canceled.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 288-814**

**AUTHORIZING TREASURER TO PROCESS AND RELEASE  
ACCOUNTS PAYABLE CHECKS**

WHEREAS, this Legislature has adopted a policy of authorizing the payment of claims against the county by resolution; and

WHEREAS, the first Legislature meeting in September has been canceled; be it

RESOLVED, that this Legislature authorizes the Orleans County Treasurer to process and release checks for claims against the County from the General Fund, Highway, Job Development Agency, Nursing Home, Self-Insurance Fund, and utility rolls; without the benefit of a prior resolution, upon completion of the audit performed during the week of September 10, 2014:

Fund/Department	Check Number (s):	Amount:
General	9396-9537	\$306,454.99
Highway	424-435; 935-969	\$ 1,061,388.56
Nursing Home	1617; 1620-1627; 27274- 27321	\$245,092.63
Job Development	No Claims	
Self Insurance	1068, 54207-54209	\$6,979.17

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 289-814**

**AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE**

RESOLVED, that this Legislature authorize the filling of a vacant permanent Deputy Sheriff position (3110.05) in the Sheriff's Office at



Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 292-814**

**AUTHORIZING OFFICE FOR THE AGING TO HELP WITH A FUNDRAISER FOR THE ALZHEIMER’S ASSOCIATION WNY CHAPTER**

WHEREAS, our Alzheimer fundraiser will support programs and services across Western New York, such as “Know the 10 Warning Signs” educational classes, care consultations and caregiver support groups. This fundraiser is conjunction with the Orleans County Walk to End Alzheimer’s on Saturday, September 6, 2014 in Medina; be it

RESOLVED, that this Legislature approves the Orleans County Office for the Aging to sell decals for \$1.00 to support the Western New York Alzheimer’s Association chapter from August 19<sup>th</sup> through September 6<sup>th</sup>, 2014.

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 293-814**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$1,196.88	Orleans County Machinery Fund	Diesel for Generator at Medina Tower site
\$20.00	Orleans County Highway Department	Invoice of 8/13 for Mortar sand
\$3,828.33	Doherty Communications	Reimbursement of Suburban Electric Inv #137232, 137233,

		137319 for conduit, wire, labor, electric inspection
\$1,443.75	Trott Communications Group	Engineering Services for June & July 2014 Inv. #5231
\$1,725.50	Shulman, Rogers, Gandal, Pordy & Ecker P.A	Legal Services on 800 MHz Rebanding 5/1-6/30/14 Invoices #98628162 & #98630892

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

### **RESOLUTION NO. 294-814**

#### **AUTHORIZING PURCHASE OF I AM RESPONDING INTERFACE FROM EMERGENCY MANAGEMENT BUDGET**

WHEREAS, Resolution No. 323-913 authorized the Director of  
Emergency Management to expend SHSP Grant Funds for the purchase of  
“I Am Responding” Program; and

WHEREAS, an additional interface is required for said program to  
operate correctly with the present CAD system used in Dispatch; be it

RESOLVED, that this Legislature authorizes the purchase of an “I  
Am Responding” Interface for the CAD System at the Sheriff’s Dispatch  
at a cost of \$5,000; to be paid from Emergency Management Account  
A3640.418 - Other Contractual.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Miller moved to approve an agreement with UGI Energy  
Services for natural gas supplies for the Nursing Home; seconded by  
Legislator Allport. Legislator DeRoller and Chairman Callard voiced their  
appreciation for the savings in this contract. The following resolution was  
adopted:

### **RESOLUTION NO. 295-814**

#### **APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND UGI ENERGY SERVICES, INC.**

RESOLVED, that this Legislature does hereby approve an agreement between Orleans County and UGI Energy Services, Inc, 1100 Berkshire Blvd, Suite 205, Wyomissing, PA 19610 for the purchases of natural gas supplies for all Orleans County Buildings at the discounted fixed city gate quote of \$4.35 per dth effective November 1, 2014, through October 31, 2015. New rate is a budgetary saving of \$9,446.85 over previous contract. Ref# 00019801-41419, confirmation agreement.

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 296-814**

**AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE OFFICE FOR THE AGING BUDGET**

RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Office for the Aging Budget as a result of additional 2014 final State allocations were received as follows:

REVENUE:

A3772	Programs for Aging – State	\$10,956
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APPROPRIATION:

A6772.405	Building Projects	\$4,620
A6772.473	Nutrition	\$6,336

and be it,

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to set up new money in the Office for the Aging Budget as a result of additional 2014 final Federal allocations received as follows:

REVENUE:

A4772	Programs for Aging – Federal	\$1,520
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APPROPRIATION:

A6772.462	Mileage	\$34
A6772.473	Nutrition	\$1,183
A6772.492	Transportation Services	\$303

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 297-814**

**APPROVING PAYMENT TO VERIZON SELECT SERVICES, INC  
FROM CAPITAL PROJECT RADIO ACCOUNT**

WHEREAS, this Legislature approved Resolution No. 390-1112 authorizing an upgrade in 911 equipment, including a fully functioning back-up position per the sales presentation by Verizon Select Services, Inc.; and

WHEREAS, that equipment has been provided, installed and tested, and is in service for the residents of Orleans County; now, be it

RESOLVED, that the following invoices be paid from H3097.250 Capital Account – Radio Project:

- |         |              |   |
|---------|--------------|---|
| EP00954 | \$97,914.42  | EMO site, including \$ 5,041.70 in net approved change orders to coordinate with new Radio System equipment |
| EP00960 | \$206,586.75 | PSB site, including \$ 773.95 in net approved change orders to coordinate with new Radio System equipment   |

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 298-814**

**AUTHORIZING HIRING OF NEW DIRECTOR OF COMMUNITY  
HEALTH SERVICES**

WHEREAS, the Orleans County Health Department has a full time vacancy for a Director of Community Health Services who oversees the nursing division and all related programming; and

WHEREAS, the Health Department is in a cross jurisdictional sharing relationship with Genesee County for the purposes of sharing the costs of the position, therefore be it

RESOLVED, that the Public Health Director is authorized to hire the new Director of Community Health Services at grade 9, step 3 of the Management Compensation Schedule not to exceed 37.5 hours per week; and be it

FURTHER RESOLVED, that for the purposes of calculating annual leave, the employee will be treated as an employee with one year of service effective the date of hire.

Moved, Allport; second, DeFilipps.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

#### **RESOLUTION NO. 299-814**

#### **APPROVING EXTENSION OF AGREEMENT WITH DOHERTY COMMUNICATIONS FOR THE RADIO SYSTEM MANAGEMENT PROJECT**

WHEREAS, Resolution No. 41-114, extended an amendment to cover the scope and terms for the Radio System Management Project as detailed in Resolution No. 35-112, 50-113, and 244-714 through August 31, 2014; be it

RESOLVED, that this Legislature authorizes extension of that Radio System Management Project through October 15, 2014; all provisions of that agreement, including but not limited to the scope of work and terms of payment to remain the same; and not to exceed \$13,000 through the extended contract date, to be paid from 3640.452 Personal Services, Contractual in the Emergency Management budget; and be it

FURTHER RESOLVED, that this agreement with Doherty Communications will be reviewed prior to October 15, 2014; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this renewal subject to the review and approval of the County Attorney and the Chief Administrative Officer.



Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 300-814**

**APPROVING AGREEMENT BETWEEN REAL PROPERTY TAX SERVICE AND APPLIED BUSINESS SYSTEMS**

RESOLVED, that this Legislature approves the agreement between Real Property Tax Services and Applied Business Systems, 26 Harvester Avenue, Batavia, New York for the tax bill laser printing contract to print 2015 Orleans County tax bills, the 2014-2015 Village Tax bills, and the 2014-2015 School tax bills at a cost \$.1897 per bill, \$.0612 per collector's copy; with any other additional fees to be assessed based on contract fee schedule. All fees will be charged back to municipalities; and be it

FURTHER RESOLVED, that this Legislature shall renew this contract for four (4) additional twelve (12) month periods upon mutual consent of both parties and price changes shall not exceed 4% per year at time of extension.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 301-814**

**APPROVING AGREEMENT WITH THE LAKE COUNTRY PENNYSAVER**

RESOLVED, that this Legislature does hereby approve the agreement between the County of Orleans and the Lake Country Pennysaver, 170 N. Main St., Albion, NY 14411 to provide printed material including letterhead, stationary, envelopes, business cards, and appointment cards for all county departments from September 14, 2014 through September 13, 2017.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson moved to appoint Edward Morgan to fill the Orleans County Director position on the Western Region Off Track Betting Corporation that became vacant due to the passing of Marcia Tuohey who has served in that directorship for several years. Legislator DeRoller seconded the motion. Legislator Miller stated that he pointed out to the other board members and now to the public that he feels the process should involve more of public awareness of this vacancy. He said there might be another person out there that might want it. He is not against the person who has been appointed but the process. He does understand that right now we do not have representation. Chairman Callard stated that they anticipated on moving on this at the September meeting but the urging of Senator Maziarz who suggested moving on this as expeditiously as possible. With us only making an appointment, the final confirmation needs to be done by the NYS Racing and Wagering board and should changes occur in administration due to the November election, then it could further delay a confirmation further into the spring. This appointment should be confirmed by the end of the year and Orleans County goes without representation until this appointment is confirmed. The following resolution was adopted:

### **RESOLUTION NO. 302-814**

#### **APPOINTING ORLEANS COUNTY DIRECTOR OF OFF TRACK BETTING**

RESOLVED, that this Legislature appoints Edward F. Morgan, 3132 Hulberton Rd, Holley, NY 14470 to the position of Orleans County Director of Off Track Betting, effective upon confirmation from the New York State Wagering Board.

Moved, Johnson; second, DeRoller.

Adopted. 5 ayes; 1 nay, Miller; 1 absent, Eick.

Legislator Johnson moved to introduce a Local Law regarding the repeal of Local Law No. 4 of 2011 which authorized separate listings on each real property tax statements. She said they have decided to go back to a one line tax bill because it has added a lot of unnecessary confusion with the way it was separated out. She confirmed that we are still fighting for unfunded mandates and this in no way says we are backing off of this fight. We will use a memo box on the bill where they can state that that

over 100% of the tax rate is due to unfunded mandates. Legislator DeRoller seconded the motion and the following resolution was adopted:

**RESOLUTION NO. 303-814**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 3-INTRO OF 2014 REPEALING LOCAL LAW NO. 4 OF 2011 WHICH AUTHORIZED SEPARATE LISTINGS ON EACH REAL PROPERTY TAX STATEMENT SETTING FORTH THE AMOUNTS ATTRIBUTABLE TO NEW YORK STATE IMPOSED MANDATES, THE COUNTY NURSING HOME AND GENERAL COUNTY SERVICES

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled “A LOCAL LAW REPEALING LOCAL LAW NO. 4 OF 2011 AUTHORIZING SEPARATE LISTINGS ON EACH REAL PROPERTY TAX STATEMENT SETTING FORTH THE AMOUNTS ATTRIBUTABLE TO NEW YORK STATE IMPOSED MANDATES, THE COUNTY NURSING HOME AND GENERAL COUNTY SERVICES”; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 24<sup>th</sup> day of September 2014 at 4:20 p.m. at the Orleans County Legislature, 3 South Main Street, Suite 2, Albion, New York.

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Legislator Johnson moved to set a second public hearing on Local Law No. 4 amending Local Law No. 3 of 2007 increasing the Senior Citizen Tax Exemption ceiling for what they are eligible for to make as income and still be eligible for the tax exemption. Social Security has increased the cost of living and we have not increased our ceiling to where they could still get their senior citizen tax exemption. We, along with most of our ten towns are doing this. Legislator DeRoller seconded the motion.

He noted that the cap at \$21,200 or over in income does not apply to the exemption process. The following resolution was adopted:

**RESOLUTION NO. 304-814**

SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 4-INTRO OF 2014 AMENDING LOCAL LAW NO. 3 OF 2007 AND INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR THE SENIOR CITIZEN TAX EXEMPTION UNDER SECTION 467 OF THE REAL PROPERTY TAX LAW

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled “A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF THE YEAR 2007 AND INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR THE SENIOR CITIZEN TAX EXEMPTION UNDER SECTION 467 OF THE REAL PROPERTY TAX LAW”; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 24<sup>th</sup> day of September 2014 at 4:25 p.m. at the Orleans County Legislature, 3 South Main Street, Suite 2, Albion, New York.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 305-814**

AUTHORIZING PURCHASE OF REAL PROPERTY FOR USE BY ORLEANS COUNTY

RESOLVED, that this Legislature will purchase property known as the southerly portion of Tax Map No. 73.9-2-33, approximately 1.15 acres, that connects to property that houses the Orleans County Highway/Buildings and Grounds Department presently owned by LDC

Albion Associates, 3 Townline Circle, Rochester, NY 14623 at a total cost of \$42,500; and be it

FURTHER RESOLVED, that the Chairman of the Legislature is authorized to execute the purchase agreement subject to review and approval of the County Attorney and Chief Administrative Officer; and be it

FURTHER RESOLVED, that the Treasurer is authorized to set up funds from the Future Infrastructure Reserve, as follows:

<u>FROM:</u>		
Future Infrastructure Reserve		\$42,500
 <u>TO:</u>		
A5630.405	Building Projects	\$42,500

Moved, Miller; second, Allport.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 306-814**

**AUTHORIZING PURCHASE OF A MARINE PATROL VESSEL FOR THE SHERIFF MARINE PATROL**

WHEREAS, the current 2001 Baja Marine Vessel is no longer capable of performing the duties for which it was intended; now be it

RESOLVED, that the Sheriff's Office is authorized to purchase a 27' Walk Around Cabin Marine Vessel from SAFE Boats International, 8800 SW Barney White Rd, Bremerton WA 98312 under GSA Contract GS-07F-0038H (Quote No. KRKEQ1003) in the amount of \$219,675.43 (PO55030) to be paid from funding sources which include NYS Parks and Recreation; NYSDHSES Operation Stonegarden FY11 & FY12 Grants; NYSDHSES SLETPP FY13 & FY14 Grants; and additional funding from Municipal Leasing Consultants; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute a lease agreement with Municipal Leasing Consultants with lease amount not to exceed \$100,000 over seven years.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 307-814**

**APPROVING EXTENSION OF GRANT AGREEMENTS BETWEEN  
THE SHERIFF'S OFFICE AND NYS OFFICE OF HOMELAND  
SECURITY AND EMERGENCY SERVICES**

WHEREAS, Resolution No. 224-612 and 172-413 were approved by the Orleans County Legislature, to provide funding to enhance cooperation and coordination between Federal, State, and local law enforcement in a joint mission to secure our borders and enforce counter-terrorism efforts;

RESOLVED, that this Legislature approves an Appendix X extending Operation Stonegarden Grant Agreement FY2011 (SG11-1006-D01) through February 28, 2015 and FY2012 (SG12-1004-D00) through August 31, 2015 with the NYS Office of Homeland Security and Emergency Services with no change in the contract amount; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to sign an Appendix X for the FY2011 and FY2012 Operation Stonegarden Grant Agreements.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

**RESOLUTION NO. 308-814**

**AUTHORIZING A PURCHASE FROM HEALTH DEPARTMENT  
BUDGET FOR RABIES VACCINE**

WHEREAS, the Orleans County Health Department needs to purchase Human Rabies Vaccine for post exposure treatment to the residents of Orleans County; now, therefore be it

RESOLVED, that this Legislature approves a purchase of human rabies vaccine from Sanofi Pasteur (Vaccine Shoppe) for post-exposure

treatments at an approximate cost of \$55,115.83 to be paid from the Health Department budget account 4010.409; and be it

FURTHER RESOLVED, that this Legislature allows the Health Department to make additional purchases of human rabies vaccine, when needed, up to the remaining balance in the budget line 4010.409 for the 2014 Orleans County Budget.

Moved, Allport; second, DeFilippis.  
Adopted. 6 ayes; 0 nays; 1 absent, Eick.

Chairman Callard opened the floor for old business, any further public, or Legislator comments. Legislator Allport acknowledged the Veteran's Administration for doing an amazing job. After reading their report, with two full time people and thirty-two volunteers servicing our 3,100 veterans and 2,500 plus widows in our county; for what they are able to achieve here is amazing. He wanted to thank the Veterans Administration for their outstanding service to our veterans. Legislator DeRoller requested Legislator Allport to highlight a few key points from that report. Legislator Allport reference the report in that they saved anywhere between \$550,000 to \$650,000 in Medicaid expenses by having volunteer drivers transport veterans to and from medical services outside the county between Buffalo, Batavia, and other areas making 811 trips in 2013 which transferred 1,040 people. This is outstanding to all taxpayers for cutting Medicaid expenses. For every dollar spent by the county, \$223 comes back in services provided which totals about \$19 million back to our agency. Chairman Callard asked the Clerk to advise Veterans Administration Office of this acknowledgement.

Legislator Allport stated that if anyone was alive in 1965, one could remember Lyndon Baines Johnson's war on poverty and great society. In 2015, the 50<sup>th</sup> anniversary of this is coming up and there is no doubt that the disinformation regarding this program will make people parade across stages in speeches telling us how great this has been to America. He questions (and does not expect an answer), when do Americans or politicians consider a program failure. In the fifty years this program has been in existence, roughly \$18 trillion has been transferred from the rich and given to those in need, but yet today the percentage of poor is greater than that in 1965. We are quickly approaching the peak year of 1959 in American recorded documentation of the highest percentage of poor in

American. So in 1965 the percentage was going down but they instituted this program. In his perspective, he is not blaming the downfall of cities, mainly on this program. The EPA and government regulations have a lot to do with this. Government housing that was produced from this program in the inner cities has caused nothing but gangs, areas for drugs and violence, and the housing is decaying. He is wondering how many trillions of dollars will continue to be transferred. He remembered this program being instituted and what it proposed in taking freedoms away from Americans. He said it is a coincidence to him that \$18 trillion is what our current deficit is in our nation.

Mark O'Brien stated that due to the recent passing of actor Robin Williams which has brought awareness to suicide he wanted to reinforce the earlier announcement of the free Depression and Suicide presentation scheduled for this evening at the Hoag Library from 7:30 to 8:30 p.m.

Legislator Allport moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:09 p.m.



## LEGISLATURE MEETING

September 24, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator Allport, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: The Domestic Violence Coordinator has requested that the Courthouse dome be lit purple for the month of October for Domestic Violence Awareness Month. They also requested a few signs be placed to explain why the dome is purple. The Board approved this request. Prescription Drug Take Back Day is scheduled for Saturday, September 27 from 10 a.m. to 2 p.m. Drop off locations will again be held at the Holley Fire Department, Medina Fire Department, and the Public Safety Building.

Legislator Eick presented a proclamation designating October as Anti-Bullying Awareness Month in Orleans County. An original proclamation, signed by all seven legislators, will be sent to each of the five school districts in Orleans County.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through August 30, 2014. The state and federal aid has come in very low which has made the bottom line low. Chairman Callard asked if the state and federal government does this often? Treasurer Heard indicated that they hold their money from time to time.

Chairman Callard called for open discussion as it related to the resolutions. Paul Lauricella, Yates, stated his concern with the Senior Tax Exemptions because everyone then has to pick up the tab. He felt that all should be getting the tax breaks.

Larry Montello, Albion, stated that four years ago he came before the Legislature to request that a 911 monument be placed at the Courthouse square. He was surprised and deeply pleased with the beautiful flag pole and base for the monument that was erected there by the County. Today, Mr. Montello donated the first flag that was hung on the new flag pole along and noted that the new flag currently hung on the flag pole he also has donated. Mr. Montello stated that in 2005 he started the 911

Memorial Service in Orleans County and that this Legislature has always supported his efforts.

The following resolutions were presented for adoption:

**RESOLUTION NO. 309-914**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	9560-9705	\$218,093.84
Highway	No Claims	
Nursing Home	163-1640; 27322-273631	\$447,493.56
Job Development	1569-1583	\$13,966.53
Self Insurance	54263-54264; 54267-54268; 1069	\$3,421.31

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 310-914**

**AUTHORIZING SETTING UP NEW MONEY IN THE DEPARTMENT OF SOCIAL SERVICES BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Department of Social Services budget for Special Needs (Adult Family Type Homes), as follows:

Revenue:

A3606	Special Needs (Adult Family Type Homes)	\$1,730
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Appropriation:

A6106.467	Special Needs(Adult Family Type Homes)	\$1,730
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Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 311-914**

**AUTHORIZING SETTING UP NEW MONEY IN THE PLANNING BUDGET**

WHEREAS, Resolution No. 342-1010 approved Contract No. T006957 with the New York State Department of State providing grant funds of \$35,000 for a Regional Harbor Dredging Plan; and

WHEREAS, Resolution Nos. 112-311 and 325-1012 set up new monies in the Planning budget, and the County received a grant reimbursement of \$6,693.99; now, therefore be it

RESOLVED, that the County Treasurer is authorized to set up new monies in the Planning Department Budget as follows:

Revenue

A3910	NYS Dredging Plan	\$28,306.01
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Appropriation

A8020.486	Planning/Special Grants	\$28,306.01
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Moved, DeFilippis; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to approve out of state travel for the Public Health Director. Legislator Allport requested Paul Pettit, Public Health Director, to explain this request. Mr. Pettit stated that they have been invited to speak and present at the Annual Conference of the American Public Health Association on our cross jurisdictional process and how that has been working for the past few years. Legislator Johnson noted that

our sharing of Public Health services was also remarked of at the NYSAC conference. The following resolution was adopted:

**RESOLUTION NO. 312-914**

**APPROVING OUT OF STATE TRAVEL REQUEST FOR PUBLIC HEALTH DIRECTOR**

RESOLVED, that this Legislature authorizes Paul A. Pettit, Public Health Director; to attend the “American Public Health Association Conference;” at Hilton, New Orleans-Riverside; November 15-20, 2014. All costs covered by Lake Plains Community Care Network through the “Robert Wood Johnson Grant”. County cost \$0.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 313-914**

**APPROVING AGREEMENTS BETWEEN THE HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves agreements between the Health Department and the following agencies:

Hearing and Speech Center of Western New York, 2545 Sheridan Dr, Tonawanda, NY 14150, to provide Related Services for the eligible children in Orleans County through the 3-5 Program. Contract period November 1, 2014 through October 31, 2017. Reimbursement from New York State Department of Health, Medicare and some third party insurances.

Mary Cariola Children’s Center; 1000 Elmwood Ave, Rochester, NY 14620, to provide Related Services for the eligible children in Orleans County though the 3-5 program. Contract period September 1, 2014 through August 31, 2017. Reimbursement from New York State Department of Health, Medicare, and some third party insurances.

Orleans Community Health, 200 Ohio St, Medina, NY 14103 to provide the venues and physician level services needed to provide the initial

treatment in the post exposure rabies regimen. Butts Road Urgent Care Facility \$140 per patient, Medina Emergency Room \$200 per patient. Contract period August 1, 2014 through July 31, 2016. Reimbursement from NYS Rabies Grant.

United Memorial Medical Center, 127 North St, Batavia, NY 14020; to provide the venues and physician level services needed to provide the initial treatment in the post exposure rabies regimen. Urgent Care facilities \$140 per patient, Emergency Room \$200 per patient. Contract period August 1, 2014 through July 31, 2016. Reimbursement from NYS Rabies Grant.

Centers for Disease Control, 1600 Clifton Rd, Atlanta, GA 30333 to accept a federally funded individual for two years to work within the Orleans County Health Department within the Public Health programs. County cost \$0.

Heritage Centers, 101 Oak St, Buffalo, NY 14203, to provide 3-5 Related Services to the eligible children of Orleans County. Contract period September 1, 2014 through August 31, 2017. Reimbursement from New York State Department of Health, Medicare, and some third party insurances.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 314-914**

### **APPROVING AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND GERSTER SALES & TRANE**

RESOLVED, that this Legislature approves an agreement between Buildings and Grounds and Gerster Sales & TRANE, 45 Earhart Drive, Buffalo NY 14221, at the cost of \$6,680 to furnish and install a top end rebuild on circuit #1 on the second compressor at the Orleans County Office Building on proposal #18984; to be paid from H1620.403.222.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 315-914**

**AUTHORIZING FILLING VACANCY IN THE PROBATION DEPARTMENT**

RESOLVED that, as a result of a resignation, this Legislature authorizes filling a vacant full-time Probation Officer position (3140.14) in the Probation Department at Grade 18 of the CSEA Salary Schedule effective September 25, 2014.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 316-914**

**APPROVING AGREEMENT BETWEEN PROBATION DEPARTMENT AND DISTRICT ATTORNEY'S CRIME VICTIMS UNIT FOR CRIME VICTIM SERVICES**

RESOLVED, that the Probation Department will enter into an agreement with the District Attorney's Crime Victim Services Office for the delivery of Crime Victim Services from October 1, 2014 through September 30, 2015. County cost is \$13,284.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 317-914**

**SETTING DATE OF SECOND PUBLIC HEARING ON LOCAL LAW NO. 4-INTRO OF 2014 AMENDING LOCAL LAW NO. 3 OF 2007 AND INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR THE SENIOR CITIZEN TAX EXEMPTION UNDER SECTION 467 OF THE REAL PROPERTY TAX LAW**

WHEREAS, there has been duly presented and introduced to this Legislature on August 27, 2014 a proposed local law entitled "A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF THE YEAR 2007 AND INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR

THE SENIOR CITIZEN TAX EXEMPTION UNDER SECTION 467 OF THE REAL PROPERTY TAX LAW”; and

WHEREAS, this local law shall not be adopted until two public hearings thereon have been held by the Orleans County Legislature upon at least five days notice; and

WHEREAS, the first Public Hearing was held on Wednesday, September 24, 2014; now, therefore be it

RESOLVED, that a second public hearing shall be held on the said proposed local law by this Legislature on the 8<sup>th</sup> day of October 2014 at 4:25 p.m. at the Orleans County Legislature, 3 S Main St, Suite 2, Albion, NY.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 318-914**

**AUTHORIZING OFFICE FOR THE AGING DIRECTOR TO ISSUE A RFP FOR PROPOSAL FOR LEGAL SERVICE PROVIDERS**

RESOLVED, that this Legislature does hereby authorize the Office for the Aging Director to issue a Request for Proposal (RFP) for Legal Service Providers to provide Legal Services that will provide the most effective and cost efficient legal assistance to older persons in Orleans County,

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 319-914**

**APPROVING AGREEMENT BETWEEN CRIME VICTIMS ASSISTANCE PROGRAM AND SHEILA MCWETHY**

RESOLVED, that this Legislature does hereby approve an agreement between the Orleans County Crime Victims Assistance Program and Sheila McWethy of 4008 South Main Street Road, Batavia,

New York to provide night court advocate services on a per diem basis at a rate of \$16 per hour, not to exceed \$4,000 a year effective October 1, 2014 through September 30, 2015 unless sooner terminated as hereinafter; and be it

FURTHER RESOLVED, that this agreement will terminate when no further grant funds are available to maintain no county cost for these services.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Miller moved to re-appoint Thomas Kuryla as our DSS Commissioner; seconded by Legislator Eick. Legislator Johnson stated how appreciative the Legislature is in his leadership of our Social Services Department. He was congratulated on his re-appointment. The following resolution was adopted:

### **RESOLUTION NO. 320-914**

#### **REAPPOINTING THE COMMISSIONER OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby reappoint Thomas Kuryla to a five year term as Commissioner of Social Services at Grade 11 step 9 of the Management Compensation Plan; said appointment to become effective January 1, 2015 through December 31, 2019.

Moved, Miller; second; Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 321-914**

#### **APPOINTING MEMBER TO THE SAFETY COMMITTEE**

RESOLVED, that this Legislature appoints Ryan Woolston, CSEA representative, to the Safety Committee to fill the unexpired term of Ed Moss, who is now a management employee, with term ending December 31, 2015.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.



**RESOLUTION NO. 322-914**

**APPROVING AGREEMENT BETWEEN THE OFFICES OF DISTRICT ATTORNEY AND ORLEANS COUNTY ATTORNEY**

WHEREAS, Resolution No. 409-1007 authorized the District Attorney to handle and prosecute juvenile delinquency proceedings and further authorized an agreement between the offices of the County Attorney and District Attorney; be it

RESOLVED, that this Legislature approves a renewal agreement between the offices of County Attorney and District Attorney for attorney and staff services in handling juvenile delinquency proceedings in the amount of \$10,600 for the 2014 calendar year.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 323-914**

**APPROVING AGREEMENT WITH GENESEE COUNTY CHAPTER NYSARC, INC TO PROVIDE PARATRANSIT SERVICES FOR THE ORLEANS COUNTY HEALTH DEPARTMENT'S EARLY INTERVENTION AND PRESCHOOL SUPPORTIVE HEALTH SERVICES PROGRAMS**

WHEREAS, Resolution No. 225-613 did establish a contract with Genesee County Chapter NYSARC for the provision of paratransit services for the Early Intervention and Preschool Supportive Health Services Programs; and

WHEREAS, there is an option to renew this contract with negotiations of new rates and the parties do wish to renew this contract for a one year term under the new negotiated rates; and

WHEREAS, the Board of Health did review this recommendation and does concur; now, therefore, be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to enter into a contract with

Genesee County Chapter NYSARC for the provision of paratransit services for the Early Intervention and Preschool Supportive Health Services Program for the period September 1, 2014 through August 31, 2015 at the following rates as bid:

Per child, per day, round trip WITHIN Genesee/Orleans County	\$39.61/day
Per child, per day, round trip OUTSIDE Genesee*	\$178.89/day
Per child, per day, round trip OUTSIDE Orleans*	\$218.92/day
Per child, per day, round trip OUTSIDE Genesee & Orleans County**	\$218.92/day
Additional child to an established out of Genesee/Orleans County, round trip	\$5.20/child/day
Round trip for one attendant	\$61.25
Round trip for an one to one nursing/medical assistant	\$76.50

*\*Where a one-way trip is ten (10) miles or more outside of the County Lines \*\*These routes include children from both Genesee and Orleans County on the same run. Costs will be allocated by splitting the initial per day charge equally, and then either county will be charged per their number of additional children on the run.*

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 324-914**

#### **AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE MENTAL HEALTH DEPARTMENT**

RESOLVED, that this Legislature authorizes abolishing a part time Account Clerk Typist position in the Mental Health Department at Grade 9 of the CSEA Salary Schedule effective January 1, 2015; and be it

RESOLVED, that this Legislature authorizes the creation and filling of a full time Account Clerk Typist position in the Mental Health Department at Grade 9 of the CSEA Salary Schedule effective January 1, 2015.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 325-914**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE EMERGENCY  
MANAGEMENT BUDGET**

WHEREAS, Resolution No. 245-714 approved an agreement between Emergency Management and Paul W. Wagner to provide transitional resources and training from July 21, 2014 through December 31, 2014, at an amount not to exceed \$6,125, be it

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds in the Emergency Management budget as follows:

From:

A3640.100	Personal Services	\$6,125
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To:

A3640.452	Personal Service Contract	\$6,125
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Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 326-914**

**AUTHORIZING CHAIRMAN TO EXECUTE CHANGE NOTICE  
WITH HARRIS CORPORATION**

WHEREAS, Resolution No. 270-713 authorized the Chairman of the Legislature to sign a Change Notice with Harris Corporation to include certain equipment to complete the radio system expansion project; and

WHEREAS, Harris Corporation has proposed to remove the obligation of providing the microwave connection to Monroe County in exchange for the programming, installation, and delivery of a quantity of 26 M7300 trunk mount mobile radios with no change to the contract pricing of \$82,643.20; be it

RESOLVED, that this Legislature authorizes the Chairman to sign said change notice.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 327-914**

**AUTHORIZING FILLING AND ABOLISHING POSITIONS IN THE  
DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature, as the result of a promotion, does hereby abolish the position of a full-time Social Welfare Examiner position (6010.0110) at the Department of Social Services at Grade 13 of the CSEA salary schedule effective September 25, 2014; and be it

FURTHER RESOLVED, that this Legislature, as the result of a retirement, does hereby authorize the filling of a vacant full-time Social Welfare Examiner position (6010.1702) at the Department of Social Services at Grade 13 of the CSEA salary schedule effective September 25, 2014.

Moved Miller; second; Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 328-914**

**AUTHORIZING TO PARTICIPATE IN AND ACCEPT GRANT FROM  
THE NEW YORK STATE DIVISION OF HOMELAND SECURITY  
AND EMERGENCY SERVICES**

RESOLVED, that this Legislature authorizes the Sheriff to continue to participate in and accept a Public Safety Answering Point (PSAP) Sustainment Grant from the NYS Division of Homeland Security in the amount of \$134,165, which provides reimbursement to counties for costs associated with eligible operating expenses for PSAP's already consolidated; at no cost to the county, for fiscal year 2015; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant 2014-2015 PSAP Operations Grant (PS14-1044-D00; contract #C198462) in the amount of \$134,165 for the Sheriff's Office to use towards eligible PSAP operational costs effective January 1, 2015 through December 31, 2015

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 329-914**

APPROVING GRANT AGREEMENT BETWEEN THE SHERIFF'S OFFICE/JAIL AND BUREAU OF JUSTICE ASSISTANCE AND AUTHORIZING THE TREASURER TO SET UP NEW MONEY IN THE SHERIFF'S BUDGET

WHEREAS, Resolution No. 193-514 authorized the Orleans County Jail Superintendent to apply for the State Criminal Alien Assistance Program grant; be it

RESOLVED, that this Legislature approves a grant agreement between the Sheriff's Office/Jail and the Bureau of Justice Assistance 810 Seventh Street NW, Washington D.C., 20531 for the State Criminal Alien Assistance Program grant which will provide federal payments to stated and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law, and incarcerated for at least 4 consecutive days; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's Budget, for State Criminal Alien Assistance Program (SCAAP) Funding, as follows:

Revenue:

A3351	SCAAP	\$5,017
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Appropriation:

A3150.250	Other Equipment	\$5,017
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Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 330-914**

AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 273.74	Orleans County Machinery Fund	Diesel for Generator at Medina Tower site
\$ 173.98	Orleans County Highway Department	Grass Seed for Capital Radio Project – Tower Sites
\$ 4,058.41	Shulman, Rogers, Gandal, Pordy & Ecker P.A	800MHz Rebanding ~ Legal Services ~ Inv. #98619822, #98624241, #98633385, #98626714 General Telecomm. ~ Legal Services ~ Inv. #98619823

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 331-914**

APPROVING RENEWAL AGREEMENT BETWEEN THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER AND GILLICK ADVISORS, LLC

WHEREAS, this Legislature wishes to provide consistent leadership for the Villages of Orleans to allow for program development and more thorough planning; and

WHEREAS, the Orleans County Legislature desires to continue the successful relationship the county has experienced with Mr. Gillick managing the Villages of Orleans; and

WHEREAS, this Legislature wishes to express confidence in Mr. Gillick’s leadership, as well as his programmatic and financial expertise as a nursing home administrator; therefore be it

RESOLVED, that this Legislature hereby authorizes the renewal contract with Mr. Gillick’s company Gillick Advisors for one year at the existing compensation, subject to the County Attorney’s approval, effective October 1, 2014 through the sale of the Nursing Home.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 332-914**

APPROVING EXTENSION OF AGREEMENT WITH VICKI WEINSTEIN-FINNEFROCK, NPP

WHEREAS, Resolution No. 200-612 authorized an extension on an Independent Contractor Agreement with Vicki Weinstein-Finnefrock, NPP to provide comprehensive psychiatric evaluations on referred residents at the Villages of Orleans Health and Rehabilitation Center; be it

RESOLVED, that this Legislature authorizes an extension of the Independent Contractor Agreement with Vicki Weinstein-Finnefrock, effective September 1, 2014 through August 31, 2015 and that all provisions of the agreement, including the scope of work and terms of payment, remain the same.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 333-914**

ADOPTING LOCAL LAW NO. 3 OF 2014, ENTITLED A LOCAL LAW REPEALING LOCAL LAW NO. 4 OF 2011 AUTHORIZING SEPARATE LISTINGS ON EACH REAL PROPERTY TAX STATEMENT SETTING FORTH THE AMOUNTS ATTRIBUTABLE TO NEW YORK STATE IMPOSED MANDATES, THE COUNTY NURSING HOME AND GENERAL COUNTY SERVICES

WHEREAS, Local Law No. 3-Intro of the year 2014 was introduced at a regular meeting of the Orleans County Legislature held on August 27, 2014 and a Public Hearing was held on September 24, 2014, at which time all interested persons wishing to speak were heard; be it

RESOLVED, that this Legislature enacts the following Local Law 3 of 2014 enacted as follows:

COUNTY OF ORLEANS  
LOCAL LAW NO. 3 OF 2014

A local law Repealing Local Law No. 4 of 2011 Authorizing Separate Listings on Each Real Property Tax Statement Setting Forth the Amounts Attributable to New York State Imposed Mandates, The County Nursing Home And General County Services

**Section 1. Legislative Intent**

It is the intent of the Legislature of the County of Orleans, New York, to repeal County of Orleans, New York, Local Law No. 4 of the Year 2011.

**Section 2. Repeal**

County of Orleans, New York, Local Law No. 4 of the Year 2011 entitled A Local Law Authorizing Separate Listings On Each Real Property Statement Setting Forth The Amounts Attributable To New York State Imposed Mandates, The County Nursing Home and General County Services be, and the same hereby is, repealed.

**Section 3. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.

Moved, Johnson; second, DeRoller.

Roll Call - 7 ayes: Allport, Callard, DeFilipps; DeRoller, Eick, Johnson, Miller; 0 nays; 0 absent.

Adopted.

**RESOLUTION NO. 334-914**

APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN  
SHERIFF'S OFFICE /JAIL AND KEEFE COMMISSARY

RESOLVED, that this Legislature approves a Memorandum of Understanding between the Orleans County Jail and Keefe Commissary Network, 13675 Darice Parkway, Strongsville, OH 44149 to allow the jail to operate and maintain an inmate account deposit kiosk for the purposes



of family members to deposit money in an inmate's account 24/7; deposits can also be made through a call center and on-line. Orleans County will be responsible for the installation (mounting and network cable). County cost \$0.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 335-914**

#### **AUTHORIZING FILLING VACANCY AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, the full time Medical Social Work Assistant has resigned; and

WHEREAS, The Villages of Orleans Health and Rehabilitation Center wishes to fill the full time Medical Social Work Assistant position, a critical position for the effective operation of the Nursing Home; now be it

RESOLVED, that this Legislature authorizes the filling of a vacant full time Medical Social Work Assistant position (6030.610) at the Villages of Orleans Health and Rehabilitation Center at Grade 15 of the CSEA Salary Schedule effective September 25, 2014.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 336-914**

#### **APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND ELMCREST**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and Elmcrest, Syracuse, NY for the provision of residential foster care services; to be effective October 1, 2014 through September 30, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both

the program category and financial eligibility of each child so placed. County cost \$56,100.

Moved, Miller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard announced that Legislator DeRoller was recognized by the Chamber of Commerce on Saturday as the recipient of the 2013 Community Achievement Award. This award recognizes a business, organization, or individual with a history of meaningful contributions to the community both professional and non-professional services. Chairman Callard indicated that he is pleased that Ken received this honor and also that he sits on this Board.

Chairman Callard explained that we have been given increased consideration to the Orleans County Youth Bureau and it, in connection with the STOP DWI program, two billboards have been placed in Albion; one on Rte 98 driving south into the Village of Albion and also on Route 31 going east out of Albion. It reads, “You Booze, You Cruise, You Lose – Don’t Drive and Drink”. This message is courtesy of Orleans County STOP DWI but also indicative of our increasing concern about our youth with drinking and drugs in today’s environment. These billboards go down the last day of September so please take a look at those.

Chairman Callard announced that our 2<sup>nd</sup> Annual Family Game Night is scheduled for October 2<sup>nd</sup> from 5:30 to 7:30 p.m. at the Orleans County Fairgrounds Trolley Building. Chairman Callard said that this was very well received last year with nearly 200 people in attendance. He stated that he hopes people take this opportunity to spend some family time together in playing games and eating pizza. Chairman Callard stated it is important to give emphasis of the family and provide opportunities to bring them together. He was appreciative of the response in the past.

Legislator Johnson noted that our fight on the lake levels against the IJC Plan 2014 has reached a new level to where Congressman Collins has invited the International Joint Commission Board to meet with NORA tomorrow in Buffalo and will continue representing our residents along the south shore of Lake Ontario. She said our fight is not over. Chairman Callard announced that Legislator Johnson will be representing Orleans

County and Niagara Legislator Godfrey will represent Niagara County. Chairman Callard wished them well in those discussions.

Legislator Allport stated that he had an opportunity to speak with Annette Finch from Orleans/Genesee Community Action. She shared with him some important facts about working with DSS and Job Development. Since 2009 they have had 283 participants in their training and educational programs that have found employment. They have 110 participants that have completed financial literacy. They have helped 300 people who are employed with financial issues to stay employed. Legislator Allport felt this was phenomenal when this came about in discussions about the Main Street Store moving to the old American Legion Building. Their thrift shop helps finance these programs, along with the help of their volunteers. Chairman Callard thought this would be a great opportunity for them to come before us in a future conference session to express all of the wonderful things they do for our county.

Larry Montello announced that the Governor's Office was present for the 911 Memorial Service and prepared a nice written document to memorialize this 911 Celebration.

With there being no further business, Legislator DeFilipps moved to adjourn; second by Legislator Allport. Meeting adjourned at 5:00 p.m.

## LEGISLATURE MEETING

October 8, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by Legislator DeFilipps, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: New York State Department of Agriculture and Markets has certified that the land included in the Orleans County Agricultural Districts is viable agricultural land, and as proposed is feasible and shall serve the public interest in assisting in maintaining a viable agricultural industry within the Districts. The Orleans County Treasurer has provided the annual examination of Petty Cash Accounts report which has been filed in our office. InterCounty Association of Western New York will be holding their monthly meeting in Livingston County at the Wadsworth Homestead in Geneseo on October 17<sup>th</sup>. Susan Heard, Orleans County Treasurer has filed fourteen (14) Disclosure of Interest Statements from various County Employees who receive funds in addition to wages from Orleans County. These have been filed in our office and are officially on record in accordance with General Municipal Law Section 803(1). Orleans County EMO and the New York State Division of Homeland Security Emergency Services Office of Emergency Management will present a Tier 3 Training and Certification on October 25, 2014 at Hickory Ridge 15816 Lynch Road, Holley from 10:00 a.m. - 3:00 p.m. This training is intended for those with a role in emergency management or disaster response in New York State. Genesee/Finger Lakes Regional Planning Council presents the Fall Regional Local Government Workshop is scheduled for Friday, November 14, 2014 at the Clarion Hotel In Batavia. For most municipalities, this workshop fulfills state law requiring training for local planning officials. Pre-Register by November 5, 2014.

A Proclamation was presented to Tom Kuryla, DSS Commissioner and Tom Drennan, Chief Sheriff Deputy by Legislators Miller and DeRoller designating October as Domestic Violence Awareness Month in Orleans County.

Chairman Callard delivered the following message regarding today's Resolution No. 350-1014 authorizing Capital Projects in Orleans County

and authorizing the issuance of \$8,003,000 bonds to pay for these long needed improvements:

Over the past several years, the Orleans County Government has undergone and continues to undergo a comprehensive process of restructuring, prioritization, and reorganization. The Orleans County Legislature has, throughout this process, given emphasis to the needs of the county infrastructure and has begun to address many previously deferred needs. The county has engaged in detailed analysis of its bridge and culvert inventories and is taking a structured approach to maintenance of the same. We are using the information gathered to make targeted investments in our infrastructure, optimizing the use of county dollars to maximum effect.

A recently updated study by the New York State Comptroller titled “Growing Cracks in the Foundation” detailed the unmet infrastructure investment needs that exist amongst New York State’s local governments. It states:

*“With limited resources at their disposal, local governments need effective capital planning strategies to ensure the most cost-effective use of public funds. Such strategies should ensure that localities are able to shift their emphasis from reacting to short-term or emergency infrastructure needs to being proactive and planning for the future.” (p.3)*

This is exactly what we are doing.

After several years of preparation and planning, the county is in a position to expand its efforts in the physical repair and/or replacement of its bridges and culverts in greatest need. The bond resolution being presented today will authorize the borrowing plan, allowing the engineering work to begin. Subsequently, the actual construction work will start in 2015 and continue over the next three years. This comes at a critical time as the state and federal government funding previously available for local bridge repairs and replacements has been diverted by New York State exclusively to areas with high traffic counts and particularly those that are State owned assets. The next future opportunity to access state and federal funds for local bridge projects won’t come until at least 2017. Failure to act on our part will result in further deterioration of our infrastructure assets and unnecessary closures of county owned roads and bridges.

The borrowing will also address several county building needs including new roofing for the County Office Building and Public Safety Building, two new storage barns to house county owned equipment and vehicles, and a new generator for the Mental Health Building to service the new hub for county IT infrastructure.

Our goal is to provide necessary infrastructure improvements while also providing real property tax relief to the taxpayers. Based on the ongoing and comprehensive restructuring that we have undertaken at the county, I believe this to be not only possible, but this is the likely outcome of years of work and planning. This project and the financial outcomes are symbolic of everything we have worked for over the last several years.

Chairman Callard called for open discussion as it related to the resolutions. Allen Lofthouse, Kendall, inquired as to how many retired people reside in Orleans County. Mr. Nesbitt indicated that our Director of Aging is not present today but we can request that data from her.

The following resolutions were presented for adoption:

**RESOLUTION NO. 337-1014**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	9709-9852	\$245,813.24

Highway	No Claims	
Nursing Home	1641; 1646-1656; 27364- 27406	\$313,804.66
Job Development	1586-1594	\$4,604.22
Self Insurance	54325	\$45,199.00

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Johnson moved to adopt Local Law No. 4 of 2014 amending Local Law No. 3 of the year 2007 and increasing the maximum income eligibility level for the Senior Citizen Tax Exemption; seconded by Legislator DeRoller. Legislator Johnson stated that the Finance Committee thoroughly discussed this after the Real Property Tax Director presented it to them. She said that the Orleans County Legislature wants to protect seniors who have paid taxes all of their lives on their homes from losing their homes over just an increase in Social Security Benefits and she is proud that this legislature introduced this local law. Legislator DeRoller added that consistency is being sought based on the leadership of our Real Property Tax Director across our County. He is looking forward to each of our Towns and Villages to participate. Chairman Callard thought that we have nine out of the ten towns that will be participating in this effort. Chairman Callard called for a roll call vote and the following resolution was adopted:

### **RESOLUTION NO. 338-1014**

ADOPTING LOCAL LAW NO. 4 OF 2014, ENTITLED A LOCAL LAW AMENDING LOCAL LAW NO. 3 OF THE YEAR 2007 AND INCREASING THE MAXIMUM INCOME ELIGIBILITY LEVEL FOR THE SENIOR CITIZEN TAX EXEMPTION UNDER SECTION 467 OF THE REAL PROPERTY TAX LAW

WHEREAS, Local Law No. 4-Intro of the year 2014 was introduced at a regular meeting of the Orleans County Legislature held on August 27, 2014 and two Public Hearings were held on September 24, 2014 and October 8, 2014, at which time all interested persons wishing to speak were heard; be it

RESOLVED, that this Legislature enacts the following Local Law 4 of 2014 enacted as follows:

COUNTY OF ORLEANS  
LOCAL LAW NO. 4 OF 2014

A Local Law Amending Local Law No. 3 of the Year 2007 and Increasing the Maximum Income Eligibility Level for the Senior Citizen Tax Exemption Under Section 467 of the Real Property Tax Law

SECTION 1:            STATUTORY AUTHORITY

This local law is adopted pursuant to the provisions of the Municipal Home Rule Law and the Real Property Tax Law of the State of New York.

SECTION 2:            TEXT OF LAW

The income eligibility level and the percentage of partial tax exemption previously established by Local law No. 3 of the Year 2007 pursuant to Real Property Tax Law section 467 for persons sixty-five years of age or older is hereby repealed and there is substituted therefore the following schedule which shall control the income eligibility levels and the percentage of partial exemption to be allowed effective immediately and shall apply to assessment rolls prepared on taxable status dates occurring on and after March 1, 2015; to wit:

ANNUAL INCOME	PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION
\$0 - \$15,500.00	50%
\$15,500.01 - \$16,499.99	45%
\$16,500.00 - \$17,499.99	40%
\$17,500.00 - \$18,499.99	35%
\$18,500.00 - \$19,399.99	30%
\$19,400.00 - \$20,299.99	25%
\$20,300.00 - \$21,199.99	20%
\$21,200.00 and over	None

SECTION 3.            REPEALER



Local Law No. 3 of the Year 2007 and any other prior inconsistent local law, ordinance or resolution adopted pursuant to Real Property Tax Law section 467 is hereby repealed.

SECTION 4.            EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Department of State and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on and after March 1, 2015.

Moved, Johnson; second, DeRoller.

Roll Call: 7 ayes; Allport, Callard, DeFilipps, DeRoller, Eick Johnson, Miller; 0 nays; 0 absent.

Adopted.

**RESOLUTION NO. 339-1014**

**AUTHORIZING ATTENDANCE AT OUT OF STATE TRAVEL SHOWS**

RESOLVED, that this legislature hereby authorizes attendance at the following trade and travel shows, to be paid from account A6410.468-Tourism, I Love New York except as noted:

- 1.) Cleveland Outdoor Adventure Show, Cleveland, Ohio, January 15-18, 2015 to be attended by Mike Waterhouse. Total cost to be paid for by Lake Ontario Sportfishing Promotions Council.
- 2.) New Jersey Fly Fishing Show, Somerset, New Jersey, January 22 - 25, 2015 to be attended by Mike Waterhouse. Total cost paid for by Lake Ontario Sportfishing Promotions Council.
- 3.) National Capital Sportsman Show, Fredericksburg, Virginia, January 29, 2015-February 2, 2015 to be attended by Mike Waterhouse.
- 4.) Great American Outdoor Show, Harrisburg Pennsylvania, February 6-15, 2015 to be attended by Mike Waterhouse. Total

cost to be paid for by Lake Ontario Sportfishing Promotions Council.

5.) Lancaster Fly Fishing Show, Lancaster, Pennsylvania, February 27, 2015 – March 1, 2015 to be attended by Mike Waterhouse.

6.) Lehigh Valley Sportsman Show, Allentown, Pennsylvania, March 5-8, 2015 to be attended by Mike Waterhouse.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 340-1014**

**AUTHORIZING TREASURER TO PLACE ADVERTISEMENT REGARDING UNPAID TAXES**

RESOLVED, that pursuant to a request from the County Treasurer, this Legislature authorizes the placement of a notice in the Lake Country Pennysaver notifying the delinquent taxpayers that failure to pay their 2014 taxes will result in the County filing a tax lien against said property as required by New York State Real Property Tax Laws.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 341-1014**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2014-2015 SCHOOL TAXES TO THE 2015 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid school taxes, adding a 7% penalty, to be added to the 2015 tax rolls, for the respective towns as of November 1, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 342-1014**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2014 SOLID WASTE/RECYCLING FEES TO THE 2015 COUNTY/TOWN TAX BILLS**

RESOLVED, that pursuant to the request from the County Treasurer, she is hereby authorized to relevy the unpaid 2014 Solid Waste/Recycling fees, to be added to the 2015 tax rolls for the respective towns as of November 1, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 343-1014**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID 2014-2015 VILLAGE TAXES TO THE 2015 COUNTY/TOWN TAX BILLS**

WHEREAS, Local Law No. 4 of 1997 provides for the collection of certain delinquent Village taxes by the County of Orleans in accordance with Section 1442 of the Real Property Tax Law of the State of New York; be it

RESOLVED, that the County Treasurer is authorized to relevy the unpaid 2014-2015 village taxes, adding a 5% penalty, to be added to the 2015 tax rolls for the respective towns as of November 1, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 344-1014**

**APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND LINSTAR**

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and Linstar Equipment Service Agreement, Buffalo, NY for the provision of preventative maintenance and on-call remedial

maintenance service per terms in the Service Agreement; to be effective October 5, 2014 through October 4, 2015. County cost will be 40%.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 345-1014**

APPROVING EXTENSION OF AGREEMENT WITH DOHERTY COMMUNICATIONS FOR THE RADIO SYSTEM MANAGEMENT PROJECT AND AUTHORIZING TREASURER TO TRANSFER FUNDS WITHIN THE EMERGENCY MANAGEMENT BUDGET

WHEREAS, Resolution No. 299-814, extended an amendment to cover the scope and terms for the Radio System Management Project as detailed in Resolution No. 35-112, 50-113, 41-114, and 244-714 through October 15, 2014; therefore be it

RESOLVED, that this Legislature authorizes extension of that Radio System Management Project through November 30, 2014, all provisions of that agreement, including but not limited to the scope of work and terms of payment to remain the same; and not to exceed \$5,000 through the extended contract date, to be paid from 3640.452 Personal Services, Contractual in the Emergency Management budget; and be it

FURTHER RESOLVED, that the Chairman is authorized to sign this renewal subject to the review and approval of the County Attorney and the Chief Administrative Officer; and be it

FURTHER RESOLVED, that this Legislature authorizes the Treasurer to transfer funds within the Emergency Management budget to cover the cost of Radio System Management Project Agreement Extension with Doherty Communications as follows:

<u>FROM:</u>		
A3640.418	Other Contractual	\$5,000
<u>TO:</u>		
A3640.452	Personal Service Contract	\$5,000

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 346-1014**

**AUTHORIZING FILLING VACANCIES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

RESOLVED, that this Legislature authorizes the filling of two vacant part-time RN Charge Nurse positions (6030.015 and 6030.016) at the Villages of Orleans Health and Rehabilitation Center at grade 21 of the CSEA Salary Schedule effective October 9, 2014.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 347-1014**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE ORLEANS ECONOMIC DEVELOPMENT AGENCY BUDGET FOR THE PURPOSES OF ECONOMIC DEVELOPMENT**

WHEREAS, the Orleans County Legislature recognizes the need to invest in county assets to improve prospects for economic development; therefore be it

RESOLVED, that this Legislature authorizes the Treasurer to transfer funds into the Orleans Economic Development Agency budget to further the goal of Economic Development by investing in the development of county business parks as follows:

<u>FROM:</u>		
A1990.435	Contingency	\$38,625
<u>TO:</u>		
A8021.439	Authorized Agencies	\$38,625

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 348-1014** (Rescinded by Resolution No. 453-1214)

**APPROVING LEASE OF A FORD PICKUP FOR THE SHERIFF'S/ANIMAL CONTROL DEPARTMENT AND AUTHORIZING CHAIRMAN TO EXECUTE LEASE AGREEMENT**

RESOLVED, that this Legislature authorizes the lease of a 2015 Ford Super Duty F-250 SRW 4WD Super Cab Pickup with a Eagle Model EDL-60 lift gate in the amount of \$39,335 from National Joint Powers Alliance to be paid from Sheriff's/Animal Control Budget account A3510.270 – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute a Lease Agreement with First Niagara Leasing Inc, 726 Exchange St, Ste, 900, Buffalo, NY 14210; authorizing 4 annual lease payments of \$10,556.89, at an interest rate of 2.9% for this 2015 Ford Pickup subject to the review and approval of the County Attorney and the Chief Administrative Officer.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 349-1014**

**APPROVING LEASE OF TWO CHEVROLET TAHOES FOR THE SHERIFF'S OFFICE AND AUTHORIZING CHAIRMAN TO EXECUTE LEASE AGREEMENT**

RESOLVED, that this Legislature authorizes a three-year lease agreement between the Sheriff's Office and First Niagara Leasing Inc, 726 Exchange St, Ste, 900, Buffalo, NY 14210, for two (2) leased 2014 Chevrolet Tahoe PPV 2WD equipped for Road Patrol from Joe Basil Chevrolet, 5111 Transit Rd, Depew, NY 14043 in annual payments of \$26,002.53, at an interest rate of 2.53%, to be paid for in 2015, 2016, and 2017 from budget account A3110.270, Sheriff – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the lease agreement subject to the review and approval of the County Attorney and the Chief Administrative Officer.

Moved DeRoller; second Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 350-1014**

A RESOLUTION AUTHORIZING CAPITAL PROJECTS IN AND FOR THE COUNTY OF ORLEANS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$8,003,000 AND AUTHORIZING THE ISSUANCE OF \$8,003,000 BONDS TO PAY COSTS THEREOF

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Orleans, New York, as follows:

Section 1. The following projects and improvements are hereby authorized in and for the County of Orleans, New York:

- (a) Bridge replacement program, at a maximum estimated cost of \$4,963,000, being a class of objects or purposes having a period of probable usefulness of twenty years pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law;
- (b) Various culvert improvements, at a maximum estimated cost of \$1,500,000, being a class of objects or purposes having a period of probable usefulness of thirty years pursuant to subdivision 3 of paragraph a of Section 11.00 of the Local Finance Law;
- (c) Construct pole barns, at a maximum estimated cost of \$460,000, being a class of objects or purposes having a period of probable usefulness of twenty-five years pursuant to subdivision 11(b) of paragraph a of Section 11.00 of the Local Finance Law;
- (d) Replace roofs at County buildings, at a maximum estimated cost of \$1,020,000, being a class of objects or purposes having a period of probable usefulness of twenty-five years pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law; and
- (e) Purchase and install generator at Mental Health Building, at a maximum estimated cost of \$60,000, being a specific object or purpose having a period of probable usefulness of ten years

pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The plan for the financing of the aforesaid purposes consists of the issuance of \$8,003,000 bonds of said County, hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law, which shall be allocated as per the maximum estimated costs set forth in Section 1 hereof. The amount of bonds to be issued shall be reduced to the extent of State and Federal aid received therefore which is currently estimated to cover the aggregate maximum estimated costs.

Section 3. The faith and credit of said County of Orleans, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.



Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. This resolution, which takes effect immediately, shall be published in summary form in The Daily News, the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Moved, Johnson; second, DeRoller.

Roll Call: 7 ayes; Allport, Callard, DeFilipps, DeRoller, Eick, Johnson, Miller; 0 nays; 0 absent.

Adopted.

Chairman Callard announced that a new hitching post has been installed in front of the Orleans County Clerk's Office today. Chairman Callard asked if anyone else wished to bring discussion to the floor. No additional comments were made.

Legislator Allport moved to adjourn; second by Legislator DeFilipps. Meeting adjourned at 4:52 p.m.

**LEGISLATURE MEETING**  
October 22, 2014

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Chairman Callard called the meeting to order at 4:37 PM. After the pledge to the flag and invocation, led by Legislator DeFilippis, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: For planning purposes, The ARC of Orleans County is requesting the use of the Albion Nutri-Fair site for their basket raffle which is scheduled to be held on Saturday, September 12, 2015. The Board approved this request. Orleans County VALOR MRC will present Skywarn Weather Spotter - Winter Edition which is open to the public on Thursday, October 23, 2014 at 7:00 pm in the GCASA Conference Room at 249 East Ave, Albion. Training Class is FREE! Come learn tips on how to prepare for winter weather from a Meteorologist from the Buffalo Weather Office.

Chairman Callard called for open discussion as it related to the resolutions. With there being none, the following resolutions were presented for adoption:

**RESOLUTION NO. 351-1014**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	9872-10040	\$408,133.61

Highway	447-453; 995-1008	\$76,742.84
Nursing Home	1659-1663; 27407-27441	\$270,900.69
Job Development	1597-1606	\$25,237.00
Self Insurance	1070, 54375	\$3,814.59

Moved, DeFilippis; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 352-1014**

**AUTHORIZING THE TREASURER TO INCREASE THE PETTY CASH ACCOUNT IN THE MENTAL HEALTH DEPARTMENT**

WHEREAS, the new Supportive Case Manager needs access to funds to assist clients in developing and maintaining situations for living and working; therefore be it

RESOLVED, that this Legislature authorizes the treasurer to increase the petty cash account by \$75.

Moved, Allport; second, DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 353-1014**

**APPROVING AGREEMENTS BETWEEN HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Health Department and the following agencies:

Hillside Children's Center, 2075 Scottsville Rd, Rochester, NY 14623 to provide 3-5 Related Services to the eligible children of Orleans County. Contract period July 1, 2014 through August 31, 2017. Reimbursement from New York State Department of Health, Medicare, and some third party insurances.

Specialized Early Childhood Center of WNY/Bornhava; 25 Chateau Terrace, Buffalo, NY 14226 to provide 3-5 Related Services to the eligible

children of Orleans County. Contract period January 2, 2015 through December 31, 2017. Reimbursement from New York State Department of Health, Medicare, and some third party insurances.

Buffalo Hearing and Speech Center, 50 E. North St, Buffalo, NY 14203 to provide 3-5 Related Services to the eligible children of Orleans County. Contract period September 1, 2014 through August 31, 2017. Reimbursement from New York State Department of Health, Medicare, and some third party insurances.

Moved, Allport; second, DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 354-1014**

#### **AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature, as the result of a retirement, does hereby authorize the filling of a vacant full-time Sr. Social Welfare Examiner position (6010.0106) at the Department of Social Services at Grade 15 of the CSEA Salary Schedule effective October 27, 2014.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 355-1014**

#### **APPROVING RENEWAL AGREEMENT BETWEEN BUILDINGS AND GROUNDS AND NYS UNIFIED COURT SYSTEM**

RESOLVED, that this Legislature approves a one (1) year renewal agreement between the Buildings and Grounds Department and the Unified Court System, which provides for the county to clean and maintain the Court Facility, Contract #C300357, at a cost of \$128,570, for the period of April 1, 2014 through March 31, 2015, with 100% reimbursement to be made to the county by the state.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 356-1014**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND  
TOSHIBA BUSINESS SOLUTIONS**

RESOLVED, that this Legislature approves a 48-month lease agreement between Orleans County and Toshiba Business Solutions, 100 Colvin Woods, Ste 100, Tonawanda, NY 14150 to provide nine (9) Toshiba e-Studio multifunction machines effective January 1, 2015 through December 31, 2018 as follows:

Clerk of the Legislature	e-Studio 3555C	\$199.00 per month
Computer Services	e-Studio 307	\$67.00 per month
Elections	e-Studio 307	\$85.00 per month
Emergency Management	e-Studio 3555C	\$193.00 per month
Highway	e-Studio 3555C	\$204.00 per month
Probation	e-Studio 357	\$98.00 per month
Veterans	e-Studio 3555C	\$166.00 per month

Above are bill per copy B&W .0075 per page, Color .0475 per page with an annual increase of 2.5%

Planning	e-Studio 387CSL	\$55.00 per month
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Above is bill per copy B&W .014 per page, Color .0975 per page with an annual increase of 2.5%

DSS Child Support Unit	e-Studio 2505F	\$26.00 per month
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Above are bill per copy B&W .0189 per page with an annual increase of 2.5% and be it

FURTHER RESOLVED, that this Legislature also approves the purchase of one (1) Toshiba e-Studio 3555C multifunction machine for \$7,585 to be paid out of Office for the Aging Budget Account No. A6772.270 – Capital Equipment with a maintenance agreement, bill per copy B&W .0075 and Color .0475 with an annual increase of 2.5%; maintenance billing to start January 1, 2015.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 357-1014**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY AND ROYAL EMPLOYER SERVICES**

RESOLVED, that this Legislature approves a renewal agreement with Royal Employer Services, 430 East Main St., Batavia, NY 14020 for the provision of an Employee Assistance Program, at a cost \$6,000, with cost of agreement to be apportioned at 50% from Mental Health; 25% from Personnel; and 25% from Employee Assistance Program and said agreement effective from January 1, 2015 through December 31, 2015.

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 358-1014**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 334.62	Orleans County Highway Dept.	Crusher Run for Radio Tower sites from 8/13/2014

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 359-1014**

**APPROVING ADDENDUM AGREEMENT BETWEEN THE PUBLIC DEFENDER AND LEGAL AID BUREAU OF BUFFALO, INC.**

RESOLVED, that this Legislature approves an addendum to the agreement between the Public Defender and Legal Aid Bureau of Buffalo, Inc. 237 Main St., Suite 1602, Buffalo, NY 14203 to extend providing legal services and appeals to the appellate division at a cost of \$17,500 for each twelve months for the period of August 1, 2014 through July 31,

2016, completely covered by grant funds. County cost \$0.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 360-1014**

**AUTHORIZING SETTING UP NEW MONEY IN OFFICE FOR THE AGING BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Office for the Aging budget due to additional supplements received on the 2014 final Federal Allocations as follows:

Revenue:

A4772	Programs for Aging – Federal	\$2,174
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Appropriation:

A6772.419	Maintenance in lieu of rent	\$863
A6772.461	Postage	\$100
A6772.481	Dues	\$102
A6772.492	Transportation Services	\$1,109

Moved, Miller; second, Eick.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 361-1014**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements for the Mental Health Department as follows:

Living Opportunities of DePaul, 2240 Old Union Rd, Cheektowaga, NY 14227 providing crisis apartment services and supported housing services for Orleans County residents from October 15, 2014 to December 31, 2014 at a cost of \$18,849. Funding provided by a combination of New York State Office of Mental Health (NYSOMH) from reinvestment of Medicaid dollars due to the closing of the Medina Behavioral Health Unit

and a downsizing of the Rochester Psychiatric Center and redeployment of NYS OMH resources. County cost is \$0.

Ann P. Burbank, NPP, 32 Park View Dr, Pittsford, NY 14534 providing services as a Psychiatric Nurse Practitioner for up to 384 hours from January 1, 2015 to December 31, 2015 at an hourly rate of \$100. County cost is \$2,688.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Eick moved to re-appoint Gerald Gray to another four year term as the Orleans County Highway Superintendent; second by Legislator Miller. Legislator Johnson, along with the rest of the board, thanked Jerry for the great job that he does for the County and congratulated him on his reappointment. The following resolution was adopted:

**RESOLUTION NO. 362-1014**

**REAPPOINTING THE ORLEANS COUNTY HIGHWAY SUPERINTENDENT**

RESOLVED, that this Legislature does hereby reappoint Gerald Gray to a four year term as Orleans County Highway Superintendent at Grade 11 step 8 of the Management Compensation Plan; said appointment to become effective January 1, 2015 through December 31, 2018.

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 363-1014**

**AUTHORIZING FILLING VACANCY IN THE SHERIFF'S OFFICE**

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant permanent Deputy Sheriff position (3110.46) in the Sheriff's Office at Grade 1 of the Orleans County Deputy Sheriff's Association Contract (OCDSA), effective December 12, 2014.



Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 364-1014**

APPROVING MEMORANDUM OF UNDERSTANDING  
AGREEMENT WITH GENESEE COUNTY

RESOLVED, that this Legislature approves a Memorandum of Understanding Agreement between Orleans County and Genesee County, Old County Courthouse, 7 Main St, Batavia, NY for maintenance of the Orleans County tax maps at a cost of \$6,500 for the term January 1, 2015 through December 31, 2015.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 365-1014**

APPROVING AGREEMENT BETWEEN THE DEPARTMENT OF  
SOCIAL SERVICES AND THE WILLIAM GEORGE AGENCY

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and The William George Agency, Freeville, NY for the provision of residential foster care services; to be effective September 1, 2014 through August 31, 2015 at per diem rates as established by the State, not to exceed \$165,000. County cost will be at a percentage determined by both the program category and financial eligibility of each child so placed.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 366-1014**

AUTHORIZING PAYMENT FROM ENERGY PERFORMANCE  
CAPITAL PROJECT ACCOUNT

RESOLVED, that this Legislature authorizes the following payments to be made from account H1620.403.222, Capital Project – Energy Performance

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$ 4,530	Smart Edge	To maintain and modify boilers at the County Jail

Moved, Eick; second, Miller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 367-1014**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY SELF INSURANCE PLAN AND OCCUPATIONAL SAFETY CONSULTANTS, INC**

WHEREAS, safety is a valuable component of managing our Orleans County Self Insurance Plan; be it

RESOLVED, that this Legislature authorizes the agreement with Occupational Safety Consultants, Inc. for safety consulting services at an hourly rate of \$125; and be it

FURTHER RESOLVED, that this contractual expense shall not exceed \$20,500 for 2014 and \$25,000 for 2015; and be it

FURTHER RESOLVED, that this Legislature approves the Orleans County Treasurer to transfer monies in the Self Insurance Department budget to cover the cost of these services as follows:

FROM:

S1710.100	Personal Services	\$16,000.00
S1710.810	State Retirement	\$2,400.00
S1710.820	Medicare	\$200.00
S1710.830	Social Security	\$900.00
S1710.860	Health Insurance	\$1,000.00

TO:

A1710.418	Other Contractual Services	\$20,500. 00
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Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 368-1014**

**DESIGNATING TOURIST PROMOTION AGENCY AND  
AUTHORIZING APPLICATION FOR 2015 STATE TOURISM  
MATCHING FUNDS**

RESOLVED, that this Legislature does hereby designate the Orleans County Tourism Office, within the Planning and Development Department, as the official Orleans County Tourist Promotion Agency (TPA) to represent the county in tourism promotion efforts and for purposes of the 2015 New York State Matching Funds Program; and be it

FURTHER RESOLVED, that the TPA Project Director is hereby authorized to apply for 2015 State Matching Funds and to receive such funds to the extent that local matching funds are available.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman called for old business, which there was none. He opened the floor for open discussion. Allen Lofthouse, Kendall, advised the Board to look into Proposition No. 3 that is on the general election ballot and to become familiar with it before they take action on it at the polls.

With there being no further business, Legislator DeFilipps moved to adjourn; second by Legislator Allport. Meeting adjourned at 4:48p.m.

## LEGISLATURE MEETING

November 12, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag and invocation led by David Kusmierczak, Veteran, Medina Legion/VFW, the Clerk called the roll. All Legislators were present, with the exception of Legislator Allport.

The Clerk presented the following communications: Hospice of Orleans is requesting a 4'x6' banner be hung on the courthouse square lawn to recognize National Hospice Month from November 16<sup>th</sup> through November 30<sup>th</sup>. Albion Merchant's Association has made a request to hang a '8 long x 3' tall banner from December 1<sup>st</sup> through December 13<sup>th</sup> to advertise their Hometown Holiday event on Saturday, December 13<sup>th</sup> in downtown Albion. The Board approved both requests. InterCounty Association of Western New York will be meeting Friday, November 21, 2014 at the First Arena in Elmira, NY hosted by the County of Chemung. A Ribbon Cutting Ceremony will be held on Monday, November 17<sup>th</sup> at 11:30 a.m. at the Waterport Bridge.

Charles H. Nesbitt, Jr., Chief Administrative Officer filed the 2015 Tentative County Budget and presented the following budget message:

The 2015 Orleans County Tentative Budget provides an operating plan for the upcoming year. This plan begins to implement a transition in the financial footing and posture of the county. The 2015 Tentative Budget proposes expenditures of \$65,015,266 or a \$14,771,363 (-19.40%) decrease in and \$46,937,201 in revenues or a \$13,191,318 (-22.96%) decrease. As you will see in the details of the document that follows, the budget accomplishes several critical programmatic and fiscal goals while also accomplishing a 1.48% or \$232,201 property tax levy decrease that will provide a reduction of approximately \$17.60 to the tax bill of the average County homeowner or \$0.22 per thousand of assessed value. The decrease in the levy is automatically compliant with the New York State property tax cap and the new property tax freeze law. As a result, Orleans County taxpayers can expect a check as a result of the county's compliance with the New York State "Tax Freeze" rebate program.

The county government for the past several years has undergone a great deal of restructuring and retrenchment, some of which was undertaken to

allow the county to continue to subsidize the nursing home enterprise fund.

The total number of employee positions budgeted is as follows: 322 full-time, 95 part-time and 9 seasonal. Those numbers represent over a 30% reduction in full-time employees and a 45% reduction in part-time employees since 2010. Our ability to realize work force reductions while maintaining critical services is nearing the end.

## **Major Influences**

### *Sale of the Villages of Orleans*

The upcoming fiscal year represents the first time that the county will not be providing funds to the county nursing home following the final sale. Although our transition work is not yet complete and will continue for some time following the transfer, the impact to the budget is immediate and dramatic.

The county will avoid payment of an estimated \$1,500,000 or 9.25% added tax levy. A total of approximately \$675,000 in additional county investment would have been required had the county continued operations. Total budgetary appropriations will be reduced \$12,721,346 and revenues are to be reduced \$11,636,502. Use of the enterprise fund balance is also reduced \$1,084,844.

### *Overall Cost of Employment*

Analyzing the cost of employment becomes slightly more complex once you remove the Enterprise Fund from the 2015 spending plan. By removing it from the prior three years and comparing only the funds that will continue, what we find is very interesting. For three years in a row the county's cost of employment has remained lower than the 2012 budget year. Static wage numbers, reductions in the employer contribution to state retirement and only slight growth in the cost of health insurance are at the root of this trend.

### *Pension Costs*

Average pension rates charged by the New York State retirement system while still elevated are trending in the right direction again this year with another gradual decline from 20.1% to 18.2%. We continue a long gradual reduction and normalization in the cost of pensions as a percentage of wages. The employer contributions recede and tier 5 & 6 begin to show

some cost savings results with workforce penetration exceeding 10% in part due to an aging workforce reaching retirement age. All these factors allows the county to realize a slight decrease across the remaining operating funds.

### *Health Insurance*

Orleans County continues to benefit from our involvement in the Alliance of Western New York with a relatively reasonable 5.33% increase in premiums for 2015. Our premium rates have risen over a four year period approximately 19% which averages out to less than 5% per year. However, the county continues to only a slight increase in our expense since 2012 as a result of significant penetration into cleverly designed high deductible plans.

### *Mandates*

Eight major state programs that the county is required to pay for on the state's behalf continue to hold steady at roughly 85.5% of the property tax levy. Growth in those programs is leveling off. Mandates, although slowing their growth, represent one of the two major factors that set New York State apart from other states when comparing real property taxes, the other being the manner in which schools are also funded in large part through property taxes.

### *Capital Investments*

Infrastructure Capital Project - The 2015 spending plan includes the first portion of debt service for an already approved 8 million dollar capital project to replace bridges and culverts as well as replace two large roofs, add two new pole barns and a new heavy duty generator. The debt service in the first year will be completely offset by revenue resulting from the new casino gaming compact. The presence of this revenue will mitigate the impact on the property taxpayer.

Orleans County has been planning for much of this work for a few years now, yet the start was delayed to allow final arrangements to be made to transition the Villages of Orleans. The transfer of the nursing home relieves a great deal of financial pressure on the county allowing for investment into important infrastructure needs.

Marine Park - The Marine Park budget includes a fifty percent match for an anticipated New York State Parks grant to fund a project at the park for approximately \$320,000. The funding is for capital improvements to the marine park. Among the improvements are new decking, stairways and

play ground equipment.

Radio System - The 2014 budget included a portion of the debt service required to fund the radio system capital project. The 2015 spending plan assumes the full amount an increase of \$86,364.

#### Sales Tax

Sales tax has been an unpredictable revenue stream for quite some time. The 2013 budget was particularly difficult as the county missed our budgetary goal by over \$360,000. Revenue collections are up for 2014 and we are on track to hit and possibly exceed the budgeted amount. The 2015 spending plan calls for sales tax to remain flat.

#### Sponsored Partner Agencies

Orleans County EDA - the county continues to make economic development a priority by growing the county contribution to sustain the operations of the EDA by \$20,000.

Orleans County Soil and Water - Soil and Water continues to provide a superior return on investment at sixteen dollars returned for every one dollar invested. Orleans County will increase the county share by \$17,250. A portion of that increase will fund the purchase by the county of an excavator owned by soil and water over a six year period.

Cornell Cooperative Extension will see a small increase of \$5,850 to support their operations in 2015 as well.

#### PILOT

The county revenue received for payments in lieu of taxes will increase \$106,015 from \$359,685 to \$465,700 due to the efforts of the Orleans County EDA.

#### Public Health

Orleans and Genesee Counties continue our successful partnership in the area of Public Health service delivery. The program has resulted in improved services, reduced costs and a developing synergy between the two departments. The grant to pilot the project from the Robert Wood Johnson Foundation is coming to an end and both sides appear poised to continue the program on a more permanent basis. This program is a tremendous success both programmatically and financially. This program is a great example of inter-municipal cooperation between counties and is the first of its kind in New York State.

### Fiscal Summary Tax Cap / Tax Freeze

Earlier in 2014, New York State enacted the "property tax freeze". The new law provides rebates to taxpayers over two years in the amount of new levy that a local government or school district could have spent under based on the respective levy limit under the property tax cap law.

### Levy

The county's allowable increase in the tax levy is \$219,871. The recommended tax levy is \$16,209,165, a reduction of \$232,201 or 1.48% for 2015 putting Orleans County \$452,072 under the tax cap for 2015. The county will carry over the full amount of \$219,871 for the 2016 cap.

### Rate

The tax rate will be reduced 2.27% or \$0.22 per thousand of assessed value. A taxpayer with a property assessment of \$80,000 will see their bill reduced by \$17.60.

### Solid Waste Pick up

The fee for solid waste and recycling service will be \$192, an increase of \$2 over 2014. Impact on the Home owner

The impact of the recommended budget on the tax bill for a single family home assessed for \$80,000 is a decrease of \$17.60.

Finally, I would like to thank the county department heads and their staffs for their assistance and professionalism preparing this recommended budget. There is always willingness to what is necessary to meet fiscal goals while creatively maintaining high quality services. It is truly a pleasure to work with what may be the most talented and knowledgeable group that Orleans County has had.

We also have the good fortune of working with a legislative team that is willing to make hard decisions and think beyond just the next election. The board has provided steady thoughtful leadership rather than pursuing fiscal gimmicks and irrational policy decisions to achieve short term praise.

Chairman Callard thanked CAO Nesbitt and expressed that more may have questions once the tentative budget is reviewed. The public hearing is scheduled at the Courthouse at 7 p.m. on Monday, December 1st. After the public hearing, action will be taken on the budget. Chairman Callard



believed that this is one of the finest budgets that the Legislature has been prepared in several years. The CAO, the Treasurer, Administrative and Finance Committee, Legislators, Department Heads and the staff themselves have done their very best to deliver maximum service. This year, with a tax decrease, we are proud to begin a program to improve our infrastructure with bridge and culvert repairs. Chairman Callard stated that he is looking forward into moving into 2016.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through October, 2014. She indicated that we are in good shape and in comparison to the last October from the last four or five years, she should be just fine. In December the large retirement bill will be due.

Chairman Callard called for open discussion as it related to the resolutions. Allen Lofthouse, Kendall, inquired in Resolution No. 370-1114 if this is a continuation of what is already in existence. Legislator Johnson indicated that we are renewing what is already there.

Legislator Eick moved to add two resolutions to the agenda; second by Legislator Miller. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 369-1114**

#### **AUTHORIZING PAYMENT OF CLAIMS FOR NOVEMBER AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

Fund/Department	Check Number (s):	Amount:
General	10059-10357	\$635,836.31
Highway	455-468; 1009-1046	\$58,495.57
Nursing Home	1666-1672; 1674-1684; 1687-1688; 27442-27490	\$197,291.92
Job Development	1610-1623	\$26,335.47
Self Insurance	1071, 54418-54421; 54479	\$21,631.43

Fund/Department	Check Number (s):	Amount:
General	10370-10479	\$306,952.06
Highway	469-476; 1047-1052	\$1,002,166.39
Nursing Home	1691-1695; 27491-27524	\$986,310.85
Job Development	1626-1636; 1639	\$58,332.35
Self Insurance	54533; 54534	\$16,556.53

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 370-1114**

REQUESTING THE ENACTMENT OF A SPECIAL LAW AUTHORIZING AND EMPOWERING THE COUNTY OF ORLEANS TO EXTEND THE EXPIRATION OF THE IMPOSITION OF AN ADDITIONAL 1% SALES AND COMPENSATION USE TAX

WHEREAS, the enactment of a special law amending the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax is in the best interests of the County of Orleans; be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Orleans requests the enactment of a senate bill and an assembly bill, entitled "An Act to amend the tax law in relation to extending the expiration of the authorization to the County of Orleans to impose an additional 1% sales and compensating use tax"; said bills to extend the sales tax increase through November 30, 2017.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 371-1114**

**APPROVING APPOINTMENTS TO ORLEANS COUNTY  
YOUTH BOARD**

WHEREAS, the Orleans County Youth Board does recommend the appointment to said Orleans County Youth Board at this time; now be it

RESOLVED, that this Legislature approves the following appointment to serve as Youth Representative to the Orleans County Youth Board beginning November 1, 2014 through October 31, 2017:

Scott Green	11425 Harrison Rd., Medina NY 14103	Medina/Shelby/Ridgeway
Cassandra Mohney	7A White St., Holley NY 14470	Youth Rep
Emma Grathouse	4581 Holley Byron Rd Holley NY 14470	Youth Rep

Moved, Miller; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 372-1114**

**URGING GOVERNOR CUOMO AND THE STATE LEGISLATURE  
TO AMEND STATE INSURANCE LAW TO ALLOW SHARED  
MUNICIPAL HEALTH INSURANCE CONSORTIUMS**

WHEREAS, health insurance costs are among the fastest growing costs for local governments across the state; and

WHEREAS, to address this challenge, counties would like the option to create municipal health insurance consortiums to jointly self-fund their health plans at a significantly lower cost for taxpayers; and

WHEREAS, these plans would reduce costs and increase flexibility while ensuring quality coverage for counties, municipalities, and local government employees; and

WHEREAS, many towns would like to become part of a county's self-insured plan; and

WHEREAS, in order to lower health insurance costs for property taxpayers, these consortiums need to be allowed to purchase stop-loss insurance to cover the most serious and costly injuries and sicknesses; and

WHEREAS, Governor Andrew M. Cuomo is strongly encouraging local governments to pool resources, share services and consolidate operations to improve efficiency and reduce costs to taxpayers; and

WHEREAS, whenever two or more local governments want to join forces to provide employee health insurance, Article 47 of the Insurance Law is triggered requiring difficult reserves to be established; and

WHEREAS, the onerous regulations of Article 47 have allowed only one consortium to form since 1991; and

WHEREAS, current State Insurance Law §§ 4237-a and 3231 prohibits local governments with fewer than 50 employees (and 100 employees beginning in 2015) from purchasing stop-loss insurance policies; and

WHEREAS, these State laws represent significant barriers to local government efficiency, shared services and cost savings for property taxpayers; now, therefore be it

RESOLVED, that the Orleans County Legislature does hereby urge Governor Andrew M. Cuomo and the State Legislature to amend State Insurance Law to allow municipalities to join county self-insured programs with adequate and appropriate actuarial safeguards, without triggering Article 47, and also allow county self-insured plans to buy stop-loss coverage for all municipalities within their plan, even those under 50 employees (rising to 100 employees in 2016); and be it

FURTHER RESOLVED, that copies of this resolution be sent to the sixty-two counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Senator-Elect Robert Ort, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, NYSAC, InterCounty of Western New York, Orleans County Towns, Villages, and School Districts, and all others deemed necessary and proper.

Moved, Johnson; second, DeRoller.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 373-1114**

#### **APPROVING AGREEMENT WITH THE ORLEANS COUNTY FEDERATION OF SNOWMOBILE CLUBS**

RESOLVED, that this Legislature approves an agreement with the Orleans County Federation of Snowmobile Clubs, whereby the County will administer the snowmobile trail program, including the disbursement of funds to snowmobile organizations to create and maintain trails, the development of documents required of participants in the program by NYSOPRHP and the performance of other administrative duties consistent with the program, agreement effective for the calendar years of 2015-2017; and be it

FURTHER RESOLVED, that the Orleans County Federation of Snowmobile Clubs agree to hold the County harmless in this program; and be it

FURTHER RESOLVED, that the Chairman of the Orleans County Legislature is authorized to submit any necessary applications for funding and to enter into agreements with NYSOPRHP and the Orleans County Federation of Snowmobile Clubs to implement the snowmobile trail program in Orleans County.

Moved, DeFilipps; second, Johnson.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 374-1114**

**AUTHORIZING COMPUTERS TO BE ADDED TO THE DELL MASTER LEASE**

WHEREAS, this Legislature approved a Dell Master Lease # 810-6457612 by Resolution No. 72-212 between Orleans County and Dell Financial Services, PO Box 6547, Carol Stream, IL 60197-6547; now be it

RESOLVED, that the Orleans County Legislature authorizes two (2) computers to be added to the Dell Master Lease as # 810-6457612-006 for the Chief Administrative Officer and the Clerk of the Legislature effective November 18, 2014; and be it

FURTHER RESOLVED, that the Chairman authorized to sign the lease agreement with Dell Financial Services subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 375-1114**

**APPOINTING DIRECTOR OF COMPUTER SERVICES**

WHEREAS, Resolution 219-614 authorized the appointment of an interim Director of Computer Services effective June 9, 2014; and

WHEREAS, the technical needs of Orleans County are critical to the effective and efficient operations of all of the Departments within Orleans County; now be it

RESOLVED, that this Legislature appoints Edwin L. Moss of Medina, NY as Director of Computer Services at Grade 10 Step 1 of the Management Compensation Schedule at 40 hours per week effective November 13, 2014; and be it

FURTHER RESOLVED, that the salary will be \$68,176.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 376-1114**

**APPROVING AGREEMENT BETWEEN PROBATION AND NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLVED, that this Legislature approves the following agreement with the Orleans County Probation Department and New York State Division of Criminal Justice Services, Alfred E. Smith Office Bldg., Albany, NY 12210 to provide monies from the Governor's Traffic Safety Council to implement and supervise Leandra's Law Ignition Interlock cases, which is a state mandated program, effective October 1, 2014 through September 30, 2015 in the amount of \$7,560.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 377-1114**

**SETTING DATE OF PUBLIC HEARING FOR COUNTY BUDGET FOR THE YEAR 2015**

RESOLVED, that the public hearing for the Tentative County Budget for 2015 be held on Monday, December 1, 2014 at 7:00 p.m. at the Orleans County Courthouse, Albion, New York; and be it

FURTHER RESOLVED, that the notice for said public hearing be published in the officially designated County newspaper.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 378-1114**

**SETTING DATE OF SPECIAL MEETING TO ADOPT THE 2015 ORLEANS COUNTY BUDGET AND VARIOUS RESOLUTIONS RELATED TO THE PREPARATION OF THE 2015 TOWN AND COUNTY TAX BILLS**

RESOLVED, that this Legislature will call a special meeting on Monday, December 1, 2014 immediately following the budget hearing at the Orleans County Legislative Chambers to adopt the 2015 Orleans County Budget and have various other resolutions presented for adoption that pertain to the preparation of the 2015 Town and County tax levy.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 379-1114**

#### **AUTHORIZING ABOLISHING AND FILLING POSITIONS IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS the Emergency Preparedness Coordinator retired June 27, 2014 and as a result, the Health Department entered into a shared services agreement for Emergency Preparedness Coordination; now be it

RESOLVED, that this Legislature does hereby authorize the abolishing of a full-time Emergency Preparedness Coordinator in the Public Health Department at Grade 19 of the CSEA Salary Schedule effective November 12, 2014; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the filling of a vacant Senior Account Clerk Typist position (4010.14) at Grade 10 of the CSEA Salary Schedule effective immediately.

Moved, DeFilipps; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Legislator DeRoller moved to set up money in the Sheriff's Budget due to insurance recovery from a totaled patrol vehicle; seconded by Legislator Johnson. CAO Nesbitt advised that money recovered will pay off one of the leases on a current patrol vehicle so it will free money up for next year's fleet upgrades. The following resolution was adopted:



**RESOLUTION NO. 380-1114**

**AUTHORIZING SETTING UP NEW MONEY IN SHERIFF'S BUDGET**

RESOLVED, that the County Treasurer is authorized to set up new money in the Sheriff's budget due to an insurance recovery on a totaled 2011 Ford Crown Victoria patrol car Vin #7394, as follows:

Revenue:

A2680	Insurance Recovery	\$26,538
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Appropriation:

A3110.270	Capital Equipment	\$26,538
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Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 381-1114**

**APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF ALBION FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE**

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Albion for the county fiscal year of 2014; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$50,000 per year to the Village of Albion with such payments to the municipality in an amount commensurate with the participation for 2014.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

## **RESOLUTION NO. 382-1114**

### **APPROVING RENEWAL AGREEMENT BETWEEN ORLEANS COUNTY AND MODERN DISPOSAL SERVICES FOR SOLID WASTE AND RECYCLING**

WHEREAS, Resolution No. 295-810 awarded the bid to Modern Disposal Services for solid waste and recycling services in Orleans County; be it

RESOLVED, that this Legislature renews the solid waste and recycling services agreement with Modern Disposal Services, Inc, 4746 Model City Road, Model City, NY 14107-0209 effective January 1, 2015 through December 31, 2016 with County option to renew for one additional two year period.

Moved, DeFilipps; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

## **RESOLUTION NO. 383-1114**

### **APPROVING AGREEMENTS BETWEEN HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature does hereby approve the following agreements between the Health Department and the following agencies:

WNY Speech-Language Pathology-OT and PT Consultants; dba Clinical Associates of the Finger Lakes, 590 Fishers Stations Drive Suite 130; Victor, NY 14564, to provide 3-5 Related Services to the eligible children of Orleans County. Contract period January 1, 2015 through December 31, 2017. Reimbursement from New York State Department of Health, Medicare, and some third party insurances.

Anthony Fernando, 178 Sausalito Drive, East Amherst, NY 14051 to provide Pharmacist services; oversight, and assistance for the Immunization Clinics and Tuberculosis program held at the Orleans County Health Department and various locations. Contract amount

\$65.00 per hour. Contract period November 1, 2014 through December 31, 2016. Reimbursement from State Aid.

Moved, DeFilippis; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 384-1114**

**APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS  
AND CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS**

WHEREAS, Verizon Wireless requires an agreement with Apple for iPhones; now be it

RESOLVED, that this Legislature approves a master price agreement (contract #1907) between Orleans County and Cellco Partnership, d/b/a Verizon Wireless, 8350 East Crescent Pkwy, Greenwood Village, CO 80111 under a Western States Contracting Alliance cooperative contract effective April 10, 2012 through April 10, 2016 which covers wireless services of iPhones for use by state agencies authorized under individual states statutes to utilize state/entity contracts.

Moved, Johnson; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 385-1114**

**APPROVING AGREEMENTS BETWEEN THE MENTAL HEALTH  
DEPARTMENT AND VARIOUS AGENCIES.**

RESOLVED, that this Legislature approves the following agreements between Mental Health and various agencies:

Living Opportunities of DePaul, 2240 Old Union Road, Cheektowaga, NY 14227 providing four furnished apartments for the purpose of providing short-term crisis transitional housing; apartments will be made available for adult individuals who in addition to having mental illness are in need of immediate and safe housing, at a cost of \$36,420. Funding is provided by New York State Office of Mental Health from reinvestment of funding

from the realignment of the State psychiatric facility network. County cost \$0.

BRX Enterprise Paint and Wallpaper Service, P O Box 498, Medina, NY 14103 to paint the interior of the Mental Health building at a cost not to exceed \$6,524, with all materials and labor included which will be paid from Federal Salary Sharing Money; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute these agreements subject to the review and approval of the County Attorney and Chief Administrative Officer

Moved, DeFilipps; second, DeRoller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

#### **RESOLUTION NO. 386-1114**

APPROVING AGREEMENT BETWEEN ORLEANS COUNTY PUBLIC DEFENDER AND NYS OFFICE OF INDIGENT LEGAL SERVICES

RESOLVED, that this Legislature approves the agreement between the Orleans County Public Defender and NYS Office of Indigent Legal Services, State Capitol Rm. 128, Albany, NY 12224 to provide funds in the amount of \$78,219 to assist the County in improving the quality of indigent legal services in providing for a Third Assistant Public Defender in Orleans County; effective June 1, 2013 through May 31, 2016.

Moved, DeRoller; second, Johnson.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

#### **RESOLUTION NO. 387-1114**

APPROVING AGREEMENT WITH THE DEPARTMENT OF SOCIAL SERVICES AND KID PEACE NATIONAL CENTER FOR KIDS IN CRISIS

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and Kids Peace National Center for Kids in Crisis,

Schnecksville, PA for the provision of therapeutic foster care services; to be effective July 1, 2014 through June 30, 2015 at rates established by the New York State Office of Children and Family Services. Reimbursement will vary by child's eligibility for State and Federal funding.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 388-1114**

#### **AUTHORIZING EXTENSION OF ESTABLISHED COUNTY INDIGENT BURIAL RATES**

WHEREAS, the Department of Social Services, pursuant to Section 141 of the Social Services Law, is required to pay for the burial of certain indigent persons (including indigent veterans); and

WHEREAS, Resolution No. 419-1213 established specified rates that will be paid to funeral homes and cemeteries for such services; now, therefore be it

RESOLVED, that this Legislature does hereby authorize the extension of the established indigent burial rates as adopted by Resolution No. 419-1213 until new rates are established by action of this board.

Moved, Miller; second, Eick.

Adopted. 6 ayes; 0 nays; 1 absent, Allport.

### **RESOLUTION NO. 389-1114** (Rescinded by Resolution No. 436-1214)

#### **AUTHORIZING EXTENSION OF ESTABLISHED DAY CARE RATES IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services receives New York State Child Care Block Grant dollars for the sole purpose of providing day care subsidies to eligible low income parents; and

WHEREAS, the New York State Office of Children and Family Services establishes the maximum market rate payment ceiling for day care rates; and

WHEREAS, Resolution No. 420-1213 established contract day care rates paid by the Orleans County Department of Social Services on behalf of eligible clients; now be it

RESOLVED, that this Legislature does hereby authorize the extension of the established day care rates as adopted in Resolution No. 420-1213 until new rates are established by action of this board.

Moved, Miller; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 390-1114**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN OFFICE FOR THE AGING**

RESOLVED, that this Legislature authorizes the abolishing of the part-time Assistant Director position in the Office for the Aging effective November 21, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a full-time Assistant Director at grade 5 of the Management Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position, effective November 24, 2014.

Moved, Miller; second, Eick.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

**RESOLUTION NO. 391-1114**

**AUTHORIZING THE TREASURER TO TRANSFER FUNDS INTO THE BUILDINGS AND GROUNDS BUDGET**

RESOLVED, that the County Treasurer is authorized to transfer funds into the Buildings and Grounds budget to finish year end projects as follows:

FROM:		
A1990.435	Contingency	\$25,400
TO:		
A1620.403	Building Maintenance Projects	\$25,400

Moved, Eick; second, Miller.  
Adopted. 6 ayes; 0 nays; 1 absent, Allport.

Chairman Callard called for open discussion since there was no offering of old business. Allen Lofthouse, Kendall, inquired if they still are processing onions in the old Remley Building. James Whipple, IDA, indicated that it has been a year since they were there. Mr. Whipple indicated that the PILOT was removed once they left the premises.

Legislator Eick moved to enter into executive session at 5:05 p.m. per Open Meetings Law §105 (f) to discuss a personnel matter; second by Legislator Miller. Motion Carried.

Legislator Johnson moved to exit out of executive session and reconvene the regular meeting at 5:38 p.m.; second by Legislator DeRoller. Motion Carried.

With there being no further discussion or business conducted, Legislator Eick moved to adjourn; second by Legislator DeFilippis. Meeting adjourned at 5:39 p.m.

**SPECIAL LEGISLATURE MEETING**  
December 1, 2014

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Chairman Callard called the meeting to order at 7:49 PM. The Clerk called the roll. All Legislators were present. Chairman Callard called for the following resolutions to be presented for adoption:

Legislator Johnson moved to adopt the 2015 Tentative Budget as the 2015 Orleans County Budget with the various changes to Revenue and Expenses. She commended Chief Administrative Officer Nesbitt for the presentation he made this evening during the Budget Hearing. Legislator DeRoller seconded the motion. The following resolution was adopted unanimously by the Orleans County Legislature:

**RESOLUTION NO. 392-1214**

**ADOPTING THE 2015 ORLEANS COUNTY BUDGET**

WHEREAS, the 2015 tentative budget for Orleans County was presented to the general public at a public hearing held at 7:00 p.m. on December 1, 2014; and

WHEREAS, this Legislature has reviewed and discussed said tentative budget; now, be it

RESOLVED, that this Legislature does hereby adopt the 2015 tentative budget, as the Orleans County budget for 2015, with a tax levy of \$16,209,165.00 with the following changes:

Revenue		
001.0001.2070.0000	Contribution Private Agency for Youth	\$ (1,109.00)
001.0001.3610.6010	Social Services Administration - State	(22,677.00)
001.0001.3619.0000	Childcare	5,452.00
001.0001.4610.6010	Social Services Administration – Federal	717.00
001.0001.4611.0000	Food Stamp Program Administration	(15,368.00)
001.0001.2116.0000	Planning and Tourism Services	10,000.00
Expenses		
001.1020.0460.0000	Education and Training	\$ 2,500.00
001.1433.0460.0000	Education and Training	1,436.00
001.3189.0100.0000	Personal Services	100,000.00
001.3189.0418.0000	Other Contractual	(125,000.00)
001.3189.0820.0000	Medicare	1,450.00
001.3189.0830.0000	Social Security	6,200.00
001.3189.0840.0000	Workers Compensation	1,420.00
001.3189.0850.0000	Unemployment	320.00



001.3189.0860.0000	Health Insurance	30,802.00
001.3189.0880.0000	Disability	380.00
001.3640.0418.0000	Other Contractual	40,000.00
001.6010.0100.0000	Personal Services	(88,102.00)
001.6010.0810.0000	State Retirement	(15,857.00)
001.6010.0820.0000	Medicare	(1,278.00)
001.6010.0830.0000	Social Security	(5,461.00)
001.6010.0840.0000	Workers Compensation	(1,755.00)
001.6010.0850.0000	Unemployment	(400.00)
001.6010.0860.0000	Health Insurance	865.00
001.6010.0880.0000	Disability	(505.00)
001.6123.0467.0000	Programs	20,000.00
001.6410.0418.0000	Other Contractual	10,000.00

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes, Allport, Callard, DeFilipps, DeRoller, Eick, Johnson, and Miller; 0 nays; 0 absent.

### **RESOLUTION NO. 393-1214**

#### **APPROVING APPORTIONMENT OF THE 2015 GENERAL COUNTY BUDGET**

RESOLVED, that the apportionment of the General County Budget for 2015, as prepared by the Director of Real Property Tax Services, be, and hereby is, in all respects approved by this Legislature.

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 394-1214**

#### **AUTHORIZING TOWN LEVIES**

WHEREAS, there has been presented to this Legislature a duly certified copy of the annual budget of each of the several towns in the County of Orleans for fiscal year beginning January 1, 2015; be it

RESOLVED, that there shall be assessed and levied upon and collected from the taxable real property situated in the following named towns outside of any incorporated village, wholly set partially located therein, the amounts indicated below, for the Highway - Townwide; Highway - Outside and Part-Town Outside purposes, as specified in the budgets of the respective towns:

TOWNS	HIGHWAY OUTSIDE	HIGHWAY TOWNWIDE	TOWN OUTSIDE
Albion	122,367	180,379.00	0
Barre		617,803	
Carlton		660,796	
Clarendon		400,522	
Gaines	74,320	187,312	29,750
Kendall		411,376	
Murray	190,913	205,509	32,717
Ridgeway	190,081	365,460	51,838
Shelby	274,174	204,997	21,320
Yates	220,000	106,500	14,825

and be it

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable, therefore, with the respective Fire Protection and Improvement Districts in the following towns, as indicated, the amounts for the purpose of such districts as follows:

TOWN	DISTRICT	AMOUNT
Albion	Fire Protection	113,189.00
	Water District 1	18,000.00
	Water District 3	74,000.00
	Water District 4	28,569.00
	Water District 5	60,386.00
	Water District 6	22,370.00
	Water District 7	9,360.00
	Water District 8	15,300.00
	Water District 9	10,663.00
	Sewer District 1	50,765.00
Barre	Fire District	173,500.00
	Water District 1	23,153.00
	Water District 2	12,475.00
	Water District 3	10,890.00
	Water District 4	15,532.00
	Water District 5	36,444.00

Carlton	Fire Protection	152,807.00
	Light District I	7,500.00
	Light District II	10,200.00
	Water	340,125.00
Clarendon	Fire Protection	167,695.00
	Water District 2	40,903.00
	Water District 3	69,365.00
	Water District 4	53,356.00
	Water District 5	17,716.00
	Water District 6	29,500.00
	Water District 7	42,850.97
	Water District 8	9,446.00
	Water District 9	7,649.00
	Water District 10	60,139.08
	Water District 11	20,711.40
Gaines	Fire Protection	38,000.00
	Water District 2	8,465.00
	Water District 3	7,003.00
	Water District 5	2,856.00
	Water District 6	7,510.00
	Water District 7	6,359.00
	Water District 8	9,100.00
	Water District 9	9,414.00
	Water District 10	9,453.00
Kendall	Fire District 1 (Kendall)	163,900.00
	Fire District 2 (Morton)	68,842.00
	Light District 1	5,700.00
	Light District 2	3,385.00
	Light District 3	1,975.00
	Water District 1	3,983.00
	Water District 2	15,429.00
	Water District 3	21,577.00
	Water District 4	73,062.00
	Water District 5	17,824.00
Water District 6	13,641.00	
Murray	Fire Protection District 1	192,964.00

	Fire District 2 (FHM)	106,100.00
	Light District 1 (Fancher)	2,400.00
	Light District 2 (Hulberton)	3,400.00
	Light District 3 (Brockville)	1,000.00
	Water District 1	5,000.00
	Water District 2	31,000.00
	Water District 3	22,582.00
	Water District 4	6,000.00
	Water District 5	4,300.00
	Water District 6	12,000.00
	Water District 7	19,500.00
	Water District 8	16,440.00
	Water District 9	6,500.00
	Water District 10	7,000.00
	Water District 11	103,054.00
	Water District 12	12,000.00
	Water District 13	19,201.00
	Water District 14 (Gaines)	3,900.00
	Water District 15	59,000.00
Ridgeway	Fire Protection	168,496.00
	Light	3,244.00
	Water Improvement 31-E	9,600.00
	Water improvement 269	8,455.00
	Water District 2	20,125.00
	Water District 3	32,272.38
	Water District 4	72,067.25
	Water District 5	26,432.50
	Water District 6	13,915.62
	Water District 7	6,751.00
	Water District 8	9,145.00
	Water District 9	5,157.50
	Water District 10	11,972.50
	Water District 11	2,083.76
	Knowlesville Sewer District	28,500.00
Shelby	Fire Protection District (Shelby & East Shelby)	240,568.00
	Light District 1 (Shelby)	2,550.00
	Light District 2 (Millville)	1,300.00

Yates	Fire Protection	70,700.00
	Water District 4	177,490.00

and be it

FURTHER RESOLVED, that the amount to be raised by tax for all other purposes, as specified in the said several annual budgets as presented to this Legislature, and which are now on file in the Office of the Clerk of the Legislature, shall be, and hereby are assessed, levied upon and collected from all the taxable property in the towns enumerated below, except as otherwise provided by law:

TOWN	REASSESSED WATER BILLS	REASSESSED SEWER BILLS	PROPERTY MAINTENANCE	GENERAL FUND
Albion	1,070.14			396,805
Barre				271,929
Carlton	6,524.01		3,880.00	232,414
Clarendon	5,164.81		245.00	373,710
Gaines	1,063.63			279,500
Kendall				261,988
Murray	487.90			287,457
Ridgeway	13,443.73			328,219
Shelby	19,075.03			426,735
Yates	2,300.07			262,690

and be it

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown by this resolution for distribution to them in the manner provided by law.

Moved, Johnson; second, DeRoller.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 395-1214**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID  
RECYCLING-SOLID WASTE PROGRAM FEES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to add the following 2014 Unpaid Solid Waste/Recycling Fees to the 2015 tax rolls of the several towns in Orleans County:

TOWN		AMOUNT
Albion	Inside	16,744.42
	Outside	6,523.80
Barre		6,741.26
Carlton		15,548.35
Clarendon		7,611.10
Gaines	Inside	217.46
	Outside	6,958.72
Kendall		6,523.80
Murray	Inside	5,436.50
	Outside	11,307.92
Ridgeway	Inside	14,787.28
	Outside	12,830.12
Shelby	Inside	10,655.54
	Outside	10,220.61
Yates	Inside	3,914.28
	Outside	11,199.17
Total		147,220.33

Moved, Johnson; second, DeRoller.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 396-1214**

**AUTHORIZING COUNTY TREASURER TO RELEVY UNPAID SCHOOL TAXES**

RESOLVED, that pursuant to a request from the County Treasurer, she be, and hereby is authorized to relevy the unpaid school taxes, adding a 7% penalty; said taxes to be added to the 2015 tax rolls of the respective towns as of November 1, 2014:

TOWN		AMOUNT
Albion	Inside	\$125,166.44

	Outside	78,070.44
Barre		80,580.74
Carlton		271,601.66
Clarendon		169,546.20
Gaines	Inside	10,610.51
	Outside	88,464.87
Kendall		129,681.57
Murray	Inside	170,252.80
	Outside	199,237.15
Ridgeway	Inside	136,379.20
	Outside	158,093.20
Shelby	Inside	115,469.58
	Outside	175,227.46
Yates	Inside	27,619.23
	Outside	135,776.90
Total		\$2,071,777.95

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 397-1214**

**AUTHORIZING COUNTY TREASURER TO RELEVY CERTAIN UNPAID VILLAGE TAXES**

RESOLVED, that the Orleans County Treasurer is authorized to relevy certain unpaid village taxes to the 2015 tax bills, adding a 5% penalty, as follows:

VILLAGE	TOWNS:	AMOUNT
Village of Albion	Town of Albion	150,903.13
	Town of Gaines	16,354.82
Village of Holley		119,901.90
Village of Lyndonville		22,008.15
Village of Medina	Town of Ridgeway	117,356.67
	Town of Shelby	99,469.59
TOTAL		525,994.26

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 398-1214**

**AUTHORIZING COUNTY TREASURER TO CHARGE BACK ERRONEOUS TAXES TO RESPECTIVE COUNTY, TOWN, AND SCHOOL DISTRICTS**

RESOLVED, that pursuant to the request of the County Treasurer by letter dated November 25, 2014, she be, and hereby is, authorized to charge back the following erroneous taxes to the respective towns and schools within the County, as follows:

TOWN	TAX MAP #	TAX YEAR	TO COUNTY	TO TOWN	TO SCHOOL	SOLID WASTE	TO VILLAGE	Court Order Total	TOTAL
<b>ALBION</b>									
Holly Hofstra	85-2-30.1	2013,14	97.18	934.33					1,031.51
Penny Ezell	85-2-30.2	2013,14	97.18	934.33					1,031.51
<b>CARLTON</b>									
Linda Curtis	5.49-7-45.1	2014		409.80					409.80
Lynn Hill	7.10-1-79	2014		70.00					70.00
David Schull	17.-1-25.1	2014	41.26	27.83					69.09
Slavena Ruseva	19.-1-75	2012		(91.99)					(91.99)
Isaac Zimmerman	27.-1-18.113	2014				211.73			211.73
Joseph & Kimberly Lamica	30.2-1-5	2014		526.65					526.65
<b>CLARENDON</b>									
Brian & Brenda Baxler	108.-2-72.111	2014	170.83	463.17					634.00
<b>MURRAY</b>									
44 Various Parcels		2014		11,983.76					11,983.76
6 Various Parcels		2014		1,285.07					1,285.07
<b>RIDGEWAY</b>									
Daniel VandeGeNachte	80.10-1-21.1	2003-2013	13,916.33	1,180.41	12,210.47	1,737.40	27,413.10		56,457.71
<b>SHELBY</b>									
Medina Apt. Partnership	80.10-2-2.21	2014	858.63	290.70					1,149.33
<b>YATES</b>									



Gary & Nancy Thering	24.-1-58	2014		145.00					145.00
TOTALS			15,181.41	18,159.06	12,210.47	1,949.13	27,413.10		74,913.17

Grand Total = \$ 74,913.17

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 399-1214**

**AUTHORIZING LEVYING CHARGE BACKS**

WHEREAS, the County Treasurer has reported to this Legislature that she has charged the several towns of Orleans County for erroneous and refunded taxes; be it

RESOLVED, that this Legislature authorizes the following amounts to be levied against the respective towns:

TOWN	OUTSIDE	INSIDE
Albion	1,868.66	
Barre		
Carlton	942.29	
Clarendon	463.17	
Gaines		
Kendall		
Murray	13,268.83	
Ridgeway		1,180.41
Shelby		290.70
Yates	145.00	

Total amount charged to Towns: \$ 18,159.06

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 400-1214**

**APPROVING CHARGE BACKS TO TOWNS FOR DATA MANAGEMENT SERVICES, USER FEES, TAX BILLS, AND RATE AND MAP FILES**



FURTHER RESOLVED, that an Administrative Fee of \$2.00 shall be added to each unit of service, and a \$1.00 fee to each half unit of service.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 402-1214**

#### **APPROVING ABSTRACT OF 2015 SOLID WASTE/RECYCLING PROGRAM FEES**

RESOLVED, that the Abstract of 2015 Recycling - Solid Waste Program Fees, as prepared by the Clerk, be, and hereby is, approved by this Legislature.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 403-1214**

#### **APPROVING ABSTRACTS OF TAX ROLLS**

RESOLVED, that the Abstract of Taxes, as prepared by the Clerk, they being Abstract of Tax Rolls (1) Assessments, Tax Rates and Levies; (2) Amount and Purpose of Taxes for Town Expenditure; (3) Amount and Purpose of Taxes for County Expenditure and all other matters therein contained, be and hereby are, adopted by this Legislature and that the several items of taxes and levies set forth be levied upon respective tax districts of the county and be fixed as the tax rates for the extension of taxes in such districts.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 404-1214**

#### **APPROVING COMPLETED TAX ROLLS AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS**

WHEREAS, upon the tax rolls of the several Towns the several taxes have been duly extended as provided by law; it is

RESOLVED, that the tax rolls be approved as so completed, and that the taxes so extended against each parcel of property upon the said rolls are hereby determined to be the taxes due thereon as set forth therein; and it is

FURTHER RESOLVED, that there be annexed to each of said rolls, a tax warrant under seal of the Legislative Body in the form prepared by the Clerk as provided by Section 904 of the Real Property Tax Law; that such warrants shall be in the respective amounts heretofore authorized to be levied upon each of said rolls; and that said rolls with said warrants annexed are to be forthwith delivered to the respective collectors of the several tax districts of the County.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 405-1214**

**DESIGNATING THE DEMOCRAT AND CHRONICLE AS A LEGAL NEWSPAPER FOR THE PURPOSE OF IN REM FORECLOSURE PROCEEDINGS**

WHEREAS, the County Treasurer had previously designated the Daily News and the Journal-Register for public notice of in rem foreclosure pursuant to RPTL section 1124; and

WHEREAS, Legislature Resolution No. 4-114 which designated the Journal-Register, one of the official newspapers of the County, has subsequently ceased publication; and

WHEREAS, the County Treasurer wishes to designate the Rochester Democrat and Chronicle for public notice of the In Rem Foreclosure Proceedings for two years, commencing with publication of the notice of foreclosure of the In Rem Proceeding being filed in December, 2014; now be it

RESOLVED, this Legislature hereby approves the designation by the County Treasurer of the Democrat and Chronicle as one of at least two newspapers for public notice of the In Rem Foreclosure proceeding for a period of two years, commencing with publication of the notice of foreclosure of the In Rem Proceeding being filed in December, 2014.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

With there being no further business Chairman Callard called for adjournment. Legislator Allport moved to adjourn at 7:59 p.m.; seconded by Legislator DeFilipps. Motion Carried. Chairman Called shared his appreciation to the Department Heads and staff for providing wonderful services to the citizens of Orleans County.

## LEGISLATURE MEETING

December 10, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present.

The Clerk presented the following communications: Susan Heard, Orleans County Treasurer, has forwarded Real Property Tax Refund, in the amount of \$1,149.33 in the Town of Shelby, which has been reviewed and authorized by her office. The Town of Albion sent a resolution supporting Orleans County Resolution No. 372-1114 – Urging Governor Cuomo and the State Legislature to Amend State Insurance Law to Allow Shared Municipal Health Insurance Consortiums.

The Treasurer distributed an Analysis of Monthly Cash Receipts and Disbursements through November 2014. She reported that the cash balance shows a \$920,000 loan for the bridges and that a check was mailed to the New York State Retirement System in the amount of \$3.6 million.

Legislator DeFilipps presented a special recognition certificate to Wayne Hale Jr. who will be officially retiring on December 12<sup>th</sup> as our Director of Planning and Tourism and Marine Park Manager after 31 years of service to Orleans County. He was recognized by applause and a standing ovation in the Legislative Chambers.

Legislator Johnson wanted to bring to the public's attention that on November 19<sup>th</sup>, through the heart of Erie County, called "Storm Knife" occurred, losing fourteen people during this snow storm. Orleans County was requested to send mutual aid to Erie County and our volunteers again stood ready and were available when called. They supported Erie County in every way they could and we thank them for that, stated Legislator Johnson. She thanked Dale Banker, Orleans County Emergency Management Director, who coordinated this mutual aid effort and to the Albion, Barre, Carlton, Clarendon, East Shelby, Fancher-Hulberton-Murray (FHM), Holley, Kendall, Lyndonville, Ridgeway, and Shelby Fire Departments who sent members. They stood ready with eager volunteers who aided our sister County. EMO Director Banker named Chief Bob Frieda, Clarendon; Chief Rocky Sidari, Albion; Chief Jason Watts, Shelby; Captain Joe Molarino, FHM; who were present today. EMO

Director Banker shared that twenty-nine counties participated starting late on November 18<sup>th</sup> continuing through November 25<sup>th</sup>. He reported that roughly 60 members came in and out of the area, with some working 72 hour shifts and others giving five or six days, totaling an estimated 3,000 volunteer hours to help out our Erie County neighbors. They were applauded for their efforts.

Chairman Callard called for open discussion as it related to the resolutions and there were no comments from the public. Legislator Eick moved to add three resolutions to the agenda; second by Legislator Allport. Motion carried. The following resolutions were presented for adoption:

**RESOLUTION NO. 406-1214**

**AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	10491-10655	\$268,789.80
Highway	477-482; 1053-1079	\$100,957.31
Nursing Home	1699-1706; 27525-27567	\$209,324.57
Job Development	1640-1647; 1650-1652	\$13,423.11
Self Insurance	1072-1075; 54580-54583	\$18,732.06

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 407-1214**

APPOINTING COMMISSIONER OF ELECTIONS

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2014; and

WHEREAS, a recommendation has been received from the Orleans County Republican Committee recommending that Dennis Piedimonte be reappointed as Commissioner of Elections effective January 1, 2015; therefore, be it

RESOLVED, that this Legislature appoints Dennis Piedimonte as the Commissioner of Elections for the term of January 1, 2015 through December 31, 2016 at the rate of pay authorized in Resolution No. 257-714, the adopted 2015-2016 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2015 – December 31, 2015	\$ 18,490
January 1, 2016 – December 31, 2016	18,860

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 408-1214**

APPOINTING COMMISSIONER OF ELECTIONS

WHEREAS, the current term for the Commissioner of Elections expires December 31, 2014; and

WHEREAS, a recommendation has been received from the Orleans County Democrat Committee recommending that Janice Grabowski be reappointed as Commissioner of Elections effective January 1, 2015; therefore, be it

RESOLVED, that this Legislature appoints Janice Grabowski as the Commissioner of Elections for the term of January 1, 2015 through December 31, 2016 at the rate of pay authorized in Resolution No. 257-



714, the adopted 2015-2016 Management Compensation Plan, at an annualized salary as set forth below:

January 1, 2015 – December 31, 2015	\$ 18,490
January 1, 2016 – December 31, 2016	18,860

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 409-1214**

URGING NEW YORK STATE TO FULLY FUND ALL COSTS RELATED TO RAISING THE AGE OF CRIMINAL RESPONSIBILITY TO 18 YEARS IN ORDER TO AVOID AN UNFUNDED MANDATE ON COUNTIES AND NEW YORK CITY

WHEREAS, Governor Cuomo appointed a Commission on Youth, Public Safety, and Justice to develop a plan to raise the age of criminal responsibility in NYS and make other recommendations by the end of this calendar year as to how the state's juvenile and criminal justice systems can improve outcomes for youth and promote community safety as part of the enacted state budget for 2014-15; and

WHEREAS, according to the Department of Criminal Justice Services data, the number of arrests among 16 and 17 year olds statewide from January to December 2013 was 33,347; and

WHEREAS, services based on the child welfare system are much more costly than the adult criminal justice system and changing the age of criminal responsibility will produce the need for job-training skills, high school equivalency education, transportation, drug and alcohol treatment, counseling, case management, and other interventions resulting in higher expenses; and

WHEREAS, the State currently caps funding for foster care and detention, and limits funding for other areas of child welfare funding and probation, leading to a huge unfunded mandate on counties if the State does not invest funds in meeting this new mandate; now, therefore be it

RESOLVED, that despite the merit of the policy change, the Orleans County Legislature calls on the State of New York to fully cover the cost of changing the age of criminal responsibility to avoid the imposition of a new unfunded mandate on counties; and be it

FURTHER RESOLVED, that fiscal caps must be removed for foster care and youth detention as part of this criminal age of responsibility reform and state funding must be provided to build capacity including for infrastructure and services under child welfare and probation services; and be it

FURTHER RESOLVED, State planning for community safety is needed as well as assessments to determine whether children are a risk to public safety and to identify mental health and drug and alcohol issues and strategies to minimize absences without leave; and be it

FURTHER RESOLVED, there will need to be flexibility in recognition of the differences between small and large counties and rural versus urban areas, such that, a staggered roll-out may be appropriate in some counties while a full implementation may be needed in other counties; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the sixty-two counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Senate Elect Robert Ort, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, NYSAC, InterCounty of Western New York, and all others deemed necessary and proper.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 410-1214**

**APPOINTING MEMBERS TO SOIL AND WATER CONSERVATION  
DISTRICT BOARD**

RESOLVED, that this Legislature approves the following appointment to the Soil and Water Conservation District Board:

<u>Name</u>	<u>Representation</u>	<u>Term</u>
E. John DeFilipps	Legislature	1/1/2015-12/31/2015
William Eick	Legislature	1/1/2015-12/31/2015
James Neal	Farm Bureau	1/1/2015-12/31/2017
John Kast	Farmer	1/1/2015-12/31/2016

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 411-1214**

**AUTHORIZATION TO CONTINUE PARTICIPATION AND ACCEPT GRANT FROM NYS DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES WITH THE ORLEANS COUNTY SHERIFF OFFICE**

WHEREAS, new funding opportunities have become available in the amount of \$95,468 to continue participation in the State Homeland Security Operation Stonegarden Grant program for FY2014; now be it

RESOLVED, that this Legislature authorizes the Chairman to electronically sign e-grant SG14-1002-D00; contract #C838749 in the amount of \$95,468 for the Sheriff's Office to use towards enhancement and coordination with other law enforcement agencies for our border effective September 1, 2014 through August 31, 2015.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 412-1214**

**AUTHORIZING PURCHASE FROM OPERATION STONEGARDEN FY14 GRANT**

WHEREAS, Resolution No. 306-814 authorized the Sheriff to purchase a Marine Vessel from SAFE Boats International; now be it

RESOLVED, that this Legislature authorizes the Sheriff to purchase a FLIR (Forward Looking Infrared) Thermal Imaging Camera to be purchased from SAFE Boats International, 8800, SW Barney White Road, Bremerton WA 98312, at a cost of \$14,826.36, (PO #55481) to be paid from Operation Stonegarden 2014 funds; this purchase is in conjunction with SAFE Boats International (PO #55030).

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 413-1214**

APPROVING MEMORANDUM OF AGREEMENT FOR GRANT DISBURSEMENT UNDER OPERATION IMPACT TOOLS INITIATIVE

WHEREAS, Resolution No. 196-514 authorized the Sheriff's Office to participate and accept the IMPACT Tools FY13/14 grant in the amount of \$23,900 to increase enforcement patrols and information gathering concerning burglaries with the assistance from other law enforcement agencies; now be it

RESOLVED, that this Legislature approves a Memorandum of Agreement between the Sheriff's Office, the Village of Albion Police Department and the Major Felony Crime Task Force as set forth in the grant to assist in the fulfillment of this operation; and be it

FURTHER RESOLVED, that the Orleans County Treasurer shall deposit these grant funds and disperse funds to these law enforcement agencies as set forth in this Memorandum of Agreement.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 414-1214**

APPROVING AGREEMENT BETWEEN SHERIFF'S OFFICE AND LANGUAGE LINE SERVICES

RESOLVED, that this Legislature approves an agreement between the Sheriff's Office and Language Line Services, 1 Lower Ragsdale Dr., Bldg 2, Monterey, CA 93940 for telephone interpretation services under New York State Contract No. PS65923 with contract term effective October 25, 2012 through October 24, 2017 usage is billed in one-minute increments for interpretation services and per word/hour rates for document translation services as outlined in attachment A.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps moved to approve agreement with Mike Waterhouse for our Sportsfishing Coordinator in our Planning and Development Department; second by Legislator Allport. Legislator DeRoller commended Mr. Waterhouse for all that he has done. The following resolution was adopted:

**RESOLUTION NO. 415-1214**

**APPROVING AGREEMENT WITH MICHAEL R. WATERHOUSE  
FOR TOURISM COORDINATOR SERVICES**

RESOLVED, that this Legislature approves an Independent Agreement with Michael R. Waterhouse of Albion, NY for the provision of sportfishing coordinator services in the Planning and Development Department at a cost not to exceed \$19,070; said agreement to be in effect from January 1, 2015 to December 31, 2015.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 416-1214**

**SETTING DATE OF PUBLIC HEARING ON LOCAL LAW NO. 5-  
INTRO OF 2014 REGARDING SALARIES OF VARIOUS  
EMPLOYEES OF THE COUNTY OF ORLEANS**

WHEREAS, the Orleans County Legislature approved the 2015/2016 Management Compensation Plan by passing Resolution No. 257-714; and

WHEREAS, there has been duly presented and introduced to this Legislature, a proposed local law entitled “A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM”; and

WHEREAS, no local law shall be adopted until a public hearing thereon has been held by the Orleans County Legislature upon at least five days notice; now, therefore be it

RESOLVED, that a public hearing shall be held on the said proposed local law by this Legislature on the 22<sup>nd</sup> day of December 2014 at 4:25 p.m. at the Orleans County Legislature, 3 S. Main St., Suite 2, Albion, New York.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 417-1214**

**AUTHORIZING SALARY SCHEDULES FOR MANAGEMENT, CERTAIN PART-TIME, AND UNCLASSIFIED EMPLOYEES**

WHEREAS, the Orleans County Legislature approved the 2015/2016 Management Compensation Plan by passing Resolution No. 257-714; now be it

RESOLVED, that employees are also authorized to receive any increments they are entitled to under the plan; and be it

FURTHER RESOLVED, that the following salaries, effective January 1, 2015, are authorized for certain part-time and unclassified employees:

<u>Annual:</u>	<u>1/1/15-12/31/15</u>
Administrative Assistant – MFCTF	\$ 2,733
Corporate Compliance Officer	2,601
Deputy Budget Officer	4,575
Deputy Fire Coordinator	2,093

Fire Investigator	2,093
Parole Denial Attorney	21,273
Insurance Program Assistant	1,030

Director of Computer Services	69,539
IT Operations Analyst I	57,238
Secretary to the Highway Superintendent	48,441
Director of Community Health Services	63,407

Daily:

Court Attendant	69.69
Examination Monitor (Full Day)	118.37
Examination Monitor (Half Day)	59.20

Hourly (Part-Time Employees)

Animal Control Officer	13.92
Clerk (Elections)	9.93
Correctional Officer (Jail)	13.92
Crew Leader (Sheriff)	13.02
Deputy Sheriff (Marine Patrol)	13.41
Dispatchers	11.59
Medical Director	95.10
Voting Machine Technician	15.61

Hourly: Management Compensation Plan

Director of Emergency Management	16.42
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and be it

FURTHER RESOLVED, that the Chairman of the Legislature will be paid an annual salary of \$16,752 for 2015; the Vice-Chairperson will be paid an annual salary of \$12,667 for 2015; with the remaining members of the Legislature to be paid an annual salary of \$11,167 each for 2015.

Moved Johnson, second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 418-1214**

**AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS**

WHEREAS, this Legislature is in receipt of the Semi-annual Mortgage Tax Report showing the amounts to be credited to each tax District of Orleans County, of the money collected during the preceding six months ending March 31, 2014; and be it

RESOLVED, that pursuant to Section 261 of the Tax Law, this Legislature issues a Tax Warrant for the payment of the respective taxed districts of the amounts so credited, and authorizes and directs the Orleans County Treasurer to pay said amounts to the respective districts in accordance with this report, as follows:

**Mortgage Tax Apportionment  
 April 1, 2014 through September 30, 2014**

	Town Taxable	Village Taxable	Rate	Due Town	Village Share	Town Share
Albion	202,806,015	405,612,030	28.54%	22,275.78	6,358.34	15,917.44
Barre	95,349,799	0		7,541.30	0	7,541.30
Carlton	191,339,371	0		20,003.97	0	20,003.97
Clarendon	154,831,192	0		15,725.35	0	15,725.35
Gaines	115,736,023	231,472,046	9.728%	10,334.63	1,004.87	9,329.76
Kendall	151,839,123	0		17,285.52	0	17,285.52
Murray	176,839,825	353,679,650	14.93%	16,634.11	2,483.15	14,150.96
Ridgeway	220,932,139	441,864,278	20.98%	30,251.98	6,347.08	23,904.90
Shelby	181,425,990	362,851,980	20.14%	17,481.47	3,521.30	13,960.17
Yates	150,839,645	301,679,290	9.43%	17,660.96	1,665.03	15,995.93
	1,641,939,122			175,195.07	21,379.77	153,815.30

Moved, Johnson; second, DeRoller.  
 Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 419-1214**

**AUTHORIZING FILLING VACANCY IN THE SHERIFF'S  
 OFFICE/JAIL**



RESOLVED, this Legislature authorizes the filling of a vacant part-time Correction Officer (3150.24) at the Sheriff's Office, in the Jail, at an hourly rate of \$13.52 effective December 11, 2014.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 420-1214**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE PROBATION BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Probation budget to purchase bullet proof vest and carrier for new employee, as follows:

<u>From:</u>		
A3140.460	Training & Educational	\$670
<u>To:</u>		
A3140.251	Safety Equipment	\$670

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 421-1214**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services continuously reviews staffing to provide more efficient operations of county business; and

WHEREAS, several employees will, or have recently retired, while others have resigned, vacated positions as the result of promotions, or accepted positions in other departments; now be it

RESOLVED, that this Legislature does hereby abolish the following full-time positions with respective effective dates:

6010.0141	Senior Keyboard Specialist
6010.1802	Managed Care Specialist
6010.0105	Social Welfare Examiner
6010.0204	Sr. Social Welfare Examiner
6010.0409	Keyboard Specialist

FURTHER RESOLVED, that this Legislature does hereby create and fill the following positions with respective effective dates:

Clerk	full-time	Grade 7, CSEA Salary Schedule	12/11/2014
Managed Care Specialist	part-time	Grade 15, CSEA Salary Schedule	12/11/2014

FURTHER RESOLVED, that this Legislature approves the refilling of the following two vacant positions with respective effective dates:

6010.0226	Caseworker	full-time	Grade 16, CSEA Salary Schedule	12/11/2014
6010.0111	Social Welfare Examiner	full-time	Grade 13, CSEA Salary Schedule	12/11/2014

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 422-1214**

**AUTHORIZING SEPARATION BENEFITS FOR MANAGEMENT EMPLOYEES AT THE VILLAGES OF ORLEANS HEALTH AND REHABILITATION CENTER**

WHEREAS, Comprehensive Healthcare Management Services, LLC is expected to purchase the operations of The Villages of Orleans

Health & Rehabilitation Center with an expected transfer on January 1, 2015; and

WHEREAS, the Orleans County Legislature and the residents of Orleans County are grateful to all of our employees of The Villages for the dedicated service; now be it

RESOLVED, that the employees of The Villages of Orleans Health & Rehabilitation Center who are covered by the Orleans County Management Compensation Plan may elect to be compensated for all sick leave accruals and/or all annual leave accruals at the employee's current rate of pay at the completion of the sale or if hired by the new Nursing Home owner, Comprehensive Health Care, may elect to have existing accrued sick leave and/or annual leave accruals transferred at the time of completion of sale, into the employee's sick leave bank and/or annual leave bank with Comprehensive Health Care in increments of one week with the balance of such leave compensated at the employee's current rate of pay at the completion of the sale; and be it

FURTHER RESOLVED, permanent full-time employees of The Villages of Orleans Health & Rehabilitation Center who are covered by the Orleans County Management Compensation Plan shall receive One Hundred Dollars (\$100) separation pay for each full year of service credit at the time of completion of the sale.

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 423-1214**

#### **APPROVING THE EMPLOYEE ASSISTANCE PROGRAM BUDGET AND PLAN FOR 2015**

WHEREAS, the Employee Assistance Program (EAP) Committee has been authorized to operate an Employee Assistance Program (EAP) and other related programs for the County; and

WHEREAS, the Legislature requires the EAP Committee to submit for approval a plan of operations, together with a proposed budget for the year 2015; be it

RESOLVED, that this Legislature authorizes the Orleans County Employee Assistance Program budget and plan of operations for the year 2015 as follows:

EMPLOYEE ASSISTANCE PROGRAM BUDGET  
AND PROGRAM PLAN

Program Revenues:	
Commissions/Deposits 2015	\$ 3,550.00
Raffles	\$100.00
Total	\$ 3,650.00

Program Expenditures:	
GCASA Contract	\$1,500.00
Employee of the Month Program	\$450.00
Summer Picnic	\$800.00
Holiday Luncheon	\$900.00
Miscellaneous	\$0.00
Total	\$3,650.00

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 424-1214**

**AUTHORIZING THE TREASURER TO INCREASE THE PETTY CASH ACCOUNT IN THE HIGHWAY DEPARTMENT**

WHEREAS, the Highway Department needs access to more petty cash funds to maintain a consistent balance in the petty cash account for cash flow purposes and to be used for cash transactions as in the utilization of postage, tolls, and other travel needs;

RESOLVED, that this Legislature authorizes the Treasurer to increase the petty cash account to \$150.00; and be it

FURTHER RESOLVED, that this Legislature reaffirms that the Superintendent of the Highway and Buildings and Grounds is designated the custodian of this petty cash account; and

FURTHER RESOLVED, that said account is to be subject to audit and maintained in accordance with generally accepted account principles; funds will be stored in a safe and secure location in the Highway Department.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 425-1214**

#### **AUTHORIZING ESTABLISHMENT OF A PETTY CASH ACCOUNT FOR THE BUILDINGS AND GROUNDS DEPARTMENT**

RESOLVED, that this Legislature authorizes the Superintendent of Highway and Buildings and Grounds to establish and maintain a petty cash account for no more than \$50.00 to be used for postage and cash purchases for maintenance repairs where an account has not been established; and be it

FURTHER RESOLVED, that the Superintendent of the Highway and Buildings and Grounds is designated the custodian of this petty cash account; and be it

FURTHER RESOLVED, that said account is to be subject to audit and maintained in accordance with generally accepted account principles; funds will be stored in a safe and secure location in the Buildings and Grounds Department.

Moved, Eick; second, Miller.

Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 426-1214**

#### **ACCEPTING PERFORMANCE AWARD FUNDING FROM THE NEW YORK STATE DEPARTMENT OF HEALTH AND AUTHORIZING TREASURER TO SET UP NEW MONEY IN THE PUBLIC HEALTH DEPARTMENT**

WHEREAS, the Orleans County Health Department improved the timeliness and completeness of disease reports and investigations; be it

RESOLVED, that this Legislature approves the acceptance and allocate funds by the Orleans County Health Department from the New York State Department in the amount of \$12,000 to support costs associated with Article 6 programs; and be it

FURTHER RESOLVED, that the County Treasurer is authorized to set up new monies in the Public Health Department as a result of this award from the New York State Department of Health:

Revenue:

A3401	State Aid	\$12,000
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Appropriations:

4010.210	Office Furniture	\$ 1,217
4010.220	Office Equipment	\$ 1,040
4010.411	Office Supplies	\$ 390
4010.421	Telephone	\$ 620
4010.452	Personal Service Contract	\$ 3,000
4010.458	Books and Periodicals	\$ 800
4010.478	Health Promotional Supplies	\$ 1,750
4010.487	Environmental Health Supplies	\$ 1,660
4010.489	Nursing Supplies	\$ 1,523

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 427-1214**

**APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2015 calendar year:

John G. Amos, Ph.D., 9 Woodrose Dr, Webster, NY 14580 providing services as Consulting Psychologist for 14 on-site hours per week at an hourly rate of \$115.21. County cost is \$5,420.

Tulio Ortega, MD, 2 Featherstone Court, Pittsford, NY 14534 providing services as Medical Director for an average of 11 on-site hours every week including seven additional service hours per month at an hourly rate of \$150. County cost is \$6,279.

Patrick J. Stein, MD, 5627 Martha's Vineyard, Clarence Center, NY 14032 providing services as Staff Psychiatrist for an average of 20 hours per month for an annual total not to exceed 240 hours at \$185.00 per hour and an additional 168 hours per year at \$160 per hour. County cost is \$4,989.60

Kashinath B. Patil, MD, 490 Ridge Rd, Rochester, NY 14621 providing services as a Staff Psychiatrist for up to 240 hours for the duration of 12-month contract at an hourly rate of \$140. County cost is \$2,352.

Orleans County Attorney, PO Box 606, Medina, NY 14103 providing attorney services as needed for matters requiring counsel at a cost of \$8,000. County cost is \$560.

Moved, Allport; second, DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 428-1214**

#### **AUTHORIZING OUT OF STATE TRAVEL FOR HEALTH DEPARTMENT EMPLOYEE**

RESOLVED, that this Legislature approves the following Out-of-State travel requests made by Paul A. Pettit, Public Health Director; to attend the "Center for Sharing Final Meeting Conference;" at Hilton Hotel; Charlotte, NC; January 21, 2015- January 23, 2015. All costs covered by Lake Plains Community Care Network through the "Robert Wood Johnson Grant". County cost \$0.

Moved, Allport; second, DeFilippis.  
Adopted. 7 ayes; 0 nays; 0 absent.

## **RESOLUTION NO. 429-1214**

### **APPROVING AGREEMENTS BETWEEN HEALTH DEPARTMENT AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements between the Health Department and the following agencies:

ADDENDUM TO RESOLUTION NO. 353-1014: Buffalo Hearing and Speech Center, 50E North St., Buffalo, NY 14203, to provide Related Services for the eligible children in Orleans County through the 3-5 Program. Contract period November 1, 2014 through October 31, 2017. Reimbursement from New York State Department of Health, Medicare and some third party insurances. ADDENDUM to allow for additional site locations for the full day Pre-School program. All other terms of the contract remain the same.

NYCON – Susan Weinrich; 272 Broadway, Albany, NY 12204 to provide development of strategic planning for the Orleans County Health Department. Contract not exceed \$3,000. Contract paid in full by the Performance Enhancement grant.

Summit Educational Resources, Inc., 150 Stahl Rd, Getzville, NY 14068, to provide 3-5 Related Services to the eligible children of Orleans County. Contract period September 1, 2014 through August 31, 2017. Reimbursement from New York State Department of Health, Medicare, and some third party insurances.

Genesee County, 7 Main St; Batavia, NY 14020 and Orleans County, 3 S. Main St; Albion, NY 14411 to share employees. Public Health Director is empowered to authorize the sharing of individuals/employees of Genesee and Orleans County as seen fit for required services. Each individual/employee will be paid by the County of which employs them. Chief Administrative Officer and County Manager will determine the share of costs. Contract period January 1, 2015 through December 31, 2019.

Mary Janet Sahukar, 213 N Main St; Albion, NY 14411 as a Nursing Consultant to provide nursing oversight services under the requirements set forth in Public Health Law. The nursing oversight involves



responsibility for the administrative and professional operation of nurses to provide adequate qualitative and quantitative control of patient care services. Contract period January 1, 2015 through December 31, 2015. Reimbursement from State Aid.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 430-1214**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF HOLLEY FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Holley for the county fiscal year of 2014; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$25,000 per year to the Village of Holley with such payments to the municipality in an amount commensurate with the participation for 2014.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

### **RESOLUTION NO. 431-1214**

APPROVING AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND VARIOUS AGENCIES

RESOLVED, that this Legislature does hereby approve the following renewal agreement between the Orleans County Department of Social Services and the following agencies:

Orleans County Office for the Aging, Albion, NY for the provision of assisting select public assistance clients in applying for SSI; to be

effective January 1, 2015 through December 31, 2015 at a cost of \$5,000. County cost is dependent upon program for which the client is eligible.

Pathstone Corporation, Rochester, NY for the provision of housing at a safe dwelling to victims of domestic violence who are eligible for DSS payment of these services; to be effective January 1, 2015 through December 31, 2015. Rates are established by NYS Office of Children & Family Services.

Center for Disability Rights, Rochester, NY for the provision of Consumer Directed Personal Assistance Program; to be effective January 1, 2015 through December 31, 2015 at rates set by the New York State Department of Health. County cost is \$0.

Orleans County Health Department, Albion, NY for the provision of licensed nursing assessments and nursing supervision for DSS Medicaid Personal Care Aide clients; to be effective January 1, 2015 through December 31, 2015 at rates established by the NYS Department of Health. County cost \$0.

Orleans County Office for the Aging, Albion, NY for the provision of PERS program to eligible Medicaid recipients; to be effective January 1, 2015 through December 31, 2015 at a cost of \$31 per client per month. County cost is 25%.

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator Allport moved to continue our mutual desire to work with Genesee County on sharing Public Health services; seconded by Legislator DeFilipps. Legislator Allport indicated that we saved over \$600,000 over the two years we have collaborated together. This has been a great shared service. The following resolution was adopted:

### **RESOLUTION NO. 432-1214**

**AUTHORIZING THE ORLEANS COUNTY HEALTH DEPARTMENT TO CONTINUE THEIR MUTUAL DESIRE TO WORK COLLECTIVELY WITH GENESEE COUNTY TO SHARE THE PUBLIC HEALTH DIRECTOR, DEPUTY DIRECTOR, DIRECTOR OF**

COMMUNITY HEALTH SERVICES AND EMERGENCY PREPAREDNESS COORDINATOR TO FURTHER EXPLORE SHARED SERVICES OPPORTUNITIES IN THE AREA OF PUBLIC HEALTH

WHEREAS, the counties of Orleans and Genesee are empowered under Article 5-G of the General Municipal Law to enter into a Municipal Cooperation Agreement to provide Public Health Director, Deputy Public Health Director, Director of Community Health Services and Emergency Preparedness Coordinator Services; and

WHEREAS, Public Health Law Section 351 allows, with the approval of the New York State Commissioner of Health, up to three counties with a population of less than 150,000 to hire the same Public Health Director; and

WHEREAS, the counties of Orleans and Genesee are committed to providing essential public health services to their residents; and

WHEREAS, given the unprecedented fiscal pressures being faced by Counties in New York State and the mutual desire of Orleans and Genesee to work collaboratively to provide quality services at a reduced cost, the counties are desirous of entering into an agreement to continue the project focused on sharing the Public Health Director, Deputy Public Health Director, Director of Community Health Services and Emergency Preparedness Coordinator sharing costs equally; and

WHEREAS, the terms and conditions of this agreement have been approved by the Boards of Health of each county; therefore be it

RESOLVED, the Orleans County Legislature authorizes the Chairman to sign a shared services agreement for the proposed continuous sharing project focused on sharing the Public Health Director, Deputy Public Health Director, Director of Community Health Services and Emergency Preparedness Coordinator between the two counties for a period of five years ending on December 31, 2019 subject to the County Attorney and Chief Administrative Officers approval; and be it

FURTHER RESOLVED, that the Public Health Director will receive an annual stipend of \$12,000, Deputy Public Health Director

\$6,000, Director of Community Health Services \$6,000, and Emergency Preparedness Coordinator \$3,000 for the increased responsibility for a second county and a total population of over 100,000 effective upon the execution of the agreement by both counties.

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 433-1214**

**APPROVING APPORTIONMENT OF 2015 SALES TAX TO TOWNS AND VILLAGES**

RESOLVED, that the apportionment of the 2015 Sales Tax to Towns and Villages as presented below by the Clerk of the Legislature in the foregoing warrants be, and hereby is approved by this Legislature.

2015 Sales Tax Apportioned to Towns and Villages

Town	Apportioned To Town	% Due Village	Amount Due Village	Amount Due Town Outside
Albion	\$269,873.14	57.14%	\$154,207.50	\$115,665.64
Barre	\$64,536.27			
Carlton	\$95,418.07			
Clarendon	\$116,260.89			
Gaines	\$107,656.06	19.60%	\$21,098.00	\$86,558.06
Kendall	\$86,813.23			
Murray	\$158,966.37	30.04%	\$47,746.01	\$111,220.36
Ridgeway	\$216,076.99	42.23%	\$91,249.42	\$124,827.57
Shelby	\$169,515.26	40.31%	\$68,336.70	\$101,178.56
Yates	\$81,554.72	18.97%	\$15,473.09	\$66,081.63
Totals	\$1,366,671		\$398,110.72	\$605,531.82

The percentage due to the village is determined by dividing the village taxable value by the town taxable value

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 434-1214**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY  
PUBLIC DEFENDER AND NYS OFFICE OF INDIGENT LEGAL  
SERVICES**

RESOLVED, that this Legislature approves the agreement between the Orleans County Public Defender and NYS Office of Indigent Legal Services, State Capital Rm. 128, Albany, NY 12224 to provide funds in the amount of \$78,219 to assist the County in improving the quality of indigent legal services by providing for a Third Assistant Public Defender in Orleans County, effective retroactive to January 1, 2014 through December 31, 2016.

Moved, DeRoller; second, Johnson.

Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 435-1214**

**AUTHORIZING THE CREATION AND FILLING OF TWO  
POSITIONS OF INVESTIGATOR IN THE MAJOR FELONY CRIME  
TASK FORCE**

WHEREAS, the Orleans County Major Felony is undergoing a restructuring of its staffing whereby there shall be no further compensation to the Village of Albion, Holley, or Medina for police officers assigned to the Task Force effective January 1, 2015; and

WHEREAS, the Orleans County Legislature is committed to the continuing cause of combating the issues in Orleans County associated with drug trafficking, violent crime, and other major felonies; and

WHEREAS, in order to ensure the continued effectiveness of the Major Felony Crime Task Force in light of the loss of three (3) investigators assigned to the Task Force from said villages, the Orleans County Legislature is in favor of establishing two (2) full-time Investigator positions within the Orleans County District Attorney's Office to be assigned to said Task Force; now, therefore be it

RESOLVED, that this Legislature does hereby create two (2) full-time Investigator of the Major Felony Crime Task Force positions in the Management Compensation Plan at Grade 6 and this position is required to work a minimum of 40 hours per week; and be it

FURTHER RESOLVED, that these Investigator of the Major Felony Crime Task Force positions shall be entitled to earn up to an additional ten thousand dollars (\$10,000) in overtime each year; and be it

FURTHER RESOLVED, that the District Attorney is authorized to fill these newly created vacant Investigator of the Major Felony Crime Task Force positions at Grade 6, Step 6 of the Management Compensation Plan effective December 31, 2014.

Moved, DeRoller; second, Johnson.  
Adopted. 7 ayes; 0 nays; 0 absent.

#### **RESOLUTION NO. 436-1214**

#### **ESTABLISHING DAY CARE RATES IN THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Social Services receives New York State Child Care Block Grant dollars for the sole purpose of providing day care subsidies to eligible low income parents; and

WHEREAS, the New York State Office of Children and Family Services establishes the maximum market rate payment ceiling for day care rates; and

WHEREAS, Resolution No. 389-1114 was adopted to continue the established Day Care Rates set in 2014 until further rate changes needed to be made; now be it

RESOLVED, that this Legislature rescinds Resolution No. 389-1114 due to some revisions that need to be made to the market rates; and be it

FURTHER RESOLVED, that this Legislature does hereby establish contract day care rates paid by the Department of Social Services on behalf of eligible clients, effective January 1, 2015 as follows:

DAY CARE CENTER												
Age of Child	Under 1 ½			1 ½ - 2			3-5			6-12		
	Current	Market	2015	Current	Market	2015	Current	Market	2015	Current	Market	2015
Hourly	\$5.75	\$6.75	\$5.75	\$5.75	\$6.75	\$5.75	\$5.25	\$6.25	\$5.25	\$5.25	\$6.25	\$5.25
Part-Day	\$25	\$28	\$25	\$24	\$27	\$24	\$23	\$25	\$23	\$22	\$23	\$22
Daily	\$36	\$42	\$36	\$35	\$40	\$35	\$33	\$38	\$33	\$32	\$35	\$32
Weekly	\$180	\$190	\$180	\$175	\$180	\$175	\$165	\$170	\$165	\$160	\$160	\$160
REGISTERED FAMILY DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2015	Current	Market	2015	Current	Market	2015	Current	Market	2015
Hourly	\$3.50	\$4.75	\$3.50	\$3.50	\$4.50	\$3.50	\$3.50	\$4.50	\$3.50	\$4.25	\$5.00	\$4.25
Part-Day	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$20	\$19	\$19	\$19	\$19
Daily	\$29	\$30	\$29	\$28	\$30	\$28	\$27	\$30	\$27	\$27	\$29	\$27
Weekly	\$145	\$150	\$145	\$140	\$140	\$140	\$135	\$140	\$135	\$135	\$140	\$135
REGISTERED GROUP DAY CARE												
Age of Child	Under 1½			1 ½ - 2			3-5			6-12		
	Current	Market	2015	Current	Market	2015	Current	Market	2015	Current	Market	2015
Hourly	\$3.75	\$5.00	\$3.75	\$3.75	\$5.00	\$3.75	\$3.75	\$5.00	\$3.75	\$5.00	\$5.00	\$5.00
Part-Day	\$22	\$23	\$22	\$21	\$22	\$21	\$20	\$21	\$20	\$20	\$20	\$20
Daily	\$31	\$35	\$31	\$30	\$33	\$30	\$29	\$32	\$29	\$28	\$30	\$28
Weekly	\$150	\$150	\$150	\$145	\$150	\$145	\$140	\$148	\$140	\$140	\$140	\$140
SCHOOL AGE CHILD CARE												
Age of Child	Under 1 ½			1 ½ - 2			3-5			6-12		
	Current	Market	2015	Current	Market	2015	Current	Market	2015	Current	Market	2015
Hourly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$5.25	\$6.25	\$5.25
Part-Day	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$22	\$23	\$22
Daily	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$32	\$35	\$32
Weekly	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$160	\$160	\$160

Moved, Miller; second, Eick.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 437-1214**

**APPROVING AGREEMENT BETWEEN ORLEANS COUNTY TOURISM AND NYS EMPIRE STATE DEVELOPMENT DIVISION OF TOURISM**

RESOLVED, that this Legislature approves an agreement between the Orleans County Tourism and NYS Empire State Development Division of Tourism, Albany NY 12245 for county and regional tourism promotion including website, brochures, travel shows, advertising, 4 regional tourism programs from the 50/50 State Tourism Matching Funds in the amount of \$90,396 effective January 1, 2015 through December 31, 2015. County cost \$45,198.

Moved, DeFilippis; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 438-1214**

**APPROVING ADVERTISING PACKAGE FOR ORLEANS COUNTY  
TOURISM**

RESOLVED, that this Legislature approves the 2015 Advertising Package through The Outdoor News Publication, 310 E. Cortland Street, Groton, NY 13073 (PO #54500) for the purpose of having 14 ads in the New York Outdoor News, 5 ads in the Pennsylvania Outdoor News, and 3 ads in the Ohio Outdoor News in the amount of \$5,244 to be paid from Tourism Account A6410.468 – I Love New York. 50% Reimbursement from the I Love NY Matching Funds.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 439-1214**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE MENTAL  
HEALTH BUDGET**

RESOLVED, that the Treasurer is authorized to transfer monies within the Mental Health Department budget to cover the cost of wireless access points, as follows:

<u>From:</u>		
A4310.411	Office Supplies	\$512.70
<u>To:</u>		
A4310.250	Other Equipment	\$512.70

Moved, Allport; second, DeFilipps.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 440-1214**

**APPROVING RFP SELECTION AND APPROVING AGREEMENT  
WITH THE OFFICE FOR THE AGING AND LEGAL SERVICES FOR**





Appropriation:

3640.486.2014      SHSP FY2014      \$1,400.00

Moved, Johnson; second, DeRoller.  
Adopted. 7 ayes; 0 nays; 0 absent.

**RESOLUTION NO. 442-1214**

**AUTHORIZING SELECTION OF AND AGREEMENT WITH  
CORPORATE COMMUNICATIONS, INC. FOR TOURISM  
MANAGEMENT AND MARKETING SERVICES**

WHEREAS, the Orleans County Planning Department issued a Request For Proposals (RFP) for Tourism Services on October 14, 2014; and

WHEREAS, two proposals were received on November 5, 2014 and reviewed by the Planning Department; and based upon that review recommended the selection of Corporate Communications of Rochester, NY; now, therefore be it

RESOLVED, that this Legislature hereby selects Corporate Communications, Inc., to provide tourism management and marketing services for 2015, including the I Love New York Tourism Matching Funds Program, for Orleans County at a county cost not to exceed \$12,000 to be paid in equal monthly installments from Account A6410.466; and authorizes the Legislature Chairman to execute an Independent Contractor Agreement with said company upon the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Legislator DeFilipps moved to approve an agreement with Lynne Menz for Tourism Coordination; second by Legislator Allport. Legislator DeFilipps added that a lot of time and effort went into these decisions in looking into the best future of our Tourism Department. Legislator Allport thanked Wayne Hale for all of his work and leaving us in great shape. The following resolution was adopted:

## RESOLUTION NO. 443-1214

### AUTHORIZING AGREEMENT WITH LYNNE MENZ DESIGNS FOR TOURISM COORDINATION SERVICES

WHEREAS, Lynne Menz Designs submitted a proposal for Tourism Coordination Services to the Planning Department on November 26, 2014 and reviewed by the Planning Department; and based upon that review recommended the selection of the Corporate Communications of Rochester, NY; now, therefore be it

RESOLVED, that this Legislature hereby selects Lynne Menz Designs of Kent, NY to provide tourism coordination services to Orleans County in 2015 at a cost not to exceed \$13,000 to be paid in equal monthly installments from Tourism Account A6410.466; and authorizes the Legislature Chairman to execute an Independent Contractor Agreement with said company upon the review and approval of the Orleans County Attorney and Chief Administrative Officer.

Moved, DeFilipps; second, Allport.  
Adopted. 7 ayes; 0 nays; 0 absent.

Chairman Callard called for old business. With their being none, he opened the floor for public comment. Wayne Hale thanked the Legislature and other Legislators before them; along with two CAO's he had worked with over the 30 years who always supported his efforts in planning, tourism, and at the Marine Park. Wayne stated that he has had a long career with Jim Bensley of twenty-five years and Mike Waterhouse of ten years. A small department that has had a great relationship and all worked well together for great rewards. Wayne reviewed that they have done some great things in securing grants for historical preservation, waterfront and fishing access, and records management. He said he is proudest of the Marine Park; a legacy that everyone will enjoy. The County supported matching funds in the grant applications for the park. Through the Board's efforts, we have received over \$350,000 from the State in the Marine Park alone. Mr. Hale was applauded and Chairman Callard stated that we could not thank Wayne enough for his efforts.

Legislator Eick moved to enter into executive session at 5:01 p.m. per Open Meetings Law §105 (e) to discuss collective bargaining; second by Legislator Miller. Motion Carried.

Legislator Eick moved to exit out of executive session and reconvene the regular meeting at 5:40 p.m.; second by Legislator Allport. Motion Carried.

Legislator Miller moved to adjourn; second by Legislator DeRoller. Meeting adjourned at 5:42 p.m.

## LEGISLATURE MEETING

December 22, 2014

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Chairman Callard called the meeting to order at 4:30 PM. After the pledge to the flag, the Clerk called the roll. All Legislators were present, with the exception of Legislator DeFilipps.

The Clerk presented the following communications: The Town of Clarendon sent a resolution supporting Orleans County Resolution No. 372-1114 – Urging Governor Cuomo and the State Legislature to Amend State Insurance Law to Allow Shared Municipal Health Insurance Consortiums.

Chairman Callard recognized C.W. “Bill” Lattin during our conference session today for his thirty-six years as being the Orleans County Historian.

With there being no Treasurer’s Report, Chairman Callard called for open discussion as it related to the resolutions. No comments or questions were asked. Legislator DeRoller moved to add one resolution to the agenda; second by Legislator Eick. Motion carried. The following resolutions were presented for adoption:

### **RESOLUTION NO. 444-1214**

#### **AUTHORIZING PAYMENT OF CLAIMS AGAINST THE COUNTY**

WHEREAS, claims for the General Fund, Job Development Agency, the Highway Department, the Nursing Home, and account S1710 of the Self-Insurance Fund have been audited by this Legislature, and claims for recurring Utility/Community College bills will be audited by this Legislature; be it

RESOLVED, that this Legislature authorizes payment of said claims against the following funds and that the Clerk of the Legislature, the Director of Job Development Agency, the Administrator of the Nursing Home, the Superintendent of Highways, and the Self-Insurance Administrator be authorized and directed to draw demand orders on the County Treasurer in payment of the following claims:

<u>Fund/Department</u>	<u>Check Number (s):</u>	<u>Amount:</u>
General	10656-10794	\$299,260.38
Highway	483-487; 1080-1090	\$138,496.65
Nursing Home	1707-1711, 27569-275613	\$274,832.75
Job Development	1654-1666	\$10,265.98
Self Insurance	54655-54656	\$3,093.14

Moved, Miller; second, Eick.

Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

### **RESOLUTION NO. 445-1214**

URGING NEW YORK STATE TO RESTORE THE HISTORIC 50/50 STATE/LOCAL COST SHARING FOR THE STATE MANDATED SAFETY NET PROGRAM IN ORDER TO REVERSE A MULTI-BILLION STATE COST SHIFT TO PROPERTY TAX PAYERS

WHEREAS, the 2011-12 State Budget dramatically lowered the State's fiscal responsibility in the Safety Net Program by shifting the cost to 71 percent county / 29 percent State, severing the historic 50 percent State / 50 percent county partnership; and

WHEREAS, the state Division of the Budget and State Legislature indicated that this funding shift, in conjunction with fully federalizing New York's Family Assistance (TANF) costs, would generate up to \$50 million annually in net cost reductions for counties and New York City; and

WHEREAS, NYSAC analysis indicates the savings promised at the time of implementation have not been realized by the counties and New York City, with many counties and New York City barely breaking even or falling behind; and

WHEREAS, the net effect of this realignment of fiscal responsibility was for the state to benefit from nearly all of the savings from the federal maximization effort at the expense of local property taxpayers; and

WHEREAS, the state's refusal to share the savings of fully federalizing Family Assistance (TANF) equally with counties and New

York City (just as we shared program costs equally) and then pursuing an unprecedented cost shift of the much higher cost and faster growing state defined and controlled Safety Net program to local taxpayers the opportunity cost to counties minimizes any positive fiscal relief for counties that will be generated by the much touted Medicaid local share cap for years to come; and

WHEREAS, the steady pullback of State funding support for a variety of human services programs including child welfare, adoption subsidies, food stamp administration, Family Assistance, Safety Net, Child Support Enforcement, juvenile justice and programs designed to help recently released state incarcerated offenders return to the community creates an environment in which the State is directly moving away from its constitutional requirement to care for the needy, forcing this State constitutional responsibility on county government and local property taxpayers; now, therefore be it

RESOLVED, that the Orleans County Legislature calls on the State to restore the historic 50/50 State/county cost sharing for the state's Safety Net Program to reverse a cost shift to local property taxpayers; and be it

FURTHER RESOLVED, that copies of this resolution be sent to the sixty-two counties of New York State encouraging member counties to enact similar resolutions; and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator George Maziarz, Assemblyman Steve Hawley, Assemblywoman Jane Corwin, NYSAC, InterCounty of Western New York, and all others deemed necessary and proper.

Moved, Miller; second, Eick.

Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

#### **RESOLUTION NO. 446-1214**

AUTHORIZING THE TREASURER TO PROVIDE SUPPLEMENT ALLOCATION TO COOPERATIVE EXTENSION FROM THE CONTINGENCY FUND AND APPROVING ADDENDUM TO AN

AGREEMENT WITH ORLEANS COUNTY CORNELL  
COOPERATIVE EXTENSION

RESOLVED, that the Treasurer is authorized to provide supplement allocation to Orleans County Cornell Cooperative Extension for programs as follows:

From:

A1990.435 Contingency Fund \$10,000

To:

A8750.439 Cooperative Extension- Authorized Agencies \$10,000

and be it

FURTHER RESOLVED, that this Legislature approves an addendum to the agreement approved in Resolution No. 94-314 between the County of Orleans and Orleans County Cornell Cooperative Extension to provide additional funding opportunities in the amount of \$10,000 for programs; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute this agreement subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Allport; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 447-1214**

AUTHORIZING SETTING UP NEW MONEY IN THE HIGHWAY  
BUDGET

RESOLVED, that the County Treasurer is authorized to set up new money in the Highway budget due to an increase in funding reimbursement from NYSDOT Consolidated Local Street and Highway Improvement Program (CHIPS), as follows:

Revenue:

D3501.5112 CHIPS Revenue Account \$57,813.20



Appropriation:

D5112.100	Personal Services	\$1,247.86
D5112.101	Personal Services/Overtime	\$1,215.26
D5112.436	Road Construction Materials	\$38,101.99
D5112.442	Rental of Equipment	\$17,248.09

Moved, Eick; second, Miller.

Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 448-1214**

APPROVING PAYMENT TO NEW YORK STATE ASSOCIATION OF COUNTIES (NYSAC) FOR GOVERNMENT CONSULTATION SERVICES

RESOLVED, that this Legislature hereby approves payment to NYSAC for Orleans County shared cost of government consultation in Albany, NY and Washington, DC in the amount of \$5,842 for the 2015 calendar year for the provision of services to include: state budget advocacy, legislative advocacy, legal and technical assistance, training and educational programs, policy analysis, research, daily news clips, electronic newsletters, NYSAC news, and other programs and services of benefit to Orleans County.

Moved, Johnson; second, DeRoller.

Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 449-1214**

ADOPTING LOCAL LAW NO. 1 OF 2015, ENTITLED A LOCAL LAW INCREASING THE SALARIES OF VARIOUS EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR ELECTED FOR A DEFINITE TERM

WHEREAS, the Orleans County Legislature approved the 2015/2016 Management Compensation Plan by passing Resolution No. 257-714; and

WHEREAS, Local Law No. 5-Intro of the year 2014 was introduced at a regular meeting of the Orleans County Legislature held on December 10, 2014 and a Public Hearing was held on December 22, 2014, at which time all interested persons wishing to speak were heard; now, be it

RESOLVED, that this Legislature enacts the following Local Law 1 of 2015:

COUNTY OF ORLEANS  
 LOCAL LAW NO. 1 of 2015

A LOCAL LAW INCREASING THE SALARIES OF VARIOUS  
 EMPLOYEES OF THE COUNTY OF ORLEANS APPOINTED OR  
 ELECTED FOR A DEFINITE TERM

Be it enacted by the Legislature of the County of Orleans, as follows:

Section 1. Pursuant to the provisions of the Municipal Home Rule Law of the State of New York, the salaries of the following County Employees are raised as follows, at an annualized salary as set forth below:

<u>Employee</u>	<u>Proposed</u>	<u>Annual Longevity Bonus</u>
County Attorney	82,621	
County Clerk	73,925	***\$1,075
County Treasurer	73,925	*****\$1,725
Director of Personnel	76,009	
Public Defender	69,924	
Real Property Tax Director	69,924	
Sheriff	82,621	*\$200
Coroners	1,855	

Plus \$100 per case

- \* Indicates 10 years of Service and at top of the grade
- \*\* Indicates 20-24 years of service
- \*\*\* Indicates 25-29 years of service
- \*\*\*\* Indicates 30-34 years of service
- \*\*\*\*\* Indicates 35 and over years of service

Section 2. This local law is adopted subject to referendum on petition pursuant to Section 24, Subdivision 2-h of the Municipal Home Rule Law of the State of New York.

Section 3. This local law shall take effect 45 days after adoption thereof or after approval by one affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval, after petition, whichever event first occurs.

Moved, Johnson; second, DeRoller.

Roll Call – 6 ayes, Allport, Callard, DeRoller, Eick, Johnson, Miller; 0 nays; 1 absent, DeFilipps.

Adopted.

### **RESOLUTION NO. 450-1214**

APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN ORLEANS COUNTY AND THE VILLAGE OF MEDINA FOR THE OPERATION OF THE ORLEANS COUNTY MAJOR FELONY CRIME TASK FORCE

RESOLVED, that the Orleans County Legislature authorizes signature by the Chairman of the Memorandum of Understanding for the operation of the Orleans County Major Felony Crime Task Force by and between the County of Orleans and the Village of Medina for the county fiscal year of 2014; and be it

FURTHER RESOLVED, pursuant to the terms of said Agreement, the Orleans County Legislature hereby authorizes payment not to exceed \$50,000 per year to the Village of Medina with such payments to the municipality in an amount commensurate with the participation for 2014.

Moved, DeRoller; second, Johnson.

Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

### **RESOLUTION NO. 451-1214**

AUTHORIZING FILLING A VACANCY IN THE SHERIFF'S OFFICE

RESOLVED, as a result of a retirement, this Legislature authorizes the filling of a vacant full-time Criminal Investigator position (3110.37) at Grade 3 of the Orleans County Deputy Sheriff's Association contract effective December 26, 2014.

Moved, DeRoller; second, Johnson.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

Legislator Johnson moved to create a permanent part-time position in the Personnel and Self Insurance Department; second by Legislator DeRoller. Chief Administrative Officer Nesbitt indicated that this position has been filled as a temporary part-time position for the last ten years if not longer. The following resolution was adopted:

**RESOLUTION NO. 452-1214**

**AUTHORIZING CREATING AND FILLING OF A PART TIME POSITION IN PERSONNEL AND SELF INSURANCE DEPARTMENT**

WHEREAS, the variable staffing needs of the Department of Personnel and Self Insurance have been met with an annual temporary part time position; now, therefore be it

RESOLVED, that this Legislature authorizes the creation of a part-time Secretary I position in the Personnel and Self Insurance Department at a Grade 1 of the Orleans County Management Compensation Plan; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created vacant part-time Secretary I position effective January 2, 2015.

Moved, Johnson; second, DeRoller.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 453-1214**

**RESCINDING RESOLUTION NO. 348-1014 AND APPROVING LEASE OF A CHEVY PICKUP FOR THE SHERIFF'S/ANIMAL**

**CONTROL DEPARTMENT AND AUTHORIZING CHAIRMAN TO EXECUTE LEASE AGREEMENT**

RESOLVED, that this Legislature does hereby rescind Resolution No. 348-1014 pertaining to the lease of a Ford Pickup for the Sheriff's/Animal Control Department; and be it

FURTHER RESOLVED, that this Legislature authorizes the lease of a 2015 Chevrolet Silverado 4wd Extended Cab pickup in the amount of \$33,206.17 from Joe Basil Chevrolet, to be paid from Sheriff's/Control of Animals budget account A3510.270 – Capital Equipment; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute a Lease Agreement with First Niagara Leasing Inc, 726 Exchange Street, Ste, 900, Buffalo, NY 14210; authorizing 4 annual lease payments not to exceed \$8,877.88 at an interest rate not to exceed of 2.9% .

Moved, DeRoller; second, Johnson.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 454-1214**

**APPROVING RENEWAL AGREEMENT BETWEEN OFFICE FOR THE AGING AND COMMUNITY ACTION OF ORLEANS AND GENESEE**

RESOLVED, that this Legislature does hereby approve a renewal agreement between the Office for the Aging and Community Action of Orleans and Genesee County, Inc 409-411 E. State Street, Albion, NY to provide transportation services for Orleans County residents age 60 and older from January 1, 2015 to December 31, 2015 at a cost of \$24,000. County cost \$2,791.

Moved, Miller; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 455-1214**

**AUTHORIZING OFFICE FOR THE AGING TO CONTINUE PARTICIPATION IN AND APPROVE AGREEMENT FOR THE 2015 ANNUAL IMPLEMENTATION PLAN GRANT**

RESOLVED, that the Office for the Aging is authorized to continue participation with an application renewal to the New York State Office for the Aging Annual Implementation Plan grant, in the amount of \$1,310,130 with a county cost of \$109,830; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the Annual Implementation Plan with the New York State Office for the Aging, 2 Empire State Plaza, 3<sup>rd</sup> Floor, Albany, NY 12223-1251.

Moved Miller; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 456-1214**

**AUTHORIZING OFFICE FOR THE AGING TO CONTINUE PARTICIPATION IN AND APPROVE AGREEMENT BETWEEN OFFICE FOR THE AGING AND NEW YORK STATE OFFICE FOR THE AGING**

RESOLVED, that the Office for the Aging is authorized to continue participation in the renewal of a grant with New York State Office for the Aging for the purpose of funding support of local programs in the delivery and enhancement of the essential components of NY Connects, which include Information and Assistance (including screenings), Public Education and local Long term Care Councils in the amount \$43,289 to run from October 1, 2014 to September 30, 2015, County cost \$0; and be it

FURTHER RESOLVED, that the Chairman is authorized to execute the NY Connects grant agreement with the New York State Office of the Aging for the Orleans County Office for the Aging subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Miller; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 457-1214**

**AUTHORIZING ABOLISHING, CREATING, AND FILLING  
POSITIONS IN OFFICE FOR THE AGING**

RESOLVED, that this Legislature authorizes the abolishing of one full-time Aging Service Specialist position (6772.18) and one part-time Lifeline Program Coordinator (6772.17) in the Office for the Aging effective December 31, 2014; and be it

FURTHER RESOLVED, that this Legislature authorizes the creation of a part-time Aging Service Specialist at grade 15 of the CSEA Salary Schedule; and be it

FURTHER RESOLVED, that this Legislature authorizes the filling of the newly created, vacant position, effective January 2, 2015.

Moved, Miller; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 458-1214**

**APPROVING APPOINTMENTS TO ORLEANS COUNTY YOUTH  
BOARD**

WHEREAS, the Orleans County Youth Board does recommend the appointment to said Orleans County Youth Board at this time; now, therefore be it

RESOLVED, that this Legislature approves the following appointment to serve as Youth Representative to the Orleans County Youth Board beginning January 1, 2015 through December 31, 2017:

Aliya Rayner	6 West Ave.	Youth Rep
	Waterport NY 14571	

Moved, Miller; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 459-1214**

APPROVING AN INTER-MUNICIPAL AGREEMENT BETWEEN ORLEANS COUNTY AND GENESEE COUNTY FOR STOP-DWI PUBLIC INFORMATION AND EDUCATION

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County that for the operation of the STOP-DWI Public Information and Education Component for 2015; and

WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now, therefore be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the STOP-DWI Public Information and Education Program by Genesee County at a cost not to exceed \$10,577 to the Orleans County STOP-DWI Program effective January 1, 2015 through December 31, 2015.

Moved, DeRoller; second, Johnson.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 460-1214**

APPROVING INTER-MUNICIPAL AGREEMENT BETWEEN ORLEANS COUNTY AND GENESEE COUNTY FOR YOUTH BUREAU OPERATION

WHEREAS, the Youth Bureau Director did present an agreement with Genesee County that for the operation of the Youth Bureau for 2015; and



WHEREAS, the Committee of Economic Assistance and Opportunity did review the agreement and do recommend approval at this time; now be it

RESOLVED, that the Chairman of the Orleans County Legislature is hereby authorized and directed to execute an agreement and all necessary documents between the County of Genesee and the County of Orleans for the operation of the Orleans County Youth Bureau by Genesee County at a cost to Orleans County of \$1,262.50 per month effective January 1, 2015 through December 31, 2015 for a total of \$15,150.

Moved, Miller; second, Eick.

Adopted 6 ayes; 0 nays; 1 absent, DeFilippis.

#### **RESOLUTION NO. 461-1214**

**AUTHORIZING FILLING OF VACANCY IN THE JOB DEVELOPMENT AGENCY**

RESOLVED, that this Legislature, as a result of a resignation, does hereby authorize the filing of a vacant Employment and Training Counselor position (6210.04) in the Job Development Agency at Grade 15 of the CSEA Salary Schedule effective December 23, 2014.

Moved, Miller; second, Eick.

Adopted 6 ayes; 0 nays; 1 absent, DeFilippis.

#### **RESOLUTION NO. 462-1214**

**APPROVING AGREEMENT WITH DELL FINANCIAL SERVICES FOR TWO LEASED COMPUTERS FOR THE MAJOR FELONY CRIME TASK FORCE**

WHEREAS, Resolution No. 251-714 authorized two (2) computers to be added to Master Lease Agreement 6457612 for the Major Felony Crime Task Force; now be it

RESOLVED, that this Legislature authorizes the Chairman to execute the lease agreement (Lease No. 810-6457612-007) between Computer Services Department and Dell Financial Services, LLC, Public

Segment Lease Administration, One Dell Way, RR3-56, Round Rock TX 78682 for two (2) lease computers for the Major Felony Crime Task Force effective January 1, 2015 through December 31, 2018 in the amount of \$368.84 per year paid from Confidential Investigations – D.A. account A3189.222 - Equipment Lease subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, DeRoller; second, Johnson.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 463-1214**

**AUTHORIZING FILLING VACANCY IN THE DEPARTMENT OF SOCIAL SERVICES.**

RESOLVED, that this Legislature, as the result of a retirement, does hereby authorize the filling of a vacant full-time Caseworker position (6010.0217) at the Department of Social Services at Grade 16 of the CSEA Salary Schedule effective December 30, 2014.

Moved, Miller; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 464-1214**

**AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY [COIDA] FOR THE YEAR 2015**

WHEREAS, it is in the best interest of the County that the many advantages of Orleans County be publicized to those who may be interested in establishing, maintaining, or expanding business and industry in the County of Orleans, in order to create new jobs and keep a healthy economy; and

WHEREAS, equally as important, is the ability to retain within the county the jobs already located here; and

WHEREAS, among the most important tasks facing New York State are the need to increase jobs and encourage higher levels of private capital investment in business and industry, thereby improving the general prosperity and economic welfare of the people of New York State and its constituent municipalities; and

WHEREAS, the County recognizes that the Agency is a community-wide organization with the expertise and capacity to improve the general prosperity and economic welfare to the people of the County; and

WHEREAS, the purpose of this Agreement is to carry out in a legal and proper manner the provisions of Section 852 of the General Municipal Law of the State of New York, which section does authorize the County to appropriate funds for the purpose of encouraging industrial development within the County; and

WHEREAS, New York State Public Officers Law Section 18 states that a county legislative body may provide for the defense and indemnification of the officers and employees of a public entity and additional indemnification of said Agency may be contracted in return for services; and

WHEREAS, the County has, by Resolution adopted by the Orleans County Legislature, authorized the execution of this contract and the indemnification agreement herein between the County and the Agency; now, therefore be it

RESOLVED, that this Legislature authorizes the Chairman to sign an agreement with the County of Orleans Industrial Development Agency [COIDA] to provide the services as set forth in the agreement at an annual cost of \$170,000, to be paid in quarterly payments of \$42,500.

Moved, Allport; second, Johnson.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

#### **RESOLUTION NO. 465-1214**

**ABOLISHING ALL POSITIONS NOT BUDGETED**

RESOLVED, that effective January 1, 2015, all positions for which an appropriation has not been included in the 2015 County Budget are hereby abolished; and be it

FURTHER RESOLVED, that all County Departments are hereby directed to review the positions on the salary schedule prepared by the Personnel Office and to notify the Director of Personnel of each position not budgeted; and be it

FURTHER RESOLVED, that upon receipt of such notification the Personnel Department will take the appropriate action to insure that non-budgeted positions are abolished and removed from the 2015 salary schedule.

Moved, Johnson; second, DeRoller.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

#### **RESOLUTION NO. 466-1214**

#### **APPROVING AGREEMENTS WITH THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that this Legislature does hereby approve the following renewal agreements between the Orleans County Department of Social Services and the following agencies:

Willcare, Inc., Buffalo, NY for the provision of personal care aide services to eligible Medicaid clients; to be effective January 1, 2015 through December 31, 2015 at rates to be set by the NYS Department of Health.

GCASA, Batavia, NY for the provision of alcohol assessments for Public Assistance clients; to be effective January 1, 2015 through December 31, 2015 at a cost of \$169/client. Reimbursement/County cost is dependent upon case type (TANF – 0% local cost, Safety Net – 100% local cost).

Moved, Miller; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

Legislator Allport moved to provide addition funding to the IDA; second by Legislator Johnson. Legislator DeRoller shared his appreciation for the

additional funding and indicated it is a positive move. The following resolution was adopted:

**RESOLUTION NO. 467-1214**

APPROVING A SUPPLEMENTAL AGREEMENT BETWEEN COUNTY OF ORLEANS AND THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY (COIDA)

WHEREAS, Resolution No. 29-114 approved an agreement between Orleans County and County of Orleans Industrial Development Agency (COIDA) for economic development services for 2014; and

WHEREAS, Resolution No. 347-1014 authorized the County Treasurer to set up additional funding to further COIDA's goals of Economic Development by investing additional funding in the development of county business parks; now be it

RESOLVED, that this Legislature approves a supplemental agreement between Orleans County and COIDA to pursue the advancement in Economic Development of our county business parks in the amount of \$38,625 and authorizes payment of the same.

Moved, DeRoller; second, Johnson.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 468-1214**

APPROVING AGREEMENTS BETWEEN MENTAL HEALTH DEPARTMENT AND VARIOUS AGENCIES

RESOLVED, that this Legislature approves the following agreements for the Mental Health Department for the 2015 calendar year:

Friends of Mental Health in Orleans County, 20 S Main St, Albion, NY 14411 providing Mental Health Association advocacy services and drop-in center at a cost of \$63,661. County cost is 0.

DocuTrac, Inc., 1800 Dual Highway, Suite 306, Hagerstown, MD 21740 providing software maintenance and support for the QuicDoc Enterprise

Edition, which is computer software utilized by the Department of Mental Health for the client electronic health record at a cost of \$5,754. County cost is \$403.

The Arc of Orleans County, 122 Caroline St, Albion, NY 14411 providing supportive employment services: vocational assessment, job readiness, and job coaching services at a cost of 49,420. County cost is 0.

The Arc of Orleans County, 122 Caroline St, Albion, NY 14411 providing services to the developmental disabilities population of Orleans County at a cost of \$234,025. County cost is \$39,831.

Goodwill of the Finger Lakes, Inc., 422 S. Clinton Ave., Rochester, NY 14620 providing mental health telephone crisis response services at a cost of \$8,000. County cost is 0.

Spectrum Human Services, Inc., 227 Thorn Ave, PO Box 631, Orchard Park, NY 14127 providing a mobile mental health crisis intervention team at a cost of \$80,337. County cost is 0.

Living Opportunities of DePaul, 2240 Old Union Road, Cheektowaga, NY 14227, providing emergency crisis apartments, adult crisis transitional housing services, and supported housing services at a cost of \$165,204. County cost is 0.

Moved, Allport; second, Johnson.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

### **RESOLUTION NO. 469-1214**

#### **APPROVING LEASE AND SERVICE AGREEMENTS FOR THE COUNTY CLERK'S POSTAGE METER**

RESOLVED, that this Legislature approves a lease agreement between the County Clerk and MailFinance, 478 Wheelers Farms Rd, Milford, CT 06461 to provide a 63 month lease on a postage meter to be used by the County Clerk's Office, Legislature Office, and Real Property Tax Assessment Office at a cost of \$76/month, effective January 1, 2015 through March 31, 2020; and be it

FURTHER RESOLVED, that this Legislature approves a service agreement between the County Clerk and Lineage, 150 Lawrence Bell Drive, Suite 100, Williamsville, NY 14221 for a postage meter at a monthly cost of \$14 billed annually effective January 1, 2014 through March 31, 2020; and be it

FURTHER RESOLVED, that this Legislature does hereby authorize the Chairman to execute the appropriate agreements for the lease and service of the postage meter and equipment.

Moved, Johnson; second, DeRoller.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 470-1214**

**AUTHORIZING THE CONTINUATION OF A CORONER'S  
PHYSICIAN FOR ORLEANS COUNTY**

WHEREAS, Resolution No. 454-1210 created the position of Coroner's Physician as a result of our three elected coroners not being duly licensed practicing physicians in New York State; now, be it

RESOLVED, that this Legislature authorizes the continuation of the appointment of Thomas Madejski, MD as the Coroner's Physician in Orleans County at an annualized salary as set forth below:

January 1, 2015 – December 31, 2015	\$ 3,184
January 1, 2016 – December 31, 2016	\$ 3,248

Moved, Allport; second, DeRoller.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 471-1214**

**AUTHORIZING PAYMENTS FROM CAPITAL PROJECT RADIO  
ACCOUNT**

RESOLVED, that this Legislature authorizes the following payments to be made from account H3097.250, Capital Project – Radio Account:

<u>Amount</u>	<u>Vendor Name</u>	<u>Description</u>
\$251,212.30	Harris Corporation PSPC	Inv. # P000001076; Final System Acceptance

Moved, Johnson; second, DeRoller.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 472-1214**

**APPROVING RETENTION OF OWNERSHIP OF HARRIS PORTABLE RADIOS UNTIL MAY 2016**

WHEREAS, warranty of the new P25 Emergency Communication Radio System will expire May 28, 2016; now, be it

RESOLVED, that Orleans County will retain ownership of all Harris portable radio equipment until said date, at which time Orleans County will transfer ownership of said Harris portable radios to all Fire, Police, and EMS Agencies in the County; and be it

FURTHER RESOLVED, to facilitate this transfer of ownership, all agencies will turn in one (1) EF Johnson P25 portable radio and its accessories in exchange for one (1) new P25 Harris portable radio with its accessories, no later than December 31, 2014; and be it

FURTHER RESOLVED, that if any Fire, Police, or EMS agency is not in agreement with these guidelines for ownership of the Harris equipment they must return their agency's Harris portables and accessories to the Emergency Management Office by the December 31, 2014 deadline.

Moved, Johnson; second, DeRoller.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 473-1214**

**AUTHORIZING TRANSFER OF FUNDS WITHIN THE MENTAL HEALTH BUDGET**



RESOLVED, that the Treasurer is authorized to transfer monies within the Mental Health Department budget to cover the cost of audio video solution for waiting room, as follows:

From:

A4310.452	Personal Service Contracts	\$517.98
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To:

A4310.250	Other Equipment	\$517.98
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Moved, Allport; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 474-1214**

**APPROVING AGREEMENTS BETWEEN HEALTH DEPARTMENT  
AND VARIOUS AGENCIES**

RESOLVED, that this Legislature approves the following agreements between the Health Department and the following agencies:

Joan H. Weet, 9772 Mountain Rd; Middleport, NY 14105, to provide Court Stenography services for the Orleans County Health Departments numerous divisions on an as needed basis. Contract period January 1, 2014 through December 31, 2018. Contract amount is \$200.00 per day, and \$100.00 per half day. Contract amount based on length of each individual hearing. Reimbursement from State Aid.

Bruce R. Schmidt, Esq. 3100 Gaines Basin Rd, Albion, NY 14411; to provide Hearing Officer Services regarding Public Health Law for the Orleans County Health Department. Contract period January 1, 2014 to December 31, 2018. Contract amount \$250.00 for first hour and \$150.00 per additional hour. Reimbursement from State Aid.

Moved, Allport; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilipps.

**RESOLUTION NO. 475-1214**

**APPROVING AGREEMENT BETWEEN COUNTY OF ORLEANS  
AND IM SOLUTIONS, INC**

RESOLVED, that this Legislature approves an agreement between the County of Orleans and IM Solutions, 109 Chatham Ave., Buffalo, NY 14216 for the provision of medical billing and adjudication of all accounts receivable balances and post-sale corporate finance liaison effective January 1, 2014 through June 30, 2016 at a cost of \$135,000; and be it

FURTHER RESOLVED, that this Legislature authorizes the Chairman to execute the said agreement subject to the review and approval of the County Attorney and Chief Administrative Officer.

Moved, Allport; second, Eick.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilippis.

**RESOLUTION NO. 476-1214**

**AUTHORIZING THE TREASURER TO PROVIDE SUPPLEMENT  
ALLOCATION TO GENESEE ORLEANS REGIONAL ARTS  
COUNCIL (GO ART) FROM THE CONTINGENCY FUND**

RESOLVED, that the Treasurer is authorized to provide supplement allocation to GO ART for programs as follows:

From:

A1990.435 Contingency Fund \$2,000

To:

A8751.439 Council of the Arts- Authorized Agencies \$2,000

Moved, Allport; second, Johnson/DeRoller.  
Adopted 6 ayes; 0 nays; 1 absent, DeFilippis.

Chairman Callard called for a moment of silence to remember Francis “Franny” Nayman who passed away on December 12<sup>th</sup>. He was a past Albion Town Supervisor who served on the Board of Supervisors from

1976 through 1979 and then representing District 3 on the first sitting board of the Orleans County Legislature from 1980-1981.

Chairman Callard opened the floor for discussion. Legislator Johnson reported on the press conference that was held today which was well attended by county leaders of six contiguous counties representing the southern shore of Lake Ontario to refute the recent claims made by the “Support Plan 2014” Coalition and Nature Conservancy about the International Joint Commission (IJC) Plan 2014. She said the Plan 2014 is a departure from the lake’s current 4-foot regulatory range, which has been in effect for over 50 years, and instead allow for a great variation that could lead to significant public and private property damage. She said the plan is well funded by environmentalists who are more worried about the wildlife than the incredible damage that the lake shore owners would see. She made it clear that that she thought it was government at its worst. Orleans County was well represented by six lakeshore counties and hopefully their voices are louder than the fish and muskrats that the environmentalists are representing. Chairman Callard stated that Legislator Johnson represented Orleans County as Vice Chairwoman and also as Co-Chair of the Niagara Orleans Regional Alliance. Her counterpart, David Godfrey, Niagara County Legislator also represented Niagara and Orleans Counties today.

Happy Holiday and Merry Christmas wishes were shared amongst the attendees. Chairman Callard stated that we will see everyone at our next meeting on January 14<sup>th</sup>. Meeting adjourned at 4:51 p.m.

# 2015 ORLEANS COUNTY BUDGET

ADOPTED DECEMBER 1, 2014



## **ORLEANS COUNTY LEGISLATURE**

<b>E. John DeFilipps</b>	<b>Member at Large (East)</b>
<b>David B. Callard</b>	<b>Member at Large (West)</b>
<b>Donald J. Allport</b>	<b>Member at Large (Central)</b>
<b>William H. Eick</b>	<b>District No. 1</b>
<b>Lynne M. Johnson</b>	<b>District No. 2</b>
<b>Fred Miller</b>	<b>District No. 3</b>
<b>Kenneth DeRoller</b>	<b>District No. 4</b>

## **FINANCE COMMITTEE**

<b>Lynne M. Johnson</b>	<b>Chairperson</b>
<b>Kenneth DeRoller</b>	<b>Vice Chairman</b>
<b>David B. Callard</b>	<b>Legislature Chairman</b>
<b>Charles H. Nesbitt, Jr.</b>	<b>Budget Officer</b>
<b>Susan M. Heard</b>	<b>Deputy Budget Officer</b>



COUNTY OF ORLEANS  
**Chief Administrative Officer**

**Charles H. Nesbitt, Jr.**  
Chief Administrative Officer

3 South Main Street, Albion, New York 14411  
Phone: (585) 589-7053 Fax: (585) 589-1618  
cnesbitt@orleansny.com

November 12, 2014

Honorable Members of the Orleans County Legislature:

Please accept the filing of the following document as the 2015 Orleans County Tentative Budget.

The 2015 Orleans County Tentative Budget provides an operating plan for the upcoming year. This plan begins to implement a transition in the financial footing and posture of the county. The 2015 Tentative Budget proposes expenditures of \$65,015,266 or a \$14,771,363 (-19.40%) decrease in and \$46,937,201 in revenues or a \$13,191,318 (-22.96%) decrease. As you will see in the details of the document that follows, the budget accomplishes several critical programmatic and fiscal goals while also accomplishing a 1.48% or \$232,201 property tax levy decrease that will provide a reduction of approximately \$17.60 to the tax bill of the average County homeowner or \$0.22 per thousand of assessed value. The decrease in the levy is automatically compliant with the New York State property tax cap and the new property tax freeze law. As a result, Orleans County taxpayers can expect a check as a result of the county's compliance with the New York State "Tax Freeze" rebate program.

The county government for the past several years has undergone a great deal of restructuring and retrenchment, some of which was undertaken to allow the county to continue to subsidize the nursing home enterprise fund.

The total number of employee positions budgeted is as follows: 322 full-time, 95 part-time and 9 seasonal. Those numbers represent over a 30% reduction in full-time employees and a 45% reduction in part-time employees since 2010. Our ability to realize work force reductions while maintaining critical services is nearing the end.

**Major Influences**

*Sale of the Villages of Orleans*

The upcoming fiscal year represents the first time that the county will not be providing funds to the county nursing home following the final sale. Although our transition work is not yet complete and will continue for some time following the transfer, the impact to the budget is immediate and dramatic.

## 2015 Orleans County Budget Message

### Page 2

The county will avoid payment of an estimated \$1,500,000 or 9.25% added tax levy. A total of approximately \$675,000 in additional county investment would have been required had the county continued operations. Total budgetary appropriations will be reduced \$12,721,346 and revenues are to be reduced \$11,636,502. Use of the enterprise fund balance is also reduced \$1,084,844.

#### *Overall Cost of Employment*

Analyzing the cost of employment becomes slightly more complex once you remove the Enterprise Fund from the 2015 spending plan. By removing it from the prior three years and comparing only the funds that will continue, what we find is very interesting. For three years in a row the county's cost of employment has remained lower than the 2012 budget year. Static wage numbers, reductions in the employer contribution to state retirement and only slight growth in the cost of health insurance are at the root of this trend.

#### *Pension Costs*

Average pension rates charged by the New York State retirement system while still elevated are trending in the right direction again this year with another gradual decline from 20.1% to 18.2%. We continue a long gradual reduction and normalization in the cost of pensions as a percentage of wages. The employer contributions recede and tier 5 & 6 begin to show some cost savings results with workforce penetration exceeding 10% in part due to an aging workforce reaching retirement age. All these factors allows the county to realize a slight decrease across the remaining operating funds.

#### *Health Insurance*

Orleans County continues to benefit from our involvement in the Alliance of Western New York with a relatively reasonable 5.33% increase in premiums for 2015. Our premium rates have risen over a four year period approximately 19% which averages out to less than 5% per year. However, the county continues to only a slight increase in our expense since 2012 as a result of significant penetration into cleverly designed high deductible plans.

#### *Mandates*

Eight major state programs that the county is required to pay for on the state's behalf continue to hold steady at roughly 85.5% of the property tax levy. Growth in those programs is leveling off. Mandates, although slowing their growth, represent one of the two major factors that set New York State apart from other states when comparing real property taxes, the other being the manner in which schools are also funded in large part through property taxes.

## 2015 Orleans County Budget Message

Page 3

### *Capital Investments*

**Infrastructure Capital Project** – The 2015 spending plan includes the first portion of debt service for an already approved 8 million dollar capital project to replace bridges and culverts as well as replace two large roofs, add two new pole barns and a new heavy duty generator. The debt service in the first year will be completely offset by revenue resulting from the new casino gaming compact. The presence of this revenue will mitigate the impact on the property taxpayer.

Orleans County has been planning for much of this work for a few years now, yet the start was delayed to allow final arrangements to be made to transition the Villages of Orleans. The transfer of the nursing home relieves a great deal of financial pressure on the county allowing for investment into important infrastructure needs.

**Marine Park** – The Marine Park budget includes a fifty percent match for an anticipated New York State Parks grant to fund a project at the park for approximately \$320,000. The funding is for capital improvements to the marine park. Among the improvements are new decking, stairways and play ground equipment.

**Radio System** – The 2014 budget included a portion of the debt service required to fund the radio system capital project. The 2015 spending plan assumes the full amount an increase of \$86,364.

### *Sales Tax*

Sales tax has been an unpredictable revenue stream for quite some time. The 2013 budget was particularly difficult as the county missed our budgetary goal by over \$360,000. Revenue collections are up for 2014 and we are on track to hit and possibly exceed the budgeted amount. The 2015 spending plan calls for sales tax to remain flat.

### *Sponsored Partner Agencies*

**Orleans County EDA** – the county continues to make economic development a priority by growing the county contribution to sustain the operations of the EDA by \$20,000.

**Orleans County Soil and Water** – Soil and Water continues to provide a superior return on investment at sixteen dollars returned for every one dollar invested. Orleans County will increase the county share by \$17,250. A portion of that increase will fund the purchase by the county of an excavator owned by soil and water over a six year period.

**Cornell Cooperative Extension** will see a small increase of \$5,850 to support their operations in 2015 as well.



## 2015 Orleans County Budget Message

### Page 4

#### P.I.L.O.T

The county revenue received for payments in lieu of taxes will increase \$106,015 from \$359,685 to \$465,700 due to the efforts of the Orleans County EDA.

#### Public Health

Orleans and Genesee Counties continue our successful partnership in the area of Public Health service delivery. The program has resulted in improved services, reduced costs and a developing synergy between the two departments. The grant to pilot the project from the Robert Wood Johnson Foundation is coming to an end and both sides appear poised to continue the program on a more permanent basis. This program is a tremendous success both programmatically and financially. This program is a great example of inter-municipal cooperation between counties and is the first of its kind in New York State.

#### Fiscal Summary

##### *Tax Cap / Tax Freeze*

Earlier in 2014, New York State enacted the "property tax freeze". The new law provides rebates to taxpayers over two years in the amount of new levy that a local government or school district could have spent under based on the respective levy limit under the property tax cap law.

##### *Levy*

The county's allowable increase in the tax levy is \$219,871. The recommended tax levy is \$16,209,165, a reduction of \$232,201 or 1.48% for 2015 putting Orleans County \$452,072 under the tax cap for 2015. The county will carry over the full amount of \$219,871 for the 2016 cap.

##### *Rate*

The tax rate will be reduced 2.27% or \$0.22 per thousand of assessed value. A taxpayer with a property assessment of \$80,000 will see their bill reduced by \$17.60.

##### *Solid Waste Pick up*

The fee for solid waste and recycling service will be \$192, an increase of \$2 over 2014.

##### *Impact on the Home owner*

The impact of the recommended budget on the tax bill for a single family home assessed for \$80,000 is a decrease of \$17.60.

## 2015 Orleans County Budget Message

### Page 5

Finally, I would like to thank the county department heads and their staffs for their assistance and professionalism preparing this recommended budget. There is always a willingness to what is necessary to meet fiscal goals while creatively maintaining high quality services. It is truly a pleasure to work with what may be the most talented and knowledgeable group that Orleans County has had.

We also have the good fortune of working with a legislative team that is willing to make hard decisions and think beyond just the next election. The board has provided steady thoughtful leadership rather than pursuing fiscal gimmicks and irrational policy decisions to achieve short term praise.

Sincerely,

Charles H. Nesbitt, Jr.

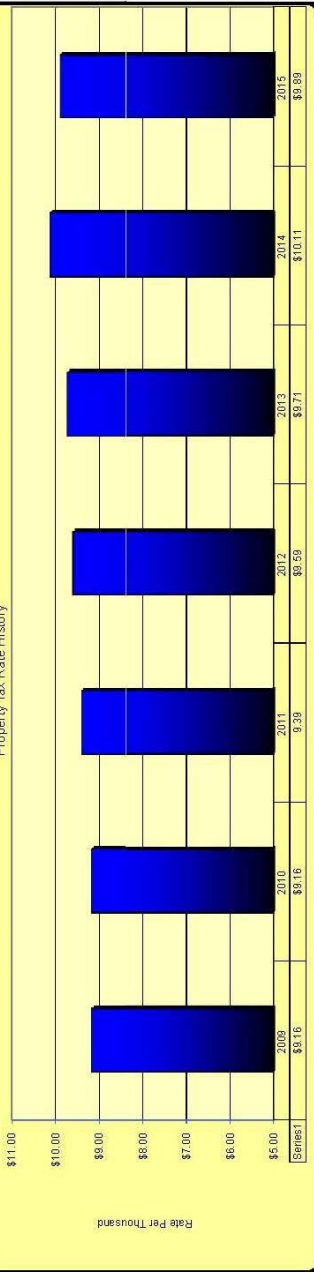
Proposed by Budget Officer

2015 TENTATIVE BUDGET SUMMARY

1/15/14 11:12 AM

	2009	2010	2011	2012	2013	2014	2015	Change	Percent
Total Appropriations (with interfund)	\$ 70,665,443	\$ 72,072,706	\$ 72,071,267	\$ 75,465,740	\$ 76,133,318	\$ 79,786,629	\$ 65,015,266	\$ (14,771,363)	-19.43%
Total Revenue (with interfund)	\$ 55,730,311	\$ 56,963,126	\$ 55,321,654	\$ 57,027,666	\$ 57,455,138	\$ 60,129,519	\$ 46,922,201	\$ (13,187,318)	-22.95%
County Cost	\$ 16,924,632	\$ 15,103,480	\$ 16,939,913	\$ 13,469,074	\$ 19,578,180	\$ 13,659,110	\$ 19,075,065	\$ (1,580,045)	-8.2%
Less Cash Surplus (from General Fund)	\$ (2,073,000)	\$ (1,072,000)	\$ (1,000,000)	\$ (3,400,000)	\$ (5,527,000)	\$ (1,527,000)	\$ (1,400,000)	\$ 28,000	39.00%
Less Cash Surplus (from Road Fund)	\$ (150,000)	\$ (25,000)	\$ (200,000)	\$ (30,000)	\$ (60,000)	\$ (85,000)	\$ (85,000)	\$ 0	0.00%
Less Cash Surplus (from Solid Waste)	\$ (150,000)	\$ (150,000)	\$ (225,000)	\$ (200,000)	\$ (80,000)	\$ (100,000)	\$ (42,000)	\$ 38,000	90.00%
Less Cash Surplus (from Debt Services)	\$ (35,000)	\$ (112,500)	\$ (55,000)	\$ (40,000)	\$ (30,000)	\$ (25,000)	\$ (77,000)	\$ (52,000)	-100.00%
Less Cash Surplus (from Machine Fund)	\$ -	\$ -	\$ -	\$ (1,935,213)	\$ (40,000)	\$ (1,089,844)	\$ (30,000)	\$ 1,084,844	-100.00%
Less Cash Surplus (from Enterprise Fund)	\$ -	\$ -	\$ -	\$ (300,000)	\$ (400,000)	\$ (400,000)	\$ (200,000)	\$ 150,000	-33.33%
Plus Allowance for Uncollectible Taxes	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ 90,100	\$ 0	0.00%
<b>Total</b>	\$ 33,786,732	\$ 13,825,180	\$ 15,014,913	\$ 13,939,603	\$ 35,601,104	\$ 16,443,666	\$ 16,205,165	\$ (232,201)	-1.48%
Assessed Value	1,504,361,959	1,509,190,220	1,598,663,747	1,605,407,595	1,615,645,091	1,625,546,252	1,620,161,161	\$ 5,485,111	0.34%
Average Tax Rate	9.16	9.16	9.39	9.59	9.71	10.11	9.89	\$ (0.22)	-2.27%

Property Tax Rate History



Property Assessed at:	Will Increase (decrease) at:	Property Assessed	Will increase (decrease) at:	Property Assessed	Will Increase (decrease) at:
\$ 20,000	\$ (6,600)	\$ 85,000	\$ (16,700)	\$ 140,000	\$ (30,600)
\$ 25,000	\$ (7,700)	\$ 90,000	\$ (16,800)	\$ 145,000	\$ (31,500)
\$ 40,000	\$ (8,800)	\$ 95,000	\$ (20,900)	\$ 150,000	\$ (33,500)
\$ 45,000	\$ (9,900)	\$ 100,000	\$ (22,000)	\$ 155,000	\$ (35,000)
\$ 50,000	\$ (11,000)	\$ 105,000	\$ (23,100)	\$ 160,000	\$ (36,200)
\$ 55,000	\$ (12,100)	\$ 110,000	\$ (24,200)	\$ 165,000	\$ (37,400)
\$ 60,000	\$ (13,200)	\$ 115,000	\$ (25,300)	\$ 170,000	\$ (38,600)
\$ 65,000	\$ (14,300)	\$ 120,000	\$ (26,400)	\$ 175,000	\$ (39,800)
\$ 70,000	\$ (15,400)	\$ 125,000	\$ (27,500)	\$ 180,000	\$ (41,000)
\$ 75,000	\$ (16,500)	\$ 130,000	\$ (28,600)	\$ 185,000	\$ (42,200)
\$ 80,000	\$ (17,600)	\$ 135,000	\$ (29,700)	\$ 190,000	\$ (43,400)
\$ 85,000	\$ (18,700)	\$ 140,000	\$ (30,800)	\$ 195,000	\$ (44,600)
\$ 90,000	\$ (19,800)	\$ 145,000	\$ (31,900)	\$ 200,000	\$ (45,800)
\$ 95,000	\$ (20,900)	\$ 150,000	\$ (33,000)	\$ 205,000	\$ (47,000)
\$ 100,000	\$ (22,000)	\$ 155,000	\$ (34,100)	\$ 210,000	\$ (48,200)
\$ 105,000	\$ (23,100)	\$ 160,000	\$ (35,200)	\$ 215,000	\$ (49,400)
\$ 110,000	\$ (24,200)	\$ 165,000	\$ (36,300)	\$ 220,000	\$ (50,600)
\$ 115,000	\$ (25,300)	\$ 170,000	\$ (37,400)	\$ 225,000	\$ (51,800)
\$ 120,000	\$ (26,400)	\$ 175,000	\$ (38,500)	\$ 230,000	\$ (53,000)
\$ 125,000	\$ (27,500)	\$ 180,000	\$ (39,600)	\$ 235,000	\$ (54,200)
\$ 130,000	\$ (28,600)	\$ 185,000	\$ (40,700)	\$ 240,000	\$ (55,400)
\$ 135,000	\$ (29,700)	\$ 190,000	\$ (41,800)	\$ 245,000	\$ (56,600)

The fee for solid waste and recycling service for 2015 will be \$192.

Prepared by: GWYNETH H. MOORE, JR.

## 2015 Orleans County Budget - Budget Schedules

### 2015 - SCHEDULE A - SUMMARY OF BUDGET BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
<b>APPROPRIATIONS</b>									
EXCLUDING INTERFUND	62,263,500	52,846,437	706,857		3,995,607	1,853,307	1,633,282	1,328,010	-
SOLID WASTE FUND	2,602,716			2,602,716					
INTERFUND TRANSFERS	49,050			49,050					
<b>TOTAL APPROPRIATIONS</b>	<b>65,015,266</b>	<b>52,846,437</b>	<b>706,857</b>	<b>2,651,766</b>	<b>3,995,607</b>	<b>1,853,307</b>	<b>1,633,282</b>	<b>1,328,010</b>	<b>-</b>
<b>REVENUES</b>									
EXCLUDING INTERFUND	46,008,151	38,946,782	676,857	2,651,766	984,833	1,616,665	1,633,282	377,966	-
INTERFUND TRANSFERS	49,050	49,050							
<b>TOTAL REVENUES</b>	<b>46,937,201</b>	<b>38,995,832</b>	<b>676,857</b>	<b>2,651,766</b>	<b>984,833</b>	<b>1,616,665</b>	<b>1,633,282</b>	<b>377,966</b>	<b>-</b>
AMOUNT FUNDED BY TAX LEVY	18,078,065	13,850,605	30,000	-	3,010,774	236,642	-	950,044	-
LESS NON LEVY CASH SURPLUS	62,000			62,000					
LESS CASH SURPLUS	1,597,000	1,400,000			85,000	35,000		77,000	
LESS RETIREMENT RESERVE	300,000	300,000							
<b>LEVY FOR BUDGETARY PURPOSE</b>	<b>15,119,065</b>	<b>12,150,605</b>	<b>30,000</b>	<b>(62,000)</b>	<b>2,925,774</b>	<b>201,642</b>	<b>-</b>	<b>873,044</b>	<b>-</b>
PLUS ALLOWANCE FOR UNCOLLECTIBLE TAXES	90,100								
<b>TOTAL LEVY</b>	<b>16,209,165</b>								

### 2015 - SCHEDULE B - SUMMARY OF APPROPRIATIONS BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
GENERAL GOV'T. SUPPORT	7,775,405	6,875,470			339,587		560,548		
EDUCATION	3,965,881	3,965,881							
PUBLIC SAFETY	10,054,836	10,054,836							
HEALTH	5,693,411	5,693,411							
TRANSPORTATION	5,539,708	30,181			3,656,220	1,853,307			
ECON. ASSISTANCE & OPPORT.	25,562,684	24,855,827	706,857						
CULTURE & RECREATION	438,683	438,683							
HOME & COMM. SERVICES	932,178	932,178							
DEBT SERVICE	1,328,010							1,328,010	
OTHER TRANSFERS									
OTHER	1,072,734						1,072,734		
SOLID WASTE	2,602,716			2,602,716					
APPROPRIATIONS	64,966,716	52,846,437	706,857	2,602,716	3,995,607	1,853,307	1,633,282	1,328,010	-
Plus Interfund Transfers	49,050			49,050					
<b>TOTAL ALL APPROPRIATIONS</b>	<b>65,015,266</b>	<b>52,846,437</b>	<b>706,857</b>	<b>2,651,766</b>	<b>3,995,607</b>	<b>1,853,307</b>	<b>1,633,282</b>	<b>1,328,010</b>	<b>-</b>

### 2015 - SCHEDULE C - SUMMARY OF REVENUES BY FUNDS

	TOTAL	GENERAL FUND	SPECIAL GRANT FUND	SOLID WASTE FUND	ROAD FUND	MACHINE FUND	SELF INSURANCE FUND	DEBT SERVICE FUND	ENTERPRISE FUND
REAL PROPERTY TAX ITEMS	1,565,803	1,565,493							
NON-PROPERTY TAXES	13,932,500	13,847,500						85,000	
DEPARTMENTAL INCOME	7,879,699	4,872,332		2,651,766		353,600			
INTERGOVERNMENTAL CHARGES	2,151,302	172,947	676,857			1,041,498		260,000	
USE OF MONEY & PROPERTY	362,842	339,500			450	450		22,362	
PERMITS, FINES & FORFEITURES	89,053	89,053							
SALE OF PROP. & OTHER COMP.	854,899	854,899							
OTHER	2,311,199	455,300			3,500	219,117	1,633,282		
STATE AID	9,256,806	8,365,319			980,883			10,604	
FEDERAL AID	8,384,449	8,384,449							
REVENUES	46,008,151	38,946,782	676,857	2,651,766	984,833	1,616,665	1,633,282	377,966	-
Plus Interfund Transfers	49,050	49,050							
<b>TOTAL ALL REVENUES</b>	<b>46,937,201</b>	<b>38,995,832</b>	<b>676,857</b>	<b>2,651,766</b>	<b>984,833</b>	<b>1,616,665</b>	<b>1,633,282</b>	<b>377,966</b>	<b>-</b>

## 2015 RECOMMENDED BUDGET SUMMARY

### GENERAL GOVERNMENT SUPPORT

	2014			2015			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
A1010 Legislative Board	161,397	-	161,397	167,354	-	167,354	5,957
A1020 Chief Adm. Officer	146,780	22,000	124,780	157,934	22,000	135,934	11,154
A1040 Clerk of Legislative	146,226	17,050	129,176	156,458	17,050	139,408	10,232
A1141 Assigned Counsel	182,000	13,037	168,963	317,000	-	317,000	148,037
A1165 District Attorney	604,801	139,689	465,112	608,801	137,189	471,612	6,500
A1170 Public Defender	436,786	19,036	417,750	327,083	60,743	266,340	(151,410)
A1180 Justices & Constables	2,500	-	2,500	2,500	-	2,500	-
A1185 Coroners	65,522	-	65,522	76,867	-	76,867	11,345
A1325 County Treasurer	452,462	1,050,000	(597,538)	462,439	1,053,000	(590,561)	6,977
A1340 Budget Officer	12,893	-	12,893	13,129	-	13,129	246
A1355 Real Prop. Tax Dept.	226,948	151,828	75,120	229,785	153,563	76,222	1,102
A1362 Tax Adv. & Expense	2,500	2,500	-	2,500	2,500	-	-
A1410 County Clerk	780,540	1,218,850	(438,310)	758,179	1,218,850	(460,671)	(22,361)
A1420 County Attorney	361,405	175,066	186,339	339,671	165,532	174,139	(12,200)
A1430 Personnel	191,963	1,500	190,463	199,313	1,500	197,813	7,350
A1433 Risk Management	9,463	-	9,463	10,531	-	10,531	1,068
A1450 Board of Elections	318,510	40,250	278,260	391,330	83,500	307,830	29,570
A1460 Records Management	9,642	-	9,642	9,980	-	9,980	338
A1615 Central Off. Eq. Repair	50	50	-	50	50	-	-
A1620 Buildings & Grounds	1,360,369	644,751	715,618	1,342,699	532,281	810,418	94,800
A1680 Computer Services	580,655	160,511	420,144	593,867	137,819	456,048	35,904
A1910 Undistributed Exp	488,398	25,000	463,398	458,000	25,000	433,000	(30,398)
A1990 Contingency Fund	250,000	-	250,000	250,000	-	250,000	-
<b>TOTAL GENERAL GOVERNMENT SUPPORT</b>							
<b>Total Appropriations</b>	6,791,800			6,875,470			83,670
<b>Total Revenues</b>		3,681,118			3,610,577		(70,541)
<b>Total County Cost</b>			3,110,682			3,264,893	154,211
<b>EDUCATION</b>							
A2490 Comm. Colleges	1,740,000	-	1,740,000	1,740,000	-	1,740,000	-
A2960 Education Hand. Ch.	2,411,998	1,398,250	1,013,748	2,221,151	1,279,250	941,901	(71,847)
A2980 Medical Scholarship	4,500	1,800	2,700	4,500	1,800	2,700	-
A2989 Other Ed.-DARE	200	200	-	200	200	-	-
<b>TOTAL EDUCATION</b>							
<b>Total Appropriations</b>	4,156,698			3,965,851			(190,847)
<b>Total Revenues</b>		1,400,250			1,281,250		(119,000)
<b>Total County Cost</b>			2,756,448			2,684,601	(71,847)
<b>PUBLIC SAFETY</b>							
A3020 Public Safety Comm. Sys	887,140	78,121	809,019	944,895	204,895	740,000	(69,019)
A3110 Sheriff	3,558,632	572,531	2,986,101	3,641,370	584,622	3,056,748	70,647
A3140 Probation	987,149	204,577	782,572	967,320	204,577	762,743	(19,829)
A3150 Jail	3,654,424	199,900	3,454,524	3,724,085	84,600	3,639,485	184,961
A3151 Crime Victims	101,688	101,688	-	62,005	62,005	-	-
A3189 Confidential Investigations	217,624	-	217,624	223,755	-	223,755	6,131
A3315 Stop DWI Program	74,753	74,753	-	85,353	85,353	-	-
A3510 Control of Animals	97,645	38,876	58,769	126,475	37,376	89,099	30,320
A3640 Emergency Mang.	380,168	20,369	359,799	279,578	23,819	255,759	(104,040)
<b>TOTAL PUBLIC SAFETY</b>							
<b>Total Appropriations</b>	9,959,223			10,054,836			95,613
<b>Total Revenues</b>		1,290,815			1,287,247		(3,568)
<b>Total County Cost</b>			8,668,408			8,767,589	99,181
<b>HEALTH</b>							
A4010 Public Health	1,781,708	1,097,559	684,149	1,652,336	1,095,273	557,063	(127,086)
A4059 Early Intervention	366,815	72,350	294,465	322,400	42,985	279,415	(15,050)
A4310 Mental Health	2,555,151	2,260,861	294,290	2,730,927	2,556,403	174,524	(119,766)
A4320 Friends of Mental Hlth	63,661	63,661	-	63,661	63,661	-	-
A4321 ARC Private Sector	283,445	243,614	39,831	283,445	243,614	39,831	-
A4322 Drug & Alcohol Abuse	321,327	286,160	35,167	331,327	296,160	35,167	-
A4323 NYSDOCS - DePaul	66,776	66,776	-	165,204	165,204	-	-
A4324 Hillside Program	79,111	79,111	-	79,111	79,111	-	-
A4390 Mental Hlth-Law Exp.	40,000	-	40,000	60,000	-	60,000	20,000
A4540 Mercy Flight	5,000	-	5,000	5,000	-	5,000	-
A5630 Public Transportation	30,181	12,400	17,781	30,181	12,400	17,781	-
<b>TOTAL HEALTH</b>							
<b>Total Appropriations</b>	5,593,175			5,723,592			130,417
<b>Total Revenues</b>		4,182,492			4,554,811		372,319
<b>Total County Cost</b>			1,410,683			1,168,781	(241,902)

**2015 RECOMMENDED BUDGET SUMMARY**

	2014			2015			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
<b>A. SOCIAL SERVICES</b>							
A6016 Social Serv. Adm	6,771,874	5,450,544	1,321,335	6,807,959	5,315,201	1,492,758	171,433
A6055 Day Care	900,000	850,000	50,000	925,000	875,000	50,000	-
A6070 Sen. Pop. Recipients	40,000	19,260	20,740	68,900	28,560	39,440	18,700
A6101 Medical Assistance	465,000	485,000	-	350,000	350,000	-	-
A6202 WMS (Medical C)	9,162,972	-	9,262,972	8,331,751	-	8,331,751	(831,331)
A6109 Family Assistance	2,575,000	2,244,216	330,784	2,945,900	2,660,800	285,000	(16,794)
A6115 Child Care	770,000	540,107	229,893	770,000	528,313	241,677	11,784
A6123 Juvenile Delinquent	25,000	10,100	14,900	100,000	10,000	89,000	75,000
A6129 State Training School	75,000	-	75,000	50,000	-	50,000	(25,000)
A6148 Safety Net	2,550,000	876,733	1,673,267	2,725,000	924,583	1,800,417	122,150
A6141 Fuel Aid Program	7,500	-	-	7,500	-	-	-
A6142 Emerg Aid to Adults	30,000	15,000	15,000	65,000	32,500	32,500	17,500
<b>TOTAL SOCIAL SERVICES</b>							
Total Appropriations	23,472,351			23,145,210			(327,141)
Total Revenues		10,478,460			10,731,767		253,307
Total County Cost			13,993,861			13,413,443	(580,448)
<b>B. MISC. ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
A6419 Tourism	145,622	94,021	51,651	180,511	91,021	86,490	34,839
A6510 Technical Service	170,205	81,865	88,344	175,809	71,873	103,726	18,192
A6516 Weight Loss Seminars	44,826	8,850	35,976	44,367	6,660	38,117	(8,659)
A6773 Programs for Aging	1,120,799	1,017,152	113,646	1,310,130	1,200,000	109,830	(3,816)
<b>TOTAL ECONOMIC ASSISTANCE AND OPPORTUNITY</b>							
Total Appropriations	24,963,857			24,855,827			(108,030)
Total Revenues		11,683,249			1,107,913		423,662
Total County Cost			13,280,368			1,274,816	(631,692)
<b>CULTURE &amp; RECREATION</b>							
A7180 Monroe Park	45,213	45,000	4,213	367,705	206,000	162,705	158,492
A7310 Youth Programs	35,000	35,000	-	35,000	35,000	-	-
A7312 Youth Bureau	12,890	6,080	6,810	16,835	8,075	8,560	1,750
A7415 Libraries	10,000	-	10,000	13,000	-	10,000	-
A7510 Historical	9,414	-	9,414	9,243	-	9,243	(71)
<b>TOTAL CULTURE &amp; RECREATION</b>							
Total Appropriations	115,517			438,683			(322,166)
Total Revenues		86,080			249,075		(161,995)
Total County Cost			30,437			190,608	(160,171)
<b>HOME &amp; COMMUNITY SERVICES</b>							
A8020 Planning & Development	193,464	4,000	189,464	219,789	1,000	218,789	30,385
A8021 Economic Dev. Project	150,000	-	150,000	170,000	-	170,000	20,000
A8025 Joint Planning Board	6,447	-	6,447	6,447	-	6,447	-
A8720 Sportsman's Federation	500	-	500	1,000	-	1,000	500
A8740 Oak Orch Watershed	24,703	34,703	-	24,703	24,703	-	-
A8745 Soil & Water	87,250	-	87,250	75,000	-	75,000	(12,250)
A8750 Camping Area Expansion	219,150	-	219,150	225,000	-	225,000	5,850
A8751 Council of the Arts	1,000	-	1,000	3,000	-	3,000	2,000
A8989 Housing Assistance	202,717	202,717	-	197,039	197,039	-	-
<b>TOTAL HOME &amp; COMMUNITY SERVICES</b>							
Total Appropriations	864,871			932,178			(67,307)
Total Revenues		241,420			232,742		8,678
Total County Cost			623,451			699,436	(175,985)
<b>GRAND TOTAL GENERAL FUND</b>						24,824,754	
<b>SPECIAL GRANT FUND</b>							
C06293 Job Development	648,479	648,479	-	706,857	676,857	30,000	30,000
<b>TOTAL SPECIAL GRANT FUND</b>							
Total Appropriations	648,479			706,857			58,378
Total Revenues		648,479			676,857		28,378
Total County Cost			-		-	-	30,000

**2015 RECOMMENDED BUDGET SUMMARY**

	2014			2015			\$ Change
	Appropriations	Revenues	Cost	Appropriations	Revenues	Cost	
<b>SOLID WASTE</b>							
CL8160 Solid Waste Fund	2,582,290	2,582,290	-	2,651,766	2,651,766	-	-
<b>TOTAL SOLID WASTE</b>							
<b>Total Appropriations</b>	2,582,290			2,651,766			69,476
<b>Total Revenues</b>		2,582,290			2,651,766		69,476
<b>Total County Cost</b>			\$ -			\$ -	-
<b>HIGHWAY FUND</b>							
D9310 Road -Traffic Safety	39,956	-	39,956	43,436	-	43,436	3,480
D9510 Road Administration	283,630	-	283,630	295,951	-	295,951	12,321
D5110 Road Maintenance	1,200,196	3,950	1,196,246	1,276,686	3,950	1,272,736	76,490
D5112 Road Construction	1,289,363	1,289,363	-	980,883	980,883	-	-
D5120 Road Fund Bridges	2,997,522	2,740,369	257,153	178,482	-	178,482	(78,671)
D5142 Road Snow Removal	1,191,418	-	1,191,418	1,220,169	-	1,220,169	28,751
DMS130 Machine-Maintenance	595,894	426,450	169,444	811,809	575,167	236,642	67,198
DMS140 Purl Farm	1,051,621	1,051,621	-	1,041,498	1,041,498	-	-
<b>TOTAL HIGHWAY FUND</b>							
<b>Total Appropriations</b>	8,649,600	-	-	5,848,914			(2,800,686)
<b>Total Revenues</b>		5,511,753			2,601,498		(2,910,255)
<b>Total County Cost</b>			3,137,847			3,247,416	109,569
<b>SELF INSURANCE FUND</b>							
S1710 Self Insurance Fund	634,454	634,454	-	560,548	560,548	-	-
S1720 Recipient's Benefits	1,122,734	1,122,734	-	1,072,734	1,072,734	-	-
<b>TOTAL SELF INSURANCE FUND</b>							
<b>Total Appropriations</b>	1,757,188			1,633,282			(123,906)
<b>Total Revenues</b>		1,757,188			1,633,282		(123,906)
<b>Total County Cost</b>			-			-	-
<b>LONG TERM DEBT</b>							
V1380 Fiscal Agent Fees	2,500	-	2,500	5,000	-	5,000	2,500
V9710 Long Term Debt	979,085	117,905	861,180	1,323,010	377,966	945,044	83,864
<b>TOTAL LONG TERM DEBT</b>							
<b>Total Appropriations</b>	981,585			1,328,010			346,425
<b>Total Revenues</b>		117,905			377,966		260,061
<b>Total County Cost</b>			863,680			950,044	86,364
<b>NURSING HOME</b>							
EH6030 Nursing Home	11,817,649	11,636,502	181,147	-	-	-	(181,147)
EH9710 Debt Service	903,697		903,697				(903,697)
<b>TOTAL NURSING HOME</b>							
<b>Total Appropriations</b>	12,721,346			-			(12,721,346)
<b>Total Revenues</b>		11,636,502			-		(11,636,502)
<b>Total County Cost</b>			1,084,844			-	(1,084,844)
<b>UNASSIGNED REVENUE</b>							
Unassigned Revenue		15,308,878	(15,308,878)		15,674,119	(15,674,119)	(365,241)
<b>TOTAL UNASSIGNED REVENUE</b>							
<b>Total Appropriations</b>	-			-			-
<b>Total Revenues</b>		15,308,878			15,674,119		365,241
<b>Total County Cost</b>			(15,308,878)			(15,674,119)	(365,241)
<b>Grand Totals</b>	79,786,629	60,128,519	19,658,110	65,015,266	46,937,201	18,078,065	(1,580,045)

# 2015 ORLEANS COUNTY BUDGET

DEPARTMENTAL BUDGETS





## Budget Preparation Publication Parameters

Report ID: 2014 BUDGT  
 Version Code: 2015 BUDGET  
 Period: 1  
 Memo Date: 01/01/2012  
 Description: Display  
 Summary Only: Yes  
 Spacing: Single  
 Print: Blanks  
 Year: 2015  
 To: 12  
 To: 12/31/2012  
 Acct Status: Active  
 Print Account No.: Yes  
 Suppress Zero Accts: Yes  
 Include Accts From Version Only: Yes  
 Print Summary Page: No  
 Use Alt Fund: No  
 Exclude Revenue Brackets: No  
 Grand Totals on Separate Page: No  
 Print Detail: No  
 Truncate Detail Desc Based on " | ": No

Account Table: IDA130 DEPT/REV REPORT

Rule No.	Component	From	To	Acct Type
1	FUND	001	999	Expense
2	FUND	001	999	Revenue

Alt. Sort Table:

Sort:	Sort	Subtotal	Page Break	Subheading
1	Fund	Yes	No	Yes
2	Dept	Yes	Yes	Yes
3	Type	Yes	No	Yes
4	Group	Yes	No	No

Print Last Sort Component No.: No Print Display Description: No

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Date Prepared: 02/06/2015 10:45 AM  
Report Date: 02/06/2015  
Account Table: IDA130  
Alt. Sort Table:

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001010</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00	82,112.00	85,254.00	85,254.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	367.00	134.00	134.00	134.00	165.00	185.00	185.00	185.00
Group 4								
CONTRACTUAL EXPENSE	9,682.00	9,748.00	9,739.00	8,780.00	9,749.00	10,836.00	13,816.00	13,816.00
Group 8								
EMPLOYEE BENEFITS	48,820.00	66,254.00	55,527.00	60,002.00	69,371.00	48,652.00	68,099.00	68,099.00
<b>Total Type E Expense</b>	<b>140,981.00</b>	<b>158,248.00</b>	<b>147,512.00</b>	<b>151,028.00</b>	<b>161,397.00</b>	<b>141,785.00</b>	<b>167,354.00</b>	<b>167,354.00</b>
<b>Total Dept 001010</b>								
<b>LEGISLATIVE BOARD</b>	<b>140,981.00</b>	<b>158,248.00</b>	<b>147,512.00</b>	<b>151,028.00</b>	<b>161,397.00</b>	<b>141,785.00</b>	<b>167,354.00</b>	<b>167,354.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001020</b>								
<b>CHIEF ADMINISTRATIVE OFFICER</b>								
<b>Type R</b>								
<b>Group</b>								
	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)	(22,000.00)
<b>Total Type R Revenue</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>	<b>(22,000.00)</b>
<b>Type E</b>								
<b>Expense</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	95,014.00	90,191.00	91,751.00	96,245.00	97,686.00	105,278.00	105,278.00	105,278.00
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	4,058.00	3,986.00	3,820.00	4,030.00	3,933.00	4,286.00	6,786.00	6,786.00
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	32,288.00	40,280.00	46,262.00	49,660.00	45,161.00	51,693.00	48,370.00	48,370.00
<b>Total Type E Expense</b>	<b>131,340.00</b>	<b>134,457.00</b>	<b>141,833.00</b>	<b>149,935.00</b>	<b>146,780.00</b>	<b>161,257.00</b>	<b>160,434.00</b>	<b>160,434.00</b>
<b>Total Dept 001020 CHIEF ADMINISTRATIVE OFFICER</b>	<b>109,340.00</b>	<b>112,457.00</b>	<b>119,833.00</b>	<b>127,935.00</b>	<b>124,780.00</b>	<b>139,257.00</b>	<b>138,434.00</b>	<b>138,434.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001040</b>								
<b>Type R</b>								
Group								
	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)	(17,050.00)
<b>Total Type R Revenue</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>	<b>(17,050.00)</b>
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	74,729.00	78,375.00	78,433.00	80,644.00	85,858.00	94,176.00	94,176.00	94,176.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,042.00	792.00	628.00	692.00	742.00	780.00	780.00	780.00
Group 4								
CONTRACTUAL EXPENSE	11,938.00	12,100.00	12,874.00	12,735.00	12,397.00	12,658.00	12,339.00	12,339.00
Group 8								
EMPLOYEE BENEFITS	41,722.00	48,431.00	46,262.00	49,304.00	47,229.00	51,122.00	49,163.00	49,163.00
<b>Total Type E Expense</b>	<b>129,431.00</b>	<b>139,698.00</b>	<b>138,197.00</b>	<b>143,375.00</b>	<b>146,226.00</b>	<b>158,736.00</b>	<b>156,458.00</b>	<b>156,458.00</b>
<b>Total Dept 001040 CLERK OF LEGISLATIVE BOARD</b>	<b>112,381.00</b>	<b>122,648.00</b>	<b>121,147.00</b>	<b>126,325.00</b>	<b>129,176.00</b>	<b>141,686.00</b>	<b>139,408.00</b>	<b>139,408.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>ASSIGNED COUNSEL</b>								
Type R								
Group								
Revenue	(56,006.00)	(46,932.00)	(39,110.00)	(26,073.00)	(13,037.00)			
<b>Total Type R Revenue</b>	<b>(56,006.00)</b>	<b>(46,932.00)</b>	<b>(39,110.00)</b>	<b>(26,073.00)</b>	<b>(13,037.00)</b>			
Type E								
Group 4								
CONTRACTUAL EXPENSE	152,500.00	150,000.00	145,000.00	160,000.00	182,000.00	317,000.00	317,000.00	317,000.00
<b>Total Type E Expense</b>	<b>152,500.00</b>	<b>150,000.00</b>	<b>145,000.00</b>	<b>160,000.00</b>	<b>182,000.00</b>	<b>317,000.00</b>	<b>317,000.00</b>	<b>317,000.00</b>
<b>Total Dept 001141 ASSIGNED COUNSEL</b>	<b>94,494.00</b>	<b>103,068.00</b>	<b>105,890.00</b>	<b>133,927.00</b>	<b>168,963.00</b>	<b>317,000.00</b>	<b>317,000.00</b>	<b>317,000.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>DISTRICT ATTORNEY</b>								
<b>Type R</b>								
Group								
	(83,404.00)	(110,667.00)	(111,189.00)	(136,689.00)	(139,689.00)	(134,189.00)	(137,189.00)	(137,189.00)
<b>Total Type R Revenue</b>	<b>(83,404.00)</b>	<b>(110,667.00)</b>	<b>(111,189.00)</b>	<b>(136,689.00)</b>	<b>(139,689.00)</b>	<b>(134,189.00)</b>	<b>(137,189.00)</b>	<b>(137,189.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	322,566.00	335,917.00	357,053.00	365,631.00	381,433.00	388,634.00	388,634.00	388,634.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,929.00	1,690.00	1,125.00	1,015.00	1,015.00	1,116.00	1,116.00	1,116.00
Group 4								
CONTRACTUAL EXPENSE	63,282.00	63,355.00	64,525.00	69,435.00	69,993.00	69,129.00	69,129.00	69,129.00
Group 8								
EMPLOYEE BENEFITS	93,934.00	113,753.00	151,821.00	162,577.00	152,360.00	154,609.00	149,922.00	149,922.00
<b>Total Type E Expense</b>	<b>481,691.00</b>	<b>514,715.00</b>	<b>574,525.00</b>	<b>598,658.00</b>	<b>604,801.00</b>	<b>613,488.00</b>	<b>608,801.00</b>	<b>608,801.00</b>
<b>Total Dept 001165 DISTRICT ATTORNEY</b>	<b>398,287.00</b>	<b>404,048.00</b>	<b>463,336.00</b>	<b>461,969.00</b>	<b>465,112.00</b>	<b>479,299.00</b>	<b>471,612.00</b>	<b>471,612.00</b>



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>FUND 001</b>								
<b>JUSTICES &amp; CONSTABLES</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Type E Expense</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>Total Dept 001180 JUSTICES &amp; CONSTABLES</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>FUND 001</b>								
<b>Dept 001185</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	17,988.00	23,234.00	20,244.00	20,244.00	20,536.00	22,664.00	22,664.00	22,664.00
Group 4								
CONTRACTUAL EXPENSE	9,400.00	9,440.00	36,455.00	37,265.00	38,340.00	46,950.00	46,950.00	46,950.00
Group 8								
EMPLOYEE BENEFITS	4,225.00	5,843.00	7,544.00	8,103.00	6,646.00	7,547.00	7,253.00	7,253.00
<b>Total Type E Expense</b>	<b>31,613.00</b>	<b>38,517.00</b>	<b>64,243.00</b>	<b>65,612.00</b>	<b>65,522.00</b>	<b>77,161.00</b>	<b>76,867.00</b>	<b>76,867.00</b>
<b>Total Dept 001185</b>								
<b>MEDICAL EXAMINERS &amp; CORONERS</b>	<b>31,613.00</b>	<b>38,517.00</b>	<b>64,243.00</b>	<b>65,612.00</b>	<b>65,522.00</b>	<b>77,161.00</b>	<b>76,867.00</b>	<b>76,867.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>COUNTY TREASURER</b>								
Type R								
Group								
Fund 001								
Dept 001325								
Revenue	(947,500.00)	(947,500.00)	(970,000.00)	(1,022,000.00)	(1,050,000.00)	(1,053,000.00)	(1,053,000.00)	(1,053,000.00)
<b>Total Type R Revenue</b>	<b>(947,500.00)</b>	<b>(947,500.00)</b>	<b>(970,000.00)</b>	<b>(1,022,000.00)</b>	<b>(1,050,000.00)</b>	<b>(1,053,000.00)</b>	<b>(1,053,000.00)</b>	<b>(1,053,000.00)</b>
Type E								
Expense								
Group 1								
PERSONAL SERVICES	229,860.00	234,420.00	225,457.00	227,539.00	237,246.00	252,702.00	252,702.00	252,702.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,467.00	1,681.00	1,325.00	1,393.00	1,709.00	1,500.00	1,500.00	1,500.00
Group 4								
CONTRACTUAL EXPENSE	43,584.00	53,565.00	50,620.00	40,582.00	52,277.00	42,576.00	42,576.00	42,576.00
Group 8								
EMPLOYEE BENEFITS	116,580.00	138,037.00	157,106.00	165,703.00	161,230.00	172,765.00	165,861.00	165,681.00
<b>Total Type E Expense</b>	<b>391,491.00</b>	<b>427,703.00</b>	<b>434,508.00</b>	<b>435,217.00</b>	<b>452,462.00</b>	<b>469,543.00</b>	<b>462,439.00</b>	<b>462,439.00</b>
<b>Total Dept 001325 COUNTY TREASURER</b>	<b>(556,009.00)</b>	<b>(519,797.00)</b>	<b>(535,492.00)</b>	<b>(586,783.00)</b>	<b>(597,538.00)</b>	<b>(583,457.00)</b>	<b>(590,561.00)</b>	<b>(590,561.00)</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>FUND 001</b>								
<b>Dept 001340</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	8,370.00	8,538.00	8,622.00	8,870.00	9,191.00	9,542.00	9,542.00	9,542.00
Group 4								
CONTRACTUAL EXPENSE	927.00	900.00	886.00	1,083.00	1,141.00	1,141.00	1,141.00	1,141.00
Group 8								
EMPLOYEE BENEFITS	1,601.00	1,891.00	2,325.00	2,648.00	2,551.00	2,494.00	2,446.00	2,446.00
<b>Total Type E Expense</b>	<b>10,898.00</b>	<b>11,329.00</b>	<b>11,833.00</b>	<b>12,601.00</b>	<b>12,883.00</b>	<b>13,177.00</b>	<b>13,129.00</b>	<b>13,129.00</b>
<b>Total Dept 001340 BUDGET OFFICER</b>	<b>10,898.00</b>	<b>11,329.00</b>	<b>11,833.00</b>	<b>12,601.00</b>	<b>12,883.00</b>	<b>13,177.00</b>	<b>13,129.00</b>	<b>13,129.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>	<b>GENERAL FUND</b>							
<b>Dept 001355</b>	<b>REAL PROPERTY TAX SERVICE</b>							
<b>Type R</b>	<b>Revenue</b>							
Group	(127,464.00)	(128,343.00)	(130,252.00)	(148,029.00)	(151,828.00)	(153,563.00)	(153,563.00)	(153,563.00)
<b>Total Type R Revenue</b>	<b>(127,464.00)</b>	<b>(128,343.00)</b>	<b>(130,252.00)</b>	<b>(148,029.00)</b>	<b>(151,828.00)</b>	<b>(153,563.00)</b>	<b>(153,563.00)</b>	<b>(153,563.00)</b>
<b>Type E</b>	<b>Expense</b>							
Group 1	<b>PERSONAL SERVICES</b>							
Group 2	120,846.00	124,723.00	119,806.00	120,933.00	125,956.00	129,934.00	129,934.00	129,934.00
Group 4	621.00	687.00	632.00	520.00	520.00	545.00	545.00	545.00
Group 8	19,528.00	18,417.00	19,526.00	45,418.00	43,889.00	43,899.00	43,199.00	43,199.00
EMPLOYEE BENEFITS	40,005.00	46,411.00	54,953.00	58,861.00	56,583.00	57,711.00	56,107.00	56,107.00
<b>Total Type E Expense</b>	<b>181,000.00</b>	<b>190,238.00</b>	<b>194,917.00</b>	<b>225,732.00</b>	<b>226,948.00</b>	<b>232,089.00</b>	<b>229,785.00</b>	<b>229,785.00</b>
<b>Total Dept 001355 REAL PROPERTY TAX SERVICE</b>	<b>53,536.00</b>	<b>61,895.00</b>	<b>64,665.00</b>	<b>77,703.00</b>	<b>75,120.00</b>	<b>78,526.00</b>	<b>76,222.00</b>	<b>76,222.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001362</b>								
<b>TAX ADVERTISING &amp; EXPENSES</b>								
<b>Type R</b>								
Group								
	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)	(2,500.00)
<b>Total Type R Revenue</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>	<b>(2,500.00)</b>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00
<b>Total Type E Expense</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>
<b>Total Dept 001362</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>TAX ADVERTISING &amp; EXPENSES</b>								

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001410</b>								
<b>COUNTY CLERK</b>								
<b>Type R</b>								
<b>Group</b>								
	(1,071,500.00)	(1,071,500.00)	(1,118,350.00)	(1,172,550.00)	(1,218,850.00)	(1,218,850.00)	(1,218,850.00)	(1,218,850.00)
<b>Total Type R Revenue</b>	<b>(1,071,500.00)</b>	<b>(1,071,500.00)</b>	<b>(1,118,350.00)</b>	<b>(1,172,550.00)</b>	<b>(1,218,850.00)</b>	<b>(1,218,850.00)</b>	<b>(1,218,850.00)</b>	<b>(1,218,850.00)</b>
<b>Type E</b>								
<b>Expense</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	408,469.00	412,023.00	427,447.00	430,483.00	435,798.00	456,322.00	429,392.00	429,392.00
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	1,821.00	1,438.00	1,268.00	866.00	933.00	1,017.00	1,017.00	1,017.00
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	73,500.00	72,670.00	71,865.00	73,618.00	73,368.00	69,812.00	71,442.00	71,442.00
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	226,677.00	252,305.00	282,275.00	296,080.00	270,441.00	291,873.00	256,328.00	256,328.00
<b>Total Type E Expense</b>	<b>710,467.00</b>	<b>738,436.00</b>	<b>782,855.00</b>	<b>801,047.00</b>	<b>780,540.00</b>	<b>819,024.00</b>	<b>758,179.00</b>	<b>758,179.00</b>
<b>Total Dept 001410 COUNTY CLERK</b>	<b>(361,033.00)</b>	<b>(333,064.00)</b>	<b>(335,495.00)</b>	<b>(371,503.00)</b>	<b>(438,310.00)</b>	<b>(399,826.00)</b>	<b>(460,671.00)</b>	<b>(460,671.00)</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>COUNTY ATTORNEY</b>								
<b>Revenue</b>								
Group								
Fund 001								
Dept 001420								
Type R								
Group								
Total Type R Revenue	(164,918.00)	(167,515.00)	(169,314.00)	(169,814.00)	(175,066.00)	(165,532.00)	(165,532.00)	(165,532.00)
Type E Expense	(164,918.00)	(167,515.00)	(169,314.00)	(169,814.00)	(175,066.00)	(165,532.00)	(165,532.00)	(165,532.00)
Group 1 PERSONAL SERVICES	183,837.00	187,514.00	189,352.00	189,352.00	196,066.00	200,981.00	200,981.00	200,981.00
Group 4 CONTRACTUAL EXPENSE	56,989.00	56,689.00	56,689.00	56,705.00	103,335.00	103,959.00	78,959.00	78,959.00
Group 8 EMPLOYEE BENEFITS	36,036.00	48,469.00	59,753.00	64,777.00	62,004.00	61,252.00	59,731.00	59,731.00
Total Type E Expense	276,862.00	292,672.00	305,794.00	310,834.00	361,405.00	366,192.00	339,671.00	339,671.00
Total Dept 001420 COUNTY ATTORNEY	111,944.00	125,157.00	136,480.00	141,020.00	186,339.00	200,660.00	174,139.00	174,139.00

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>PERSONNEL</b>								
<b>Revenue</b>								
Type R								
Group								
	(2,100.00)	(800.00)	(1,000.00)	(1,400.00)	(1,500.00)	(1,500.00)	(1,500.00)	(1,500.00)
<b>Total Type R Revenue</b>	<b>(2,100.00)</b>	<b>(800.00)</b>	<b>(1,000.00)</b>	<b>(1,400.00)</b>	<b>(1,500.00)</b>	<b>(1,500.00)</b>	<b>(1,500.00)</b>	<b>(1,500.00)</b>
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	105,703.00	109,463.00	110,379.00	112,118.00	117,925.00	120,897.00	120,897.00	120,897.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	984.00	1,180.00	728.00	672.00	672.00	748.00	748.00	748.00
Group 4								
CONTRACTUAL EXPENSE	12,716.00	11,975.00	13,455.00	14,523.00	13,656.00	19,115.00	19,115.00	19,115.00
Group 8								
EMPLOYEE BENEFITS	44,279.00	51,581.00	58,868.00	62,400.00	59,710.00	60,597.00	58,553.00	58,553.00
<b>Total Type E Expense</b>	<b>163,682.00</b>	<b>174,199.00</b>	<b>183,430.00</b>	<b>189,713.00</b>	<b>191,963.00</b>	<b>201,357.00</b>	<b>199,313.00</b>	<b>199,313.00</b>
<b>Total Dept 001430 PERSONNEL</b>	<b>161,582.00</b>	<b>173,399.00</b>	<b>182,430.00</b>	<b>188,313.00</b>	<b>190,463.00</b>	<b>199,857.00</b>	<b>197,813.00</b>	<b>197,813.00</b>



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 001433</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	4,312.00	4,441.00	4,397.00	4,697.00	4,589.00	5,119.00	5,119.00	5,119.00
Group 4								
CONTRACTUAL EXPENSE	4,375.00	4,375.00	3,500.00	3,500.00	3,600.00	4,100.00	5,536.00	5,536.00
Group 8								
EMPLOYEE BENEFITS	826.00	983.00	1,245.00	1,402.00	1,274.00	1,338.00	1,312.00	1,312.00
<b>Total Type E Expense</b>	<b>9,513.00</b>	<b>9,799.00</b>	<b>9,142.00</b>	<b>9,599.00</b>	<b>9,463.00</b>	<b>10,557.00</b>	<b>11,967.00</b>	<b>11,967.00</b>
<b>Total Dept 001433 RISK MANAGEMENT</b>	<b>9,513.00</b>	<b>9,799.00</b>	<b>9,142.00</b>	<b>9,599.00</b>	<b>9,463.00</b>	<b>10,557.00</b>	<b>11,967.00</b>	<b>11,967.00</b>

**COUNTY OF ORLEANS**  
**Budget Preparation Publication**

Fiscal Year: 2015. Period From: 1 To: 12

Date Prepared: 02/06/2015 10:45 AM  
Report Date: 02/06/2015  
Account Table: IDA130  
Alt. Sort Table:

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>BOARD OF ELECTIONS</b>								
Type R								
Group								
	(30,000.00)	(15,000.00)	(25,000.00)	(21,800.00)	(40,250.00)	(83,500.00)	(83,500.00)	(83,500.00)
<b>Total Type R Revenue</b>	<b>(30,000.00)</b>	<b>(15,000.00)</b>	<b>(25,000.00)</b>	<b>(21,800.00)</b>	<b>(40,250.00)</b>	<b>(83,500.00)</b>	<b>(83,500.00)</b>	<b>(83,500.00)</b>
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	126,215.00	132,272.00	131,422.00	137,834.00	134,246.00	144,706.00	144,706.00	144,706.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,582.00	1,158.00	1,045.00	1,057.00	1,057.00	2,282.00	2,282.00	2,282.00
Group 4								
CONTRACTUAL EXPENSE	117,010.00	94,010.00	68,226.00	74,198.00	89,729.00	149,701.00	146,701.00	146,701.00
Group 8								
EMPLOYEE BENEFITS	71,431.00	96,773.00	110,136.00	116,362.00	93,478.00	102,229.00	97,641.00	97,641.00
<b>Total Type E Expense</b>	<b>316,248.00</b>	<b>324,213.00</b>	<b>310,829.00</b>	<b>329,451.00</b>	<b>318,510.00</b>	<b>398,918.00</b>	<b>391,330.00</b>	<b>391,330.00</b>
<b>Total Dept 001450 BOARD OF ELECTIONS</b>	<b>286,248.00</b>	<b>309,213.00</b>	<b>285,829.00</b>	<b>307,651.00</b>	<b>278,260.00</b>	<b>315,418.00</b>	<b>307,830.00</b>	<b>307,830.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>FUND 001</b>								
<b>RECORDS MANAGEMENT</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	6,825.00	5,401.00	5,565.00	5,465.00	5,923.00	6,244.00	6,244.00	6,244.00
Group 4								
CONTRACTUAL EXPENSE	751.00	734.00	746.00	746.00	746.00	746.00	746.00	746.00
Group 8								
EMPLOYEE BENEFITS	4,602.00	2,416.00	3,018.00	2,909.00	2,973.00	3,091.00	2,990.00	2,990.00
<b>Total Type E Expense</b>	<b>12,178.00</b>	<b>8,551.00</b>	<b>9,329.00</b>	<b>9,120.00</b>	<b>9,642.00</b>	<b>10,081.00</b>	<b>9,980.00</b>	<b>9,980.00</b>
<b>Total Dept 001460 RECORDS MANAGEMENT</b>	<b>12,178.00</b>	<b>8,551.00</b>	<b>9,329.00</b>	<b>9,120.00</b>	<b>9,642.00</b>	<b>10,081.00</b>	<b>9,980.00</b>	<b>9,980.00</b>

# COUNTY OF ORLEANS

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Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 001615</b>								
<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>								
<b>Type R</b>								
Group								
	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)
<b>Total Type R Revenue</b>	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)	(50.00)
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	50.00	50.00	50.00	50.00	50.00	50.00	50.00	50.00
<b>Total Type E Expense</b>	50.00	50.00	50.00	50.00	50.00	50.00	50.00	50.00
<b>Total Dept 001615</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>CENTRAL OFFICE EQUIPMENT REPAIRS</b>								

## COUNTY OF ORLEANS

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Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>BUILDINGS &amp; GROUNDS</b>								
Type R								
Group								
Dept 001620								
Revenue	(696,369.00)	(683,063.00)	(704,737.00)	(642,412.00)	(644,751.00)	(527,781.00)	(532,281.00)	(532,281.00)
Expense	(696,369.00)	(683,063.00)	(704,737.00)	(642,412.00)	(644,751.00)	(527,781.00)	(532,281.00)	(532,281.00)
Type E								
Group 1								
PERSONAL SERVICES	604,439.00	503,854.00	537,523.00	531,109.00	547,630.00	528,953.00	536,512.00	536,512.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	4,879.00	8,879.00	14,879.00	8,504.00	9,459.00	12,979.00	12,979.00	12,979.00
Group 4								
CONTRACTUAL EXPENSE	548,025.00	484,996.00	469,376.00	544,361.00	470,377.00	1,980,663.00	459,656.00	459,656.00
Group 8								
EMPLOYEE BENEFITS	272,614.00	259,638.00	331,269.00	335,762.00	332,903.00	345,768.00	333,550.00	333,550.00
Total Type E	1,429,957.00	1,257,367.00	1,353,047.00	1,419,736.00	1,360,369.00	2,868,363.00	1,342,699.00	1,342,699.00
Expense	1,429,957.00	1,257,367.00	1,353,047.00	1,419,736.00	1,360,369.00	2,868,363.00	1,342,699.00	1,342,699.00
Total Dept 001620	731,588.00	574,304.00	648,310.00	777,324.00	715,618.00	2,340,582.00	810,418.00	810,418.00
<b>BUILDINGS &amp; GROUNDS</b>	731,588.00	574,304.00	648,310.00	777,324.00	715,618.00	2,340,582.00	810,418.00	810,418.00

## COUNTY OF ORLEANS

### Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>COMPUTER SERVICES</b>								
Type R								
Group								
Dept 001680	(134,771.00)	(135,636.00)	(143,613.00)	(147,613.00)	(160,511.00)	(137,819.00)	(137,819.00)	(137,819.00)
Revenue								
Total Type R	(134,771.00)	(135,636.00)	(143,613.00)	(147,613.00)	(160,511.00)	(137,819.00)	(137,819.00)	(137,819.00)
Expense								
Type E								
Group 1								
PERSONAL SERVICES	279,319.00	291,215.00	303,426.00	310,698.00	322,408.00	303,944.00	303,944.00	303,944.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	66,525.00	27,195.00	19,655.00	26,721.00	34,356.00	157,974.00	71,974.00	71,974.00
Group 4								
CONTRACTUAL EXPENSE	27,331.00	23,232.00	21,826.00	26,499.00	38,648.00	46,248.00	45,153.00	45,153.00
Group 8								
EMPLOYEE BENEFITS	115,809.00	134,982.00	163,496.00	174,914.00	185,243.00	179,847.00	172,796.00	172,796.00
Total Type E	488,984.00	476,624.00	508,403.00	538,832.00	580,655.00	688,013.00	593,867.00	593,867.00
Expense								
Total Dept 001680	354,213.00	340,988.00	364,790.00	391,219.00	420,144.00	550,194.00	456,048.00	456,048.00
COMPUTER SERVICES								

## COUNTY OF ORLEANS

### Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>UNASSIGNED</b>								
<b>Revenue</b>								
Type R								
Group								
Total Type R Revenue	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)	(25,000.00)		(25,000.00)	(25,000.00)
<b>Expense</b>								
Type E								
Group 4								
CONTRACTUAL EXPENSE	126,802.00	132,214.00	117,349.00	107,349.00	107,349.00	108,000.00	108,000.00	108,000.00
Group 8								
EMPLOYEE BENEFITS	205,854.00	189,020.00	256,744.00	433,596.00	381,049.00	350,000.00	350,000.00	350,000.00
Total Type E Expense	332,656.00	321,234.00	374,093.00	540,945.00	488,398.00	458,000.00	458,000.00	458,000.00
Total Dept 001910 UNASSIGNED	307,656.00	296,234.00	349,093.00	515,945.00	463,398.00	458,000.00	433,000.00	433,000.00

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 001990	340,000.00	250,000.00	248,000.00	300,000.00	250,000.00	250,000.00	250,000.00	250,000.00
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	340,000.00	250,000.00	248,000.00	300,000.00	250,000.00	250,000.00	250,000.00	250,000.00
<b>Total Type E Expense</b>	<b>340,000.00</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>300,000.00</b>	<b>250,000.00</b>	<b>250,000.00</b>	<b>250,000.00</b>	<b>250,000.00</b>
<b>Total Dept 001990 CONTINGENT FUND</b>	<b>340,000.00</b>	<b>250,000.00</b>	<b>248,000.00</b>	<b>300,000.00</b>	<b>250,000.00</b>	<b>250,000.00</b>	<b>250,000.00</b>	<b>250,000.00</b>



# COUNTY OF ORLEANS

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 002490</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	1,350,000.00	1,250,000.00	1,400,000.00	1,740,000.00	1,740,000.00	1,740,000.00	1,740,000.00	1,740,000.00
<b>Total Type E Expense</b>	<b>1,350,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>
<b>Total Dept 002490</b>	<b>1,350,000.00</b>	<b>1,250,000.00</b>	<b>1,400,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>	<b>1,740,000.00</b>
<b>COMMUNITY COLLEGES</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>EDUCATION HANDICAPPED CHILDREN</b>								
<b>Type R</b>								
Group								
Revenue	(1,249,500.00)	(1,249,500.00)	(1,487,500.00)	(1,487,500.00)	(1,398,250.00)	(1,279,250.00)	(1,279,250.00)	(1,279,250.00)
<b>Total Type R Revenue</b>	<b>(1,249,500.00)</b>	<b>(1,249,500.00)</b>	<b>(1,487,500.00)</b>	<b>(1,487,500.00)</b>	<b>(1,398,250.00)</b>	<b>(1,279,250.00)</b>	<b>(1,279,250.00)</b>	<b>(1,279,250.00)</b>
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	0.00	0.00	35,492.00	36,108.00	40,556.00	47,652.00	47,652.00	47,652.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	0.00	0.00	0.00	200.00	200.00	200.00	200.00	200.00
Group 4								
CONTRACTUAL EXPENSE	2,100,000.00	2,100,000.00	2,501,468.00	2,501,945.00	2,356,045.00	2,155,845.00	2,155,845.00	2,155,845.00
Group 8								
EMPLOYEE BENEFITS	0.00	0.00	13,931.00	15,568.00	15,197.00	18,027.00	17,454.00	17,454.00
<b>Total Type E Expense</b>	<b>2,100,000.00</b>	<b>2,100,000.00</b>	<b>2,550,891.00</b>	<b>2,553,821.00</b>	<b>2,411,998.00</b>	<b>2,221,724.00</b>	<b>2,221,151.00</b>	<b>2,221,151.00</b>
<b>Total Dept 002960</b>	<b>850,500.00</b>	<b>850,500.00</b>	<b>1,063,391.00</b>	<b>1,066,321.00</b>	<b>1,013,748.00</b>	<b>942,474.00</b>	<b>941,901.00</b>	<b>941,901.00</b>
<b>EDUCATION HANDICAPPED CHILDREN</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 002980</b>								
<b>MEDICAL SCHOLARSHIPS</b>								
<b>Type R</b>								
Group								
	(3,000.00)	(2,500.00)	(3,000.00)	(1,800.00)	(1,800.00)	(1,800.00)	(1,800.00)	(1,800.00)
<b>Total Type R Revenue</b>	<b>(3,000.00)</b>	<b>(2,500.00)</b>	<b>(3,000.00)</b>	<b>(1,800.00)</b>	<b>(1,800.00)</b>	<b>(1,800.00)</b>	<b>(1,800.00)</b>	<b>(1,800.00)</b>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	2,250.00	2,250.00	2,250.00	4,500.00	4,500.00	4,500.00	4,500.00	4,500.00
<b>Total Type E Expense</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>2,250.00</b>	<b>4,500.00</b>	<b>4,500.00</b>	<b>4,500.00</b>	<b>4,500.00</b>	<b>4,500.00</b>
<b>Total Dept 002980 MEDICAL SCHOLARSHIPS</b>	<b>(750.00)</b>	<b>(250.00)</b>	<b>(750.00)</b>	<b>2,700.00</b>	<b>2,700.00</b>	<b>2,700.00</b>	<b>2,700.00</b>	<b>2,700.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 002989</b>								
<b>OTHER EDUCATION - D.A.R.E.</b>								
<b>Type R</b>								
Group								
Revenue	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
<b>Total Type R</b>	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)	(200.00)
<b>Type E</b>								
Expense								
Group 4								
CONTRACTUAL EXPENSE	200.00	200.00	200.00	200.00	200.00	200.00	200.00	200.00
<b>Total Type E</b>	200.00	200.00	200.00	200.00	200.00	200.00	200.00	200.00
<b>Total Dept 002989</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>OTHER EDUCATION - D.A.R.E.</b>								

## COUNTY OF ORLEANS

### Budget Preparation Publication

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 003020</b>								
<b>Type R</b>								
Group								
<b>Revenue</b>	(110,899.00)	(107,221.00)	(98,133.00)	(75,428.00)	(78,121.00)	(70,730.00)	(204,895.00)	(204,895.00)
<b>Total Type R Revenue</b>	<b>(110,899.00)</b>	<b>(107,221.00)</b>	<b>(98,133.00)</b>	<b>(75,428.00)</b>	<b>(78,121.00)</b>	<b>(70,730.00)</b>	<b>(204,895.00)</b>	<b>(204,895.00)</b>
<b>Type E</b>								
Group 1								
<b>PERSONAL SERVICES</b>	475,747.00	501,696.00	499,372.00	489,929.00	489,477.00	538,233.00	528,233.00	528,233.00
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	1,904.00	704.00	1,935.00	1,761.00	1,761.00	1,861.00	1,861.00	1,861.00
Group 4								
<b>CONTRACTUAL EXPENSE</b>	27,757.00	123,182.00	116,955.00	113,890.00	113,390.00	134,632.00	134,632.00	134,632.00
Group 8								
<b>EMPLOYEE BENEFITS</b>	214,614.00	247,641.00	284,207.00	289,810.00	282,512.00	290,440.00	280,169.00	280,169.00
<b>Total Type E Expense</b>	<b>720,022.00</b>	<b>873,223.00</b>	<b>902,469.00</b>	<b>895,390.00</b>	<b>887,140.00</b>	<b>965,166.00</b>	<b>944,895.00</b>	<b>944,895.00</b>
<b>Total Dept 003020</b>	<b>609,123.00</b>	<b>766,002.00</b>	<b>804,336.00</b>	<b>819,962.00</b>	<b>809,019.00</b>	<b>894,436.00</b>	<b>740,000.00</b>	<b>740,000.00</b>
<b>PUBLIC SAFETY COMMUNICATION</b>								

## COUNTY OF ORLEANS

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 003110</b>								
<b>SHERIFF</b>								
<b>Type R</b>								
<b>Group</b>								
	(469,063.00)	(504,144.00)	(530,343.00)	(432,847.00)	(572,531.00)	(634,622.00)	(584,622.00)	(584,622.00)
<b>Total Type R Revenue</b>	<b>(469,063.00)</b>	<b>(504,144.00)</b>	<b>(530,343.00)</b>	<b>(432,847.00)</b>	<b>(572,531.00)</b>	<b>(634,622.00)</b>	<b>(584,622.00)</b>	<b>(584,622.00)</b>
<b>Type E</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>								
	1,864,298.00	2,060,158.00	2,007,391.00	1,977,919.00	1,989,909.00	2,115,870.00	2,012,616.00	2,012,616.00
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>								
	91,484.00	87,445.00	89,724.00	94,052.00	89,713.00	129,174.00	119,174.00	119,174.00
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
	307,553.00	331,130.00	350,250.00	328,900.00	500,178.00	539,830.00	571,830.00	571,830.00
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>								
	731,954.00	892,780.00	1,045,332.00	1,045,361.00	978,832.00	999,053.00	937,750.00	937,750.00
<b>Total Type E Expense</b>	<b>2,995,289.00</b>	<b>3,371,513.00</b>	<b>3,492,697.00</b>	<b>3,446,232.00</b>	<b>3,558,632.00</b>	<b>3,783,927.00</b>	<b>3,641,370.00</b>	<b>3,641,370.00</b>
<b>Total Dept 003110 SHERIFF</b>	<b>2,526,226.00</b>	<b>2,867,369.00</b>	<b>2,962,354.00</b>	<b>3,013,385.00</b>	<b>2,986,101.00</b>	<b>3,149,305.00</b>	<b>3,056,748.00</b>	<b>3,056,748.00</b>

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Probation</b>								
<b>Dept 003140</b>								
<b>Type R</b>								
<b>Group</b>								
	(190,640.00)	(212,736.00)	(198,715.00)	(198,046.00)	(204,577.00)	(204,577.00)	(204,577.00)	(204,577.00)
<b>Total Type R Revenue</b>	<b>(190,640.00)</b>	<b>(212,736.00)</b>	<b>(198,715.00)</b>	<b>(198,046.00)</b>	<b>(204,577.00)</b>	<b>(204,577.00)</b>	<b>(204,577.00)</b>	<b>(204,577.00)</b>
<b>Type E</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>								
	586,564.00	598,422.00	629,489.00	580,715.00	595,402.00	602,771.00	575,944.00	575,944.00
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>								
	5,563.00	5,686.00	4,619.00	4,171.00	4,804.00	5,001.00	5,001.00	5,001.00
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
	59,812.00	57,441.00	39,310.00	41,673.00	41,640.00	42,054.00	42,054.00	42,054.00
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>								
	264,357.00	315,148.00	381,029.00	386,856.00	345,303.00	384,652.00	344,321.00	344,321.00
<b>Total Type E Expense</b>	<b>916,296.00</b>	<b>976,697.00</b>	<b>1,054,447.00</b>	<b>1,013,415.00</b>	<b>987,149.00</b>	<b>1,034,478.00</b>	<b>967,320.00</b>	<b>967,320.00</b>
<b>Total Dept 003140 PROBATION</b>	<b>725,656.00</b>	<b>763,961.00</b>	<b>855,732.00</b>	<b>815,369.00</b>	<b>782,572.00</b>	<b>829,901.00</b>	<b>762,743.00</b>	<b>762,743.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Date Prepared: 02/06/2015 10:45 AM  
Report Date: 02/06/2015  
Account Table: IDA130  
Alt. Sort Table:

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 003150</b>								
<b>Type R</b>								
Group								
SHERIFF - JAIL Revenue	(128,700.00)	(131,908.00)	(128,900.00)	(150,900.00)	(199,900.00)	(84,600.00)	(84,600.00)	(84,600.00)
<b>Total Type R Revenue</b>	<b>(128,700.00)</b>	<b>(131,908.00)</b>	<b>(128,900.00)</b>	<b>(150,900.00)</b>	<b>(199,900.00)</b>	<b>(84,600.00)</b>	<b>(84,600.00)</b>	<b>(84,600.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	1,758,461.00	1,816,109.00	1,865,506.00	1,879,073.00	1,893,096.00	2,084,325.00	2,038,110.00	2,038,110.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,091.00	4,241.00	6,325.00	2,593.00	27,976.00	1,502.00	1,502.00	1,502.00
Group 4								
CONTRACTUAL EXPENSE	593,767.00	536,217.00	544,423.00	566,013.00	570,953.00	594,510.00	582,510.00	582,510.00
Group 8								
EMPLOYEE BENEFITS	823,967.00	907,879.00	1,112,670.00	1,140,639.00	1,162,399.00	1,173,839.00	1,101,963.00	1,101,963.00
<b>Total Type E Expense</b>	<b>3,177,286.00</b>	<b>3,264,446.00</b>	<b>3,528,924.00</b>	<b>3,588,318.00</b>	<b>3,654,424.00</b>	<b>3,854,176.00</b>	<b>3,724,085.00</b>	<b>3,724,085.00</b>
<b>Total Dept 003150 SHERIFF - JAIL</b>	<b>3,048,586.00</b>	<b>3,132,538.00</b>	<b>3,402,024.00</b>	<b>3,437,418.00</b>	<b>3,454,524.00</b>	<b>3,769,576.00</b>	<b>3,639,485.00</b>	<b>3,639,485.00</b>



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 003151</b>								
<b>Type R</b>								
<b>Group</b>								
<b>GENERAL FUND</b>								
<b>CRIME VICTIM ASSISTANCE</b>								
Revenue	(95,468.00)	(100,810.00)	(102,790.00)	(101,688.00)	(101,688.00)	(62,005.00)	(62,005.00)	(62,005.00)
<b>Total Type R Revenue</b>	<b>(95,468.00)</b>	<b>(100,810.00)</b>	<b>(102,790.00)</b>	<b>(101,688.00)</b>	<b>(101,688.00)</b>	<b>(62,005.00)</b>	<b>(62,005.00)</b>	<b>(62,005.00)</b>
<b>Type E</b>								
<b>Expense</b>								
Group 1								
PERSONAL SERVICES	65,154.00	69,279.00	72,185.00	69,421.00	70,181.00	41,442.00	41,442.00	41,442.00
Group 4								
CONTRACTUAL EXPENSE	16,543.00	13,775.00	10,890.00	9,776.00	9,842.00	9,024.00	9,024.00	9,024.00
Group 8								
EMPLOYEE BENEFITS	13,771.00	17,756.00	19,715.00	22,491.00	21,665.00	11,539.00	11,539.00	11,539.00
<b>Total Type E Expense</b>	<b>95,468.00</b>	<b>100,810.00</b>	<b>102,790.00</b>	<b>101,688.00</b>	<b>101,688.00</b>	<b>62,005.00</b>	<b>62,005.00</b>	<b>62,005.00</b>
<b>Total Dept 003151 CRIME VICTIM ASSISTANCE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>Dept 003189</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	50,933.00	56,223.00	58,331.00	58,331.00	60,400.00	61,914.00	161,914.00	161,914.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	295.00	295.00	294.00	430.00	430.00	799.00	799.00	799.00
Group 4								
CONTRACTUAL EXPENSE	123,423.00	112,641.00	138,384.00	107,669.00	134,661.00	137,872.00	12,872.00	12,872.00
Group 8								
EMPLOYEE BENEFITS	17,980.00	20,357.00	22,962.00	23,133.00	22,133.00	24,215.00	63,742.00	63,742.00
<b>Total Type E Expense</b>	<b>192,631.00</b>	<b>189,516.00</b>	<b>219,971.00</b>	<b>189,563.00</b>	<b>217,624.00</b>	<b>224,800.00</b>	<b>239,327.00</b>	<b>239,327.00</b>
<b>Total Dept 003189</b>	<b>192,631.00</b>	<b>189,516.00</b>	<b>219,971.00</b>	<b>189,563.00</b>	<b>217,624.00</b>	<b>224,800.00</b>	<b>239,327.00</b>	<b>239,327.00</b>
<b>CONFIDENTIAL INVESTIGATIONS - D.A.</b>								

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>STOP D.W.I. PROGRAM</b>								
<b>Type R</b>								
Group								
Revenue	(75,472.00)	(76,188.00)	(71,871.00)	(72,766.00)	(74,753.00)	(85,353.00)	(85,353.00)	(85,353.00)
<b>Total Type R</b>	<b>(75,472.00)</b>	<b>(76,188.00)</b>	<b>(71,871.00)</b>	<b>(72,766.00)</b>	<b>(74,753.00)</b>	<b>(85,353.00)</b>	<b>(85,353.00)</b>	<b>(85,353.00)</b>
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	27,010.00	23,455.00	23,970.00	24,005.00	24,005.00	26,588.00	26,588.00	26,588.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	14,500.00	15,000.00	15,500.00	15,805.00	15,805.00	15,500.00	15,500.00	15,500.00
Group 4								
CONTRACTUAL EXPENSE	28,287.00	26,497.00	20,697.00	20,805.00	23,055.00	25,935.00	25,935.00	25,935.00
Group 8								
EMPLOYEE BENEFITS	5,695.00	11,236.00	11,704.00	12,151.00	11,888.00	17,330.00	17,330.00	17,330.00
<b>Total Type E</b>	<b>75,472.00</b>	<b>76,188.00</b>	<b>71,871.00</b>	<b>72,766.00</b>	<b>74,753.00</b>	<b>85,353.00</b>	<b>85,353.00</b>	<b>85,353.00</b>
<b>Type E</b>								
Expense	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Total Dept 003315</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>STOP D.W.I. PROGRAM</b>								
Expense	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>CONTROL OF ANIMALS</b>								
<b>Type R</b>								
Group								
Revenue	(43,620.00)	(38,496.00)	(37,876.00)	(38,876.00)	(38,876.00)	(37,376.00)	(37,376.00)	(37,376.00)
<b>Total Type R Revenue</b>	<b>(43,620.00)</b>	<b>(38,496.00)</b>	<b>(37,876.00)</b>	<b>(38,876.00)</b>	<b>(38,876.00)</b>	<b>(37,376.00)</b>	<b>(37,376.00)</b>	<b>(37,376.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	52,804.00	53,890.00	56,864.00	61,949.00	59,236.00	72,239.00	72,239.00	72,239.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	700.00	335.00	500.00	165.00	852.00	190.00	10,747.00	10,747.00
Group 4								
CONTRACTUAL EXPENSE	15,392.00	15,811.00	15,632.00	23,413.00	20,611.00	22,882.00	22,882.00	22,882.00
Group 8								
EMPLOYEE BENEFITS	9,821.00	11,508.00	18,087.00	21,174.00	16,946.00	21,150.00	20,607.00	20,607.00
<b>Total Type E Expense</b>	<b>78,717.00</b>	<b>81,544.00</b>	<b>91,083.00</b>	<b>106,701.00</b>	<b>97,645.00</b>	<b>116,461.00</b>	<b>126,475.00</b>	<b>126,475.00</b>
<b>Total Dept 003510 CONTROL OF ANIMALS</b>	<b>35,097.00</b>	<b>43,048.00</b>	<b>53,207.00</b>	<b>67,825.00</b>	<b>58,769.00</b>	<b>79,085.00</b>	<b>89,099.00</b>	<b>89,099.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>									
<b>EMERGENCY MANAGEMENT</b>									
Type R									
Group									
Total Type R Revenue	(143,733.00)	(143,733.00)	(23,160.00)	(23,679.00)	(27,779.00)	(20,369.00)	(23,819.00)	(23,819.00)	(23,819.00)
<b>Type E</b>									
Expense									
Group 1									
PERSONAL SERVICES	151,483.00	151,483.00	161,705.00	163,689.00	113,683.00	117,595.00	89,353.00	89,353.00	89,353.00
Group 2									
EQUIPMENT & CAPITAL OUTLAY	13,231.00	13,231.00	14,468.00	15,745.00	14,934.00	8,095.00	10,920.00	10,920.00	10,920.00
Group 4									
CONTRACTUAL EXPENSE	229,837.00	229,837.00	92,729.00	96,439.00	157,696.00	184,402.00	187,404.00	178,183.00	178,183.00
Group 8									
EMPLOYEE BENEFITS	59,381.00	59,381.00	71,244.00	86,708.00	57,993.00	70,076.00	42,400.00	41,122.00	41,122.00
Total Type E Expense	453,932.00	453,932.00	340,146.00	362,584.00	344,306.00	380,168.00	330,077.00	319,578.00	319,578.00
<b>Total Dept 003640</b>									
<b>EMERGENCY MANAGEMENT</b>	310,199.00	310,199.00	316,986.00	338,905.00	316,527.00	359,799.00	306,258.00	295,759.00	295,759.00

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 004010</b>								
<b>Type R</b>								
Group								
	(2,091,285.00)	(1,286,254.00)	(1,099,266.00)	(1,112,527.00)	(1,097,559.00)	(1,095,273.00)	(1,095,273.00)	(1,095,273.00)
<b>Total Type R Revenue</b>	<b>(2,091,285.00)</b>	<b>(1,286,254.00)</b>	<b>(1,099,266.00)</b>	<b>(1,112,527.00)</b>	<b>(1,097,559.00)</b>	<b>(1,095,273.00)</b>	<b>(1,095,273.00)</b>	<b>(1,095,273.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	1,587,748.00	1,073,805.00	919,823.00	844,442.00	812,206.00	798,847.00	766,674.00	766,674.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	39,839.00	20,755.00	17,030.00	10,920.00	7,470.00	6,870.00	6,870.00	6,870.00
Group 4								
CONTRACTUAL EXPENSE	783,068.00	582,289.00	509,304.00	569,182.00	556,577.00	519,751.00	526,276.00	526,276.00
Group 8								
EMPLOYEE BENEFITS	673,662.00	491,500.00	498,294.00	440,822.00	405,455.00	393,375.00	352,516.00	352,516.00
<b>Total Type E Expense</b>	<b>3,084,317.00</b>	<b>2,168,349.00</b>	<b>1,944,451.00</b>	<b>1,865,366.00</b>	<b>1,781,708.00</b>	<b>1,718,843.00</b>	<b>1,652,336.00</b>	<b>1,652,336.00</b>
<b>Total Dept 004010 PUBLIC HEALTH</b>	<b>983,052.00</b>	<b>882,095.00</b>	<b>845,185.00</b>	<b>752,839.00</b>	<b>684,149.00</b>	<b>623,570.00</b>	<b>557,063.00</b>	<b>557,063.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>EARLY INTERVENTION PROGRAM</b>								
Type R								
Group								
Type R Revenue	(375,000.00)	(375,000.00)	(436,647.00)	(425,945.00)	(72,350.00)	(42,985.00)	(42,985.00)	(42,985.00)
<b>Total Type R Revenue</b>	<b>(375,000.00)</b>	<b>(375,000.00)</b>	<b>(436,647.00)</b>	<b>(425,945.00)</b>	<b>(72,350.00)</b>	<b>(42,985.00)</b>	<b>(42,985.00)</b>	<b>(42,985.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	0.00	0.00	115,544.00	116,533.00	116,270.00	88,198.00	88,198.00	88,198.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	570.00	570.00	570.00
Group 4								
CONTRACTUAL EXPENSE	500,000.00	500,000.00	508,020.00	508,730.00	186,210.00	185,255.00	185,255.00	185,255.00
Group 8								
EMPLOYEE BENEFITS	0.00	0.00	64,672.00	71,280.00	64,335.00	50,223.00	48,377.00	48,377.00
<b>Total Type E Expense</b>	<b>500,000.00</b>	<b>500,000.00</b>	<b>688,236.00</b>	<b>696,543.00</b>	<b>366,815.00</b>	<b>324,246.00</b>	<b>322,400.00</b>	<b>322,400.00</b>
<b>Total Dept 004059</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>251,389.00</b>	<b>270,588.00</b>	<b>284,465.00</b>	<b>281,261.00</b>	<b>279,415.00</b>	<b>279,415.00</b>
<b>EARLY INTERVENTION PROGRAM</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>									
<b>GENERAL FUND</b>									
<b>Dept 004310</b>									
<b>Type R</b>									
Group									
	(2,592,907.00)	(2,703,533.00)	(2,703,533.00)	(2,734,332.00)	(2,318,061.00)	(2,260,861.00)	(2,426,589.00)	(2,556,403.00)	(2,556,403.00)
<b>Total Type R Revenue</b>	<b>(2,592,907.00)</b>	<b>(2,703,533.00)</b>	<b>(2,703,533.00)</b>	<b>(2,734,332.00)</b>	<b>(2,318,061.00)</b>	<b>(2,260,861.00)</b>	<b>(2,426,589.00)</b>	<b>(2,556,403.00)</b>	<b>(2,556,403.00)</b>
<b>Type E</b>									
Group 1									
PERSONAL SERVICES	1,455,760.00	1,485,122.00	1,403,601.00	1,403,601.00	1,103,802.00	1,247,129.00	1,259,762.00	1,260,486.00	1,260,486.00
Group 2									
EQUIPMENT & CAPITAL OUTLAY	8,975.00	8,194.00	8,194.00	6,217.00	4,937.00	4,357.00	3,178.00	3,178.00	3,178.00
Group 4									
CONTRACTUAL EXPENSE	934,203.00	961,405.00	961,405.00	870,409.00	759,062.00	675,847.00	678,522.00	768,359.00	768,359.00
Group 8									
EMPLOYEE BENEFITS	646,687.00	708,726.00	708,726.00	796,711.00	654,235.00	627,818.00	729,392.00	698,904.00	698,904.00
<b>Total Type E Expense</b>	<b>3,045,625.00</b>	<b>3,163,447.00</b>	<b>3,076,938.00</b>	<b>3,076,938.00</b>	<b>2,522,036.00</b>	<b>2,555,151.00</b>	<b>2,670,854.00</b>	<b>2,730,927.00</b>	<b>2,730,927.00</b>
<b>Total Dept 004310</b>									
<b>MENTAL HEALTH ADMINISTRATION</b>	<b>452,718.00</b>	<b>459,914.00</b>	<b>459,914.00</b>	<b>342,606.00</b>	<b>203,975.00</b>	<b>294,290.00</b>	<b>244,265.00</b>	<b>174,524.00</b>	<b>174,524.00</b>



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 004320</b>								
<b>Type R</b>								
Group								
<b>Total Type R Revenue</b>	(64,577.00)	(65,311.00)	(62,958.00)	(63,663.00)	(63,661.00)	(63,661.00)	(63,661.00)	(63,661.00)
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	64,577.00	65,311.00	62,958.00	63,663.00	63,661.00	63,661.00	63,661.00	63,661.00
<b>Total Type E Expense</b>	64,577.00	65,311.00	62,958.00	63,663.00	63,661.00	63,661.00	63,661.00	63,661.00
<b>Total Dept 004320</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>FRIENDS OF MENTAL HEALTH</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Date Prepared: 02/06/2015 10:45 AM  
Report Date: 02/06/2015  
Account Table: IDA130  
Alt. Sort Table:

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>ARC PROGRAM</b>								
<b>Type R</b>								
Group								
	(276,656.00)	(192,271.00)	(192,058.00)	(243,614.00)	(243,614.00)	(243,614.00)	(243,614.00)	(243,614.00)
<b>Total Type R Revenue</b>	<b>(276,656.00)</b>	<b>(192,271.00)</b>	<b>(192,058.00)</b>	<b>(243,614.00)</b>	<b>(243,614.00)</b>	<b>(243,614.00)</b>	<b>(243,614.00)</b>	<b>(243,614.00)</b>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	316,487.00	232,102.00	231,889.00	283,445.00	283,445.00	283,445.00	283,445.00	283,445.00
<b>Total Type E Expense</b>	<b>316,487.00</b>	<b>232,102.00</b>	<b>231,889.00</b>	<b>283,445.00</b>	<b>283,445.00</b>	<b>283,445.00</b>	<b>283,445.00</b>	<b>283,445.00</b>
<b>Total Dept 004321 ARC PROGRAM</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>	<b>39,831.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>DRUG &amp; ALCOHOL ABUSE PROGRAMS</b>								
<b>Type R</b>								
Group								
	(346,160.00)	(346,160.00)	(283,012.00)	(286,160.00)	(286,160.00)	(296,160.00)	(296,160.00)	(296,160.00)
<b>Total Type R Revenue</b>	<b>(346,160.00)</b>	<b>(346,160.00)</b>	<b>(283,012.00)</b>	<b>(286,160.00)</b>	<b>(286,160.00)</b>	<b>(296,160.00)</b>	<b>(296,160.00)</b>	<b>(296,160.00)</b>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	384,851.00	384,851.00	318,179.00	321,327.00	321,327.00	331,327.00	331,327.00	331,327.00
<b>Total Type E Expense</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>318,179.00</b>	<b>321,327.00</b>	<b>321,327.00</b>	<b>331,327.00</b>	<b>331,327.00</b>	<b>331,327.00</b>
<b>Total Dept 004322</b>	<b>384,851.00</b>	<b>384,851.00</b>	<b>318,179.00</b>	<b>321,327.00</b>	<b>321,327.00</b>	<b>331,327.00</b>	<b>331,327.00</b>	<b>331,327.00</b>
<b>DRUG &amp; ALCOHOL ABUSE PROGRAMS</b>								
	38,691.00	38,691.00	35,167.00	35,167.00	35,167.00	35,167.00	35,167.00	35,167.00

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
004323								
<b>Type R</b>								
<b>Revenue</b>								
Group								
	0.00	(60,850.00)	(66,720.00)	(61,700.00)	(66,776.00)	(33,704.00)	(165,204.00)	(165,204.00)
<b>Total Type R Revenue</b>	0.00	(60,850.00)	(66,720.00)	(61,700.00)	(66,776.00)	(33,704.00)	(165,204.00)	(165,204.00)
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	0.00	60,850.00	66,720.00	61,700.00	66,776.00	33,704.00	165,204.00	165,204.00
<b>Total Type E Expense</b>	0.00	60,850.00	66,720.00	61,700.00	66,776.00	33,704.00	165,204.00	165,204.00
<b>Total Dept 004323 004323</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
004324								
Type R								
Group								
Total Type R Revenue	0.00	0.00	0.00	0.00	(79,111.00)	(79,111.00)	(79,111.00)	(79,111.00)
Type E Expense	0.00	0.00	0.00	0.00	(79,111.00)	(79,111.00)	(79,111.00)	(79,111.00)
Group 4								
CONTRACTUAL EXPENSE	0.00	0.00	0.00	0.00	79,111.00	79,111.00	79,111.00	79,111.00
Total Type E Expense	0.00	0.00	0.00	0.00	79,111.00	79,111.00	79,111.00	79,111.00
Total Dept 004324 004324	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 004390</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	75,000.00	50,000.00	40,000.00	40,000.00	40,000.00	60,000.00	60,000.00	60,000.00
<b>Total Type E Expense</b>	<b>75,000.00</b>	<b>50,000.00</b>	<b>40,000.00</b>	<b>40,000.00</b>	<b>40,000.00</b>	<b>60,000.00</b>	<b>60,000.00</b>	<b>60,000.00</b>
<b>Total Dept 004390</b>	<b>75,000.00</b>	<b>50,000.00</b>	<b>40,000.00</b>	<b>40,000.00</b>	<b>40,000.00</b>	<b>60,000.00</b>	<b>60,000.00</b>	<b>60,000.00</b>
<b>MENTAL HEALTH LAW EXPENSE</b>								

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 004540								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	6,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00
<b>Total Type E Expense</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>
<b>Total Dept 004540</b>	<b>6,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>
<b>MERCY FLIGHT</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Public Transportation</b>								
<b>Dept 005630</b>								
<b>Type R</b>								
<b>Group</b>								
	(11,000.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)	(12,400.00)
<b>Total Type R Revenue</b>	<b>(11,000.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>	<b>(12,400.00)</b>
<b>Type E</b>								
<b>Expense</b>								
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
	30,000.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00	30,181.00
<b>Total Type E Expense</b>	<b>30,000.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>	<b>30,181.00</b>
<b>Total Dept 005630</b>								
<b>PUBLIC TRANSPORTATION</b>	<b>19,000.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>	<b>17,781.00</b>



# COUNTY OF ORLEANS

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Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006010</b>								
<b>SOCIAL SERVICES ADMINISTRATION</b>								
<b>Type R</b>								
Group								
<b>Total Type R Revenue</b>	(5,607,020.00)	(5,278,712.00)	(5,366,443.00)	(5,453,020.00)	(5,450,544.00)	(5,352,997.00)	(5,276,764.00)	(5,276,764.00)
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	3,230,833.00	3,175,056.00	3,257,018.00	3,224,300.00	3,256,979.00	3,284,410.00	3,171,308.00	3,171,308.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	21,434.00	15,076.00	35,398.00	9,245.00	14,721.00	12,738.00	12,738.00	12,738.00
Group 4								
CONTRACTUAL EXPENSE	1,896,580.00	1,628,075.00	1,421,548.00	1,345,679.00	1,317,517.00	1,315,912.00	1,314,315.00	1,314,315.00
Group 8								
EMPLOYEE BENEFITS	1,612,311.00	1,797,668.00	2,138,941.00	2,241,170.00	2,182,662.00	2,317,943.00	2,197,105.00	2,197,105.00
<b>Total Type E Expense</b>	6,761,158.00	6,615,875.00	6,852,905.00	6,820,394.00	6,771,879.00	6,931,003.00	6,695,466.00	6,695,466.00
<b>Total Dept 006010 SOCIAL SERVICES ADMINISTRATION</b>	1,154,138.00	1,337,163.00	1,486,462.00	1,367,374.00	1,321,335.00	1,578,006.00	1,418,702.00	1,418,702.00

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>DAYCARE - DSS</b>								
<b>Type R</b>								
Group								
	(1,089,429.00)	(1,077,520.00)	(1,074,500.00)	(1,074,500.00)	(850,000.00)	(875,000.00)	(875,000.00)	(875,000.00)
<b>Total Type R Revenue</b>	<b>(1,089,429.00)</b>	<b>(1,077,520.00)</b>	<b>(1,074,500.00)</b>	<b>(1,074,500.00)</b>	<b>(850,000.00)</b>	<b>(875,000.00)</b>	<b>(875,000.00)</b>	<b>(875,000.00)</b>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	1,140,269.00	1,115,650.00	1,126,000.00	1,126,000.00	900,000.00	925,000.00	925,000.00	925,000.00
<b>Total Type E Expense</b>	<b>1,140,269.00</b>	<b>1,115,650.00</b>	<b>1,126,000.00</b>	<b>1,126,000.00</b>	<b>900,000.00</b>	<b>925,000.00</b>	<b>925,000.00</b>	<b>925,000.00</b>
<b>Total Dept 006055 DAYCARE - DSS</b>	<b>50,840.00</b>	<b>38,130.00</b>	<b>51,500.00</b>	<b>51,500.00</b>	<b>50,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Service For Recipients - DSS</b>								
Type R								
Group								
Total Type R Revenue	(5,000.00)	(6,860.00)	(11,820.00)	(11,820.00)	(19,260.00)	(28,560.00)	(28,560.00)	(28,560.00)
Type E Expense	(5,000.00)	(6,860.00)	(11,820.00)	(11,820.00)	(19,260.00)	(28,560.00)	(28,560.00)	(28,560.00)
Group 4								
CONTRACTUAL EXPENSE	35,000.00	28,000.00	33,000.00	33,000.00	40,000.00	68,000.00	68,000.00	68,000.00
Total Type E Expense	35,000.00	28,000.00	33,000.00	33,000.00	40,000.00	68,000.00	68,000.00	68,000.00
<b>Total Dept 006070</b>	<b>30,000.00</b>	<b>21,140.00</b>	<b>21,180.00</b>	<b>21,180.00</b>	<b>20,740.00</b>	<b>39,440.00</b>	<b>39,440.00</b>	<b>39,440.00</b>
<b>SERVICE FOR RECIPIENTS - DSS</b>								

# COUNTY OF ORLEANS

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Med 006101</b>								
<b>MEDICAL ASSISTANCE - DSS</b>								
<b>Revenue</b>								
<b>Group</b>								
	(375,000.00)	(375,000.00)	(410,000.00)	(465,000.00)	(465,000.00)	(350,000.00)	(350,000.00)	(350,000.00)
<b>Total Type R Revenue</b>	(375,000.00)	(375,000.00)	(410,000.00)	(465,000.00)	(465,000.00)	(350,000.00)	(350,000.00)	(350,000.00)
<b>Type E</b>								
<b>Expense</b>								
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
	375,000.00	375,000.00	410,000.00	465,000.00	465,000.00	350,000.00	350,000.00	350,000.00
<b>Total Type E Expense</b>	375,000.00	375,000.00	410,000.00	465,000.00	465,000.00	350,000.00	350,000.00	350,000.00
<b>Total Dept 006101 MEDICAL ASSISTANCE - DSS</b>	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 006102	8,453,552.00	8,837,877.00	9,117,206.00	9,433,264.00	9,262,972.00	8,421,751.00	8,331,751.00	8,331,751.00
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE								
<b>Total Type E Expense</b>	<b>8,453,552.00</b>	<b>8,837,877.00</b>	<b>9,117,206.00</b>	<b>9,433,264.00</b>	<b>9,262,972.00</b>	<b>8,421,751.00</b>	<b>8,331,751.00</b>	<b>8,331,751.00</b>
<b>Total Dept 006102 MEDICAL MIS - DSS</b>	<b>8,453,552.00</b>	<b>8,837,877.00</b>	<b>9,117,206.00</b>	<b>9,433,264.00</b>	<b>9,262,972.00</b>	<b>8,421,751.00</b>	<b>8,331,751.00</b>	<b>8,331,751.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006109</b>								
<b>Type R</b>								
Group								
	(1,356,601.00)	(1,690,452.00)	(2,345,000.00)	(2,070,000.00)	(2,244,216.00)	(2,660,000.00)	(2,660,000.00)	(2,660,000.00)
<b>Total Type R Revenue</b>	<b>(1,356,601.00)</b>	<b>(1,690,452.00)</b>	<b>(2,345,000.00)</b>	<b>(2,070,000.00)</b>	<b>(2,244,216.00)</b>	<b>(2,660,000.00)</b>	<b>(2,660,000.00)</b>	<b>(2,660,000.00)</b>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	2,000,000.00	2,222,452.00	2,425,000.00	2,200,000.00	2,575,000.00	2,945,000.00	2,945,000.00	2,945,000.00
<b>Total Type E Expense</b>	<b>2,000,000.00</b>	<b>2,222,452.00</b>	<b>2,425,000.00</b>	<b>2,200,000.00</b>	<b>2,575,000.00</b>	<b>2,945,000.00</b>	<b>2,945,000.00</b>	<b>2,945,000.00</b>
<b>Total Dept 006109 FAMILY ASSISTANCE - DSS</b>	<b>643,399.00</b>	<b>532,000.00</b>	<b>80,000.00</b>	<b>130,000.00</b>	<b>330,784.00</b>	<b>285,000.00</b>	<b>285,000.00</b>	<b>285,000.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 006119								
Type R								
Group								
Revenue	(770,547.00)	(501,859.00)	(539,628.00)	(551,127.00)	(540,107.00)	(520,745.00)	(533,775.00)	(533,775.00)
<b>Total Type R Revenue</b>	<b>(770,547.00)</b>	<b>(501,859.00)</b>	<b>(539,628.00)</b>	<b>(551,127.00)</b>	<b>(540,107.00)</b>	<b>(520,745.00)</b>	<b>(533,775.00)</b>	<b>(533,775.00)</b>
Expense								
Group 4								
CONTRACTUAL EXPENSE	927,145.00	680,450.00	775,450.00	770,000.00	770,000.00	770,000.00	770,000.00	770,000.00
<b>Total Type E Expense</b>	<b>927,145.00</b>	<b>680,450.00</b>	<b>775,450.00</b>	<b>770,000.00</b>	<b>770,000.00</b>	<b>770,000.00</b>	<b>770,000.00</b>	<b>770,000.00</b>
<b>Total Dept 006119 CHILD CARE - DSS</b>	<b>156,598.00</b>	<b>178,591.00</b>	<b>235,822.00</b>	<b>218,873.00</b>	<b>229,893.00</b>	<b>249,255.00</b>	<b>236,225.00</b>	<b>236,225.00</b>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006123</b>								
<b>JUVENILE DELIQUENTS - DSS</b>								
<b>Type R</b>								
Group								
	(26,475.00)	(25,550.00)	(13,100.00)	(10,100.00)	(10,100.00)	(10,100.00)	(10,100.00)	(10,100.00)
<b>Total Type R Revenue</b>	<b>(26,475.00)</b>	<b>(25,550.00)</b>	<b>(13,100.00)</b>	<b>(10,100.00)</b>	<b>(10,100.00)</b>	<b>(10,100.00)</b>	<b>(10,100.00)</b>	<b>(10,100.00)</b>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	90,000.00	220,000.00	155,000.00	55,000.00	25,000.00	140,000.00	120,000.00	120,000.00
<b>Total Type E Expense</b>	<b>90,000.00</b>	<b>220,000.00</b>	<b>155,000.00</b>	<b>55,000.00</b>	<b>25,000.00</b>	<b>140,000.00</b>	<b>120,000.00</b>	<b>120,000.00</b>
<b>Total Dept 006123</b>	<b>63,525.00</b>	<b>194,450.00</b>	<b>141,900.00</b>	<b>44,900.00</b>	<b>14,900.00</b>	<b>129,900.00</b>	<b>109,900.00</b>	<b>109,900.00</b>
<b>JUVENILE DELIQUENTS - DSS</b>								



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>FUND 001</b>								
<b>STATE TRAINING SCHOOL - DSS</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	300,000.00	175,000.00	125,000.00	125,000.00	75,000.00	305,000.00	50,000.00	50,000.00
<b>Total Type E Expense</b>	<b>300,000.00</b>	<b>175,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>75,000.00</b>	<b>305,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>
<b>Total Dept 006129</b>	<b>300,000.00</b>	<b>175,000.00</b>	<b>125,000.00</b>	<b>125,000.00</b>	<b>75,000.00</b>	<b>305,000.00</b>	<b>50,000.00</b>	<b>50,000.00</b>
<b>STATE TRAINING SCHOOL - DSS</b>								

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006140</b>								
<b>SAFETY NET - DSS</b>								
<b>Type R</b>								
Group								
	(886,487.00)	(1,085,349.00)	(745,913.00)	(733,833.00)	(876,733.00)	(931,833.00)	(924,583.00)	(924,583.00)
<b>Total Type R Revenue</b>	<u>(886,487.00)</u>	<u>(1,085,349.00)</u>	<u>(745,913.00)</u>	<u>(733,833.00)</u>	<u>(876,733.00)</u>	<u>(931,833.00)</u>	<u>(924,583.00)</u>	<u>(924,583.00)</u>
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
	1,627,112.00	1,910,974.00	2,000,000.00	2,050,000.00	2,550,000.00	2,750,000.00	2,725,000.00	2,725,000.00
<b>Total Type E Expense</b>	<u>1,627,112.00</u>	<u>1,910,974.00</u>	<u>2,000,000.00</u>	<u>2,050,000.00</u>	<u>2,550,000.00</u>	<u>2,750,000.00</u>	<u>2,725,000.00</u>	<u>2,725,000.00</u>
<b>Total Dept 006140 SAFETY NET - DSS</b>	<u>740,625.00</u>	<u>825,625.00</u>	<u>1,254,087.00</u>	<u>1,316,167.00</u>	<u>1,673,267.00</u>	<u>1,818,167.00</u>	<u>1,800,417.00</u>	<u>1,800,417.00</u>

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006141</b>								
<b>FUEL AID / HEAP - DSS</b>								
<b>Type R</b>								
Group								
<b>Total Type R Revenue</b>	(25,000.00)	(30,000.00)	(25,000.00)	(25,000.00)	(7,500.00)	(7,500.00)	(7,500.00)	(7,500.00)
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
<b>Total Type E Expense</b>	25,000.00	30,000.00	25,000.00	25,000.00	7,500.00	7,500.00	7,500.00	7,500.00
<b>Total Dept 006141 FUEL AID / HEAP - DSS</b>	25,000.00	30,000.00	25,000.00	25,000.00	7,500.00	7,500.00	7,500.00	7,500.00
	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>EMERGENCY AID ADULTS - DSS</b>								
Type R								
Group								
Total Type R Revenue	(20,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(15,000.00)	(32,500.00)	(32,500.00)	(32,500.00)
Type E								
Group 4								
CONTRACTUAL EXPENSE	40,000.00	30,000.00	30,000.00	30,000.00	30,000.00	65,000.00	65,000.00	65,000.00
Total Type E Expense	40,000.00	30,000.00	30,000.00	30,000.00	30,000.00	65,000.00	65,000.00	65,000.00
<b>Total Dept 006142</b>	<b>20,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>15,000.00</b>	<b>32,500.00</b>	<b>32,500.00</b>	<b>32,500.00</b>
<b>EMERGENCY AID ADULTS - DSS</b>								

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Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 006410</b>								
<b>Tourism Revenue</b>								
Group								
<b>Total Type R Revenue</b>	(88,157.00)	(27,500.00)	(58,940.00)	(87,910.00)	(94,021.00)	(94,021.00)	(94,021.00)	(94,021.00)
<b>Type E Expense</b>	(88,157.00)	(27,500.00)	(58,940.00)	(87,910.00)	(94,021.00)	(94,021.00)	(94,021.00)	(94,021.00)
Group 2								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>	1,950.00	1,314.00	697.00	641.00	708.00	786.00	786.00	786.00
	141,063.00	79,626.00	117,110.00	138,683.00	144,964.00	179,725.00	189,725.00	189,725.00
<b>Total Type E Expense</b>	143,013.00	80,940.00	117,807.00	139,324.00	145,672.00	180,511.00	190,511.00	190,511.00
<b>Total Dept 006410 TOURISM</b>	54,856.00	53,440.00	58,867.00	51,414.00	51,651.00	86,490.00	96,490.00	96,490.00

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>VETERANS SERVICES</b>								
<b>Revenue</b>								
<b>Group</b>								
Fund 001								
Dept 006510	(74,389.00)	(81,756.00)	(89,054.00)	(88,518.00)	(87,665.00)	(74,873.00)	(74,873.00)	(74,873.00)
Type R	(74,389.00)	(81,756.00)	(89,054.00)	(88,518.00)	(87,665.00)	(74,873.00)	(74,873.00)	(74,873.00)
<b>Expense</b>								
<b>Group 1</b>								
PERSONAL SERVICES	75,432.00	79,162.00	79,943.00	80,693.00	82,274.00	83,499.00	83,499.00	83,499.00
<b>Group 2</b>								
EQUIPMENT & CAPITAL OUTLAY	416.00	2,225.00	312.00	379.00	379.00	430.00	430.00	430.00
<b>Group 4</b>								
CONTRACTUAL EXPENSE	25,103.00	23,463.00	29,727.00	25,248.00	25,242.00	28,435.00	28,435.00	28,435.00
<b>Group 8</b>								
EMPLOYEE BENEFITS	44,984.00	52,058.00	61,335.00	63,205.00	62,314.00	66,093.00	63,245.00	63,245.00
<b>Total Type E</b>	145,935.00	156,908.00	171,317.00	169,525.00	170,209.00	178,457.00	175,609.00	175,609.00
<b>Expense</b>								
<b>Total Dept 006510</b>	71,546.00	75,152.00	82,263.00	81,007.00	82,544.00	103,584.00	100,736.00	100,736.00
<b>VETERANS SERVICES</b>								

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>WEIGHTS &amp; MEASURES</b>								
Type R								
Group								
	(7,600.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)	(6,050.00)
<b>Total Type R Revenue</b>	<b>(7,600.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>	<b>(6,050.00)</b>
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	32,901.00	33,926.00	34,251.00	34,251.00	30,000.00	30,000.00	30,000.00	30,000.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	175.00	175.00	175.00	175.00	175.00	175.00	175.00	175.00
Group 4								
CONTRACTUAL EXPENSE	5,078.00	5,810.00	6,553.00	28,919.00	5,615.00	4,797.00	4,797.00	4,797.00
Group 8								
EMPLOYEE BENEFITS	22,903.00	26,759.00	19,532.00	20,794.00	9,036.00	9,828.00	9,395.00	9,395.00
<b>Total Type E Expense</b>	<b>61,057.00</b>	<b>66,670.00</b>	<b>60,511.00</b>	<b>84,139.00</b>	<b>44,826.00</b>	<b>44,800.00</b>	<b>44,367.00</b>	<b>44,367.00</b>
<b>Total Dept 006610 WEIGHTS &amp; MEASURES</b>	<b>53,457.00</b>	<b>60,620.00</b>	<b>54,461.00</b>	<b>78,089.00</b>	<b>38,776.00</b>	<b>38,750.00</b>	<b>38,317.00</b>	<b>38,317.00</b>

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>GENERAL FUND</b>								
<b>OFFICE FOR THE AGING</b>								
Type R Revenue								
Group								
Fund 001								
Dept 006772								
	(1,164,139.00)	(1,244,802.00)	(1,065,535.00)	(1,029,934.00)	(1,017,153.00)	(1,195,303.00)	(1,200,300.00)	(1,200,300.00)
<b>Total Type R Revenue</b>	<b>(1,164,139.00)</b>	<b>(1,244,802.00)</b>	<b>(1,065,535.00)</b>	<b>(1,029,934.00)</b>	<b>(1,017,153.00)</b>	<b>(1,195,303.00)</b>	<b>(1,200,300.00)</b>	<b>(1,200,300.00)</b>
Type E Expense								
Group 1								
PERSONAL SERVICES	469,157.00	472,969.00	376,365.00	342,331.00	351,316.00	391,620.00	391,620.00	391,620.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	3,791.00	2,420.00	1,905.00	1,973.00	2,439.00	40,087.00	41,672.00	41,672.00
Group 4								
CONTRACTUAL EXPENSE	589,797.00	633,475.00	585,696.00	617,035.00	620,921.00	710,365.00	710,325.00	710,325.00
Group 8								
EMPLOYEE BENEFITS	169,012.00	212,837.00	206,467.00	169,115.00	156,123.00	171,666.00	166,513.00	166,513.00
<b>Total Type E Expense</b>	<b>1,231,757.00</b>	<b>1,321,701.00</b>	<b>1,170,434.00</b>	<b>1,130,454.00</b>	<b>1,130,799.00</b>	<b>1,313,738.00</b>	<b>1,310,130.00</b>	<b>1,310,130.00</b>
<b>Total Dept 006772 OFFICE FOR THE AGING</b>	<b>67,618.00</b>	<b>76,899.00</b>	<b>104,899.00</b>	<b>100,520.00</b>	<b>113,646.00</b>	<b>118,435.00</b>	<b>109,830.00</b>	<b>109,830.00</b>





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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 007310</b>								
<b>YOUTH PROGRAMS</b>								
<b>Type R</b>								
Group								
<b>Total Type R Revenue</b>	(38,000.00)	(28,000.00)	(25,000.00)	(23,000.00)	(35,000.00)		(35,000.00)	(35,000.00)
<b>Type E</b>								
Group 4								
<b>CONTRACTUAL EXPENSE</b>								
<b>Total Type E Expense</b>	38,000.00	28,000.00	25,000.00	23,000.00	35,000.00	35,000.00	35,000.00	35,000.00
<b>Total Dept 007310 YOUTH PROGRAMS</b>	38,000.00	28,000.00	25,000.00	23,000.00	35,000.00	35,000.00	35,000.00	35,000.00
<b>Total</b>	0.00	0.00	0.00	0.00	0.00	35,000.00		

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 007312</b>								
<b>YOUTH BUREAU</b>								
<b>Type R</b>								
<b>Group</b>								
	(11,971.00)	(11,960.00)	(5,235.00)	(5,235.00)	(6,080.00)		(8,075.00)	(8,075.00)
<b>Total Type R Revenue</b>	<b>(11,971.00)</b>	<b>(11,960.00)</b>	<b>(5,235.00)</b>	<b>(5,235.00)</b>	<b>(6,080.00)</b>		<b>(8,075.00)</b>	<b>(8,075.00)</b>
<b>Type E</b>								
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>								
	23,941.00	23,921.00	10,471.00	10,430.00	12,890.00	16,635.00	16,635.00	16,635.00
<b>Total Type E Expense</b>	<b>23,941.00</b>	<b>23,921.00</b>	<b>10,471.00</b>	<b>10,430.00</b>	<b>12,890.00</b>	<b>16,635.00</b>	<b>16,635.00</b>	<b>16,635.00</b>
<b>Total Dept 007312 YOUTH BUREAU</b>	<b>11,970.00</b>	<b>11,961.00</b>	<b>5,236.00</b>	<b>5,195.00</b>	<b>6,810.00</b>	<b>16,635.00</b>	<b>8,560.00</b>	<b>8,560.00</b>

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>FUND 001</b>								
<b>LIBRARIES</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	13,617.00	10,000.00	10,000.00	10,000.00	10,000.00	42,883.00	10,000.00	10,000.00
<b>Total Type E Expense</b>	<b>13,617.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>42,883.00</b>	<b>10,000.00</b>	<b>10,000.00</b>
<b>Total Dept 007415 LIBRARIES</b>	<b>13,617.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>10,000.00</b>	<b>42,883.00</b>	<b>10,000.00</b>	<b>10,000.00</b>

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 007510</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	7,741.00	7,896.00	7,973.00	7,973.00	8,256.00	8,000.00	8,000.00	8,000.00
Group 4								
CONTRACTUAL EXPENSE	843.00	823.00	304.00	269.00	289.00	294.00	294.00	294.00
Group 8								
EMPLOYEE BENEFITS	787.00	785.00	1,127.00	1,125.00	869.00	1,049.00	1,049.00	1,049.00
<b>Total Type E Expense</b>	<b>9,371.00</b>	<b>9,504.00</b>	<b>9,404.00</b>	<b>9,367.00</b>	<b>9,414.00</b>	<b>9,343.00</b>	<b>9,343.00</b>	<b>9,343.00</b>
<b>Total Dept 007510 HISTORIAN</b>	<b>9,371.00</b>	<b>9,504.00</b>	<b>9,404.00</b>	<b>9,367.00</b>	<b>9,414.00</b>	<b>9,343.00</b>	<b>9,343.00</b>	<b>9,343.00</b>

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>PLANNING</b>								
<b>Type R</b>								
Group								
Revenue	(5,000.00)	(5,000.00)	(5,000.00)	(4,000.00)	(4,000.00)	(1,000.00)	(11,000.00)	(11,000.00)
<b>Total Type R</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(5,000.00)</b>	<b>(4,000.00)</b>	<b>(4,000.00)</b>	<b>(1,000.00)</b>	<b>(11,000.00)</b>	<b>(11,000.00)</b>
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	157,722.00	150,745.00	112,374.00	110,374.00	113,073.00	140,092.00	140,092.00	140,092.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,793.00	1,221.00	993.00	134.00	200.00	1,205.00	1,205.00	1,205.00
Group 4								
CONTRACTUAL EXPENSE	13,820.00	14,112.00	13,987.00	12,804.00	12,901.00	12,010.00	12,010.00	12,010.00
Group 8								
EMPLOYEE BENEFITS	44,160.00	50,420.00	64,520.00	64,992.00	66,230.00	69,831.00	66,482.00	66,482.00
<b>Total Type E</b>	<b>217,495.00</b>	<b>216,498.00</b>	<b>191,874.00</b>	<b>188,304.00</b>	<b>192,404.00</b>	<b>223,138.00</b>	<b>219,789.00</b>	<b>219,789.00</b>
<b>Total Dept 008020</b>	<b>212,495.00</b>	<b>211,498.00</b>	<b>186,874.00</b>	<b>184,304.00</b>	<b>188,404.00</b>	<b>222,138.00</b>	<b>208,789.00</b>	<b>208,789.00</b>
<b>PLANNING</b>								

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<b>Fund 001</b>								
<b>Dept 008021</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	120,000.00	150,000.00	150,000.00	150,000.00	150,000.00	166,500.00	170,000.00	170,000.00
<b>Total Type E Expense</b>	<b>120,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>166,500.00</b>	<b>170,000.00</b>	<b>170,000.00</b>
<b>Total Dept 008021</b>	<b>120,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>150,000.00</b>	<b>166,500.00</b>	<b>170,000.00</b>	<b>170,000.00</b>
<b>ECONOMIC DEVELOPMENT - OEDA</b>								

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<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008025</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00	6,647.00
<b>Total Type E Expense</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>
<b>Total Dept 008025</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>	<b>6,647.00</b>
<b>JOINT PLANNING BOARD</b>								



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008720</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	1,000.00	500.00	500.00	500.00	500.00	1,000.00	1,000.00	1,000.00
<b>Total Type E Expense</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>Total Dept 008720</b>	<b>1,000.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>500.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>
<b>SPORTSMAN'S FEDERATION</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008740</b>								
<b>Type R</b>								
Group								
	(30,847.00)	(30,847.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)	(34,703.00)
<b>Total Type R Revenue</b>	<b>(30,847.00)</b>	<b>(30,847.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>	<b>(34,703.00)</b>
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	30,847.00	30,847.00	34,703.00	34,703.00	34,703.00	34,703.00	34,703.00	34,703.00
<b>Total Type E Expense</b>	<b>30,847.00</b>	<b>30,847.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>	<b>34,703.00</b>
<b>Total Dept 008740</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>OAK ORCHARD SMALL WATERSHED</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008745</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	57,750.00	57,750.00	57,750.00	57,750.00	57,750.00	75,000.00	75,000.00	75,000.00
<b>Total Type E Expense</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>75,000.00</b>	<b>75,000.00</b>	<b>75,000.00</b>
<b>Total Dept 008745 SOIL AND WATER</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>57,750.00</b>	<b>75,000.00</b>	<b>75,000.00</b>	<b>75,000.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 008750								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	243,500.00	219,150.00	219,150.00	219,150.00	219,150.00	266,765.00	225,000.00	225,000.00
<b>Total Type E Expense</b>	<u>243,500.00</u>	<u>219,150.00</u>	<u>219,150.00</u>	<u>219,150.00</u>	<u>219,150.00</u>	<u>266,765.00</u>	<u>225,000.00</u>	<u>225,000.00</u>
<b>Total Dept 008750 COOPERATIVE EXTENSION</b>	<u>243,500.00</u>	<u>219,150.00</u>	<u>219,150.00</u>	<u>219,150.00</u>	<u>219,150.00</u>	<u>266,765.00</u>	<u>225,000.00</u>	<u>225,000.00</u>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008751</b>								
<b>Type E</b>								
Group 4								
CONTRACTUAL EXPENSE	2,000.00	1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	3,000.00	3,000.00
<b>Total Type E Expense</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>3,000.00</b>	<b>3,000.00</b>
<b>Total Dept 008751</b>	<b>2,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>1,000.00</b>	<b>3,000.00</b>	<b>3,000.00</b>
<b>COUNCIL OF THE ARTS</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
<b>Dept 008989</b>								
<b>Type R</b>								
Group								
	(183,470.00)	(185,334.00)	(203,645.00)	(206,132.00)	(202,717.00)	(197,039.00)	(197,039.00)	(197,039.00)
<b>Total Type R Revenue</b>	<b>(183,470.00)</b>	<b>(185,334.00)</b>	<b>(203,645.00)</b>	<b>(206,132.00)</b>	<b>(202,717.00)</b>	<b>(197,039.00)</b>	<b>(197,039.00)</b>	<b>(197,039.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	105,862.00	102,372.00	111,517.00	110,719.00	114,085.00	115,455.00	115,455.00	115,455.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,514.00	281.00	446.00	513.00	580.00	609.00	609.00	609.00
Group 4								
CONTRACTUAL EXPENSE	22,823.00	22,987.00	23,423.00	19,736.00	21,274.00	19,313.00	20,886.00	20,886.00
Group 8								
EMPLOYEE BENEFITS	53,271.00	60,284.00	68,259.00	75,164.00	66,778.00	61,662.00	60,089.00	60,089.00
<b>Total Type E Expense</b>	<b>183,470.00</b>	<b>185,334.00</b>	<b>203,645.00</b>	<b>206,132.00</b>	<b>202,717.00</b>	<b>197,039.00</b>	<b>197,039.00</b>	<b>197,039.00</b>
<b>Total Dept 008989 HOUSING</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015 Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 001</b>								
<b>GENERAL FUND</b>								
Dept 999999								
Type R								
Group								
Total Type R Revenue	(14,530,531.00)	(14,271,320.00)	(14,804,998.00)	(15,429,599.00)	(15,308,878.00)	(15,526,419.00)	(15,674,119.00)	(15,674,119.00)
<b>Total Dept 999999 UNASSIGNED</b>	<b>(14,530,531.00)</b>	<b>(14,271,320.00)</b>	<b>(14,804,998.00)</b>	<b>(15,429,599.00)</b>	<b>(15,308,878.00)</b>	<b>(15,526,419.00)</b>	<b>(15,674,119.00)</b>	<b>(15,674,119.00)</b>
<b>Total Fund 001 GENERAL FUND</b>	<b>(14,530,531.00)</b>	<b>(14,271,320.00)</b>	<b>(14,804,998.00)</b>	<b>(15,429,599.00)</b>	<b>(15,308,878.00)</b>	<b>(15,526,419.00)</b>	<b>(15,674,119.00)</b>	<b>(15,674,119.00)</b>
<b>Fund 002</b>								
<b>SOLID WASTE</b>	<b>12,195,413.00</b>	<b>13,285,938.00</b>	<b>14,240,296.00</b>	<b>14,359,810.00</b>	<b>14,571,739.00</b>	<b>16,996,919.00</b>	<b>13,850,605.00</b>	<b>13,850,605.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 002</b>								
<b>SOLID WASTE</b>								
<b>Dept 008160</b>								
<b>Type R</b>								
Group								
	(2,365,057.00)	(2,562,759.00)	(2,562,748.00)	(2,582,290.00)	(2,582,290.00)	(2,651,766.00)	(2,651,766.00)	(2,651,766.00)
<b>Total Type R Revenue</b>	<b>(2,365,057.00)</b>	<b>(2,562,759.00)</b>	<b>(2,562,748.00)</b>	<b>(2,582,290.00)</b>	<b>(2,582,290.00)</b>	<b>(2,651,766.00)</b>	<b>(2,651,766.00)</b>	<b>(2,651,766.00)</b>
<b>Type E</b>								
Expense								
Group 2								
EQUIPMENT & CAPITAL OUTLAY	3,511.00	3,511.00	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00
Group 4								
CONTRACTUAL EXPENSE	2,312,496.00	2,510,198.00	2,510,198.00	2,529,740.00	2,529,740.00	2,529,740.00	2,599,216.00	2,599,216.00
<b>Total Type E Expense</b>	<b>2,316,007.00</b>	<b>2,513,709.00</b>	<b>2,513,698.00</b>	<b>2,533,240.00</b>	<b>2,533,240.00</b>	<b>2,533,240.00</b>	<b>2,602,716.00</b>	<b>2,602,716.00</b>
<b>Total Dept 008160 SOLID WASTE</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>	<b>(118,526.00)</b>	<b>(49,050.00)</b>	<b>(49,050.00)</b>



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
Fund 002								
SOLID WASTE								
INTERFUND TRANSFER								
Type E								
Group 5								
5	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Type E Expense	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Dept 009901 INTERFUND TRANSFER	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Total Fund 002 SOLID WASTE	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00	49,050.00
Fund 003	0.00	0.00	0.00	0.00	0.00	(69,475.00)		
ROAD FUND								

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>Dept 003310</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	18,000.00	17,500.00	12,445.00	30,279.00	18,573.00	19,448.00	19,448.00	19,448.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,000.00	1,000.00	1,000.00	1,000.00	2,500.00	2,500.00	2,500.00	2,500.00
Group 4								
CONTRACTUAL EXPENSE	10,200.00	11,200.00	11,500.00	11,500.00	17,500.00	20,000.00	20,000.00	20,000.00
Group 8								
EMPLOYEE BENEFITS	1,377.00	1,338.00	933.00	2,279.00	1,383.00	1,488.00	1,488.00	1,488.00
<b>Total Type E Expense</b>	<b>30,577.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>45,058.00</b>	<b>39,956.00</b>	<b>43,436.00</b>	<b>43,436.00</b>	<b>43,436.00</b>
<b>Total Dept 003310</b>								
<b>TRAFFIC SAFETY - ROAD FUND</b>	<b>30,577.00</b>	<b>31,038.00</b>	<b>25,878.00</b>	<b>45,058.00</b>	<b>39,956.00</b>	<b>43,436.00</b>	<b>43,436.00</b>	<b>43,436.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 003</b>								
<b>Dept 005010</b>								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	172,800.00	159,236.00	162,760.00	167,619.00	178,620.00	188,105.00	188,105.00	188,105.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,667.00	735.00	735.00	1,896.00	1,400.00	1,483.00	1,483.00	1,483.00
Group 4								
CONTRACTUAL EXPENSE	3,475.00	3,475.00	2,005.00	7,185.00	2,700.00	3,035.00	3,030.00	3,030.00
Group 8								
EMPLOYEE BENEFITS	68,453.00	75,980.00	100,950.00	107,257.00	100,910.00	107,495.00	103,333.00	103,333.00
<b>Total Type E Expense</b>	<b>246,395.00</b>	<b>239,426.00</b>	<b>266,450.00</b>	<b>283,957.00</b>	<b>283,630.00</b>	<b>300,118.00</b>	<b>295,951.00</b>	<b>295,951.00</b>
<b>Total Dept 005010 HIGHWAY A DMINISTRATION</b>	<b>246,395.00</b>	<b>239,426.00</b>	<b>266,450.00</b>	<b>283,957.00</b>	<b>283,630.00</b>	<b>300,118.00</b>	<b>295,951.00</b>	<b>295,951.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>ROAD MAINTENANCE</b>								
<b>Type R</b>								
Group								
	(6,900.00)	(1,950.00)	(1,450.00)	(3,450.00)	(3,950.00)	(3,950.00)	(3,950.00)	(3,950.00)
<b>Total Type R Revenue</b>	<b>(6,900.00)</b>	<b>(1,950.00)</b>	<b>(1,450.00)</b>	<b>(3,450.00)</b>	<b>(3,950.00)</b>	<b>(3,950.00)</b>	<b>(3,950.00)</b>	<b>(3,950.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	513,978.00	444,465.00	480,308.00	419,400.00	454,313.00	457,252.00	457,252.00	457,252.00
Group 4								
CONTRACTUAL EXPENSE	376,435.00	374,074.00	380,000.00	380,205.00	397,521.00	448,040.00	448,040.00	448,040.00
Group 8								
EMPLOYEE BENEFITS	316,983.00	345,734.00	381,279.00	387,027.00	348,362.00	388,466.00	371,394.00	371,394.00
<b>Total Type E Expense</b>	<b>1,207,396.00</b>	<b>1,164,273.00</b>	<b>1,241,587.00</b>	<b>1,186,632.00</b>	<b>1,200,196.00</b>	<b>1,283,758.00</b>	<b>1,276,686.00</b>	<b>1,276,686.00</b>
<b>Total Dept 005110 ROAD MAINTENANCE</b>	<b>1,200,496.00</b>	<b>1,162,323.00</b>	<b>1,240,137.00</b>	<b>1,183,182.00</b>	<b>1,196,246.00</b>	<b>1,289,808.00</b>	<b>1,272,736.00</b>	<b>1,272,736.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>ROAD CONSTRUCTION</b>								
<b>Revenue</b>								
Group								
Total Type R Revenue	(749,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	(1,289,363.00)	(980,883.00)	(980,883.00)	(980,883.00)
<b>Type E Expense</b>	(749,000.00)	(1,070,000.00)	(1,070,000.00)	(1,070,000.00)	(1,289,363.00)	(980,883.00)	(980,883.00)	(980,883.00)
Group 1								
PERSONAL SERVICES	65,500.00	66,000.00	60,726.00	60,558.00	73,790.00	77,292.00	77,292.00	77,292.00
Group 4								
CONTRACTUAL EXPENSE	683,500.00	988,951.00	1,004,602.00	1,004,887.00	1,210,043.00	897,678.00	897,678.00	897,678.00
Group 8								
EMPLOYEE BENEFITS	5,011.00	5,049.00	4,672.00	4,555.00	5,530.00	5,913.00	5,913.00	5,913.00
<b>Total Type E Expense</b>	754,011.00	1,070,000.00	1,070,000.00	1,070,000.00	1,289,363.00	980,883.00	980,883.00	980,883.00
<b>Total Dept 005112 ROAD CONSTRUCTION</b>	5,011.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

# COUNTY OF ORLEANS

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Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>BRIDGES - ROAD FUND</b>								
<b>Type R</b>								
Group								
	(274,550.00)	0.00	(342,667.00)	(288,436.00)	(2,740,369.00)			
<b>Total Type R Revenue</b>	<b>(274,550.00)</b>	<b>0.00</b>	<b>(342,667.00)</b>	<b>(288,436.00)</b>	<b>(2,740,369.00)</b>			
<b>Type E</b>								
Expense								
Group 1								
PERSONAL SERVICES	8,000.00	8,000.00	5,973.00	48,146.00	30,620.00	44,712.00	44,712.00	44,712.00
Group 4								
CONTRACTUAL EXPENSE	296,000.00	7,000.00	360,837.00	403,047.00	2,964,598.00	2,002,350.00	110,350.00	110,350.00
Group 8								
EMPLOYEE BENEFITS	612.00	612.00	472.00	3,645.00	2,304.00	3,420.00	3,420.00	3,420.00
Group								
	0.00	0.00	0.00	0.00	0.00	20,000.00	20,000.00	20,000.00
<b>Total Type E Expense</b>	<b>304,612.00</b>	<b>15,612.00</b>	<b>367,282.00</b>	<b>454,838.00</b>	<b>2,997,522.00</b>	<b>2,070,482.00</b>	<b>178,482.00</b>	<b>178,482.00</b>
<b>Total Dept 005120 BRIDGES - ROAD FUND</b>	<b>30,062.00</b>	<b>15,612.00</b>	<b>24,615.00</b>	<b>166,402.00</b>	<b>257,153.00</b>	<b>2,070,482.00</b>	<b>178,482.00</b>	<b>178,482.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 003</b>								
<b>ROAD FUND</b>								
<b>SNOW REMOVAL</b>								
<b>Expense</b>								
Group 1								
PERSONAL SERVICES	48,000.00	47,000.00	42,808.00	42,690.00	31,121.00	38,896.00	38,896.00	38,896.00
Group 4								
CONTRACTUAL EXPENSE	1,071,821.00	1,090,484.00	1,131,005.00	1,137,448.00	1,157,993.00	1,178,297.00	1,178,297.00	1,178,297.00
Group 8								
EMPLOYEE BENEFITS	3,672.00	3,595.00	3,271.00	3,190.00	2,304.00	2,976.00	2,976.00	2,976.00
<b>Total Type E Expense</b>	<b>1,123,493.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,183,328.00</b>	<b>1,191,418.00</b>	<b>1,220,169.00</b>	<b>1,220,169.00</b>	<b>1,220,169.00</b>
<b>Total Dept 005142 SNOW REMOVAL</b>	<b>1,123,493.00</b>	<b>1,141,079.00</b>	<b>1,177,084.00</b>	<b>1,183,328.00</b>	<b>1,191,418.00</b>	<b>1,220,169.00</b>	<b>1,220,169.00</b>	<b>1,220,169.00</b>
<b>Total Fund 003 ROAD FUND</b>	<b>2,636,034.00</b>	<b>2,589,478.00</b>	<b>2,734,164.00</b>	<b>2,861,927.00</b>	<b>2,968,403.00</b>	<b>4,924,013.00</b>	<b>3,010,774.00</b>	<b>3,010,774.00</b>
<b>Fund 004</b>								
<b>ROAD MACHINERY FUND</b>								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 004</b>								
<b>ROAD MACHINERY FUND</b>								
<b>Dept 005130</b>								
<b>Type R</b>								
Group								
	(661,300.00)	(420,450.00)	(370,450.00)	(283,450.00)	(426,450.00)	(563,167.00)	(575,167.00)	(575,167.00)
<b>Total Type R Revenue</b>	<b>(661,300.00)</b>	<b>(420,450.00)</b>	<b>(370,450.00)</b>	<b>(283,450.00)</b>	<b>(426,450.00)</b>	<b>(563,167.00)</b>	<b>(575,167.00)</b>	<b>(575,167.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	133,817.00	130,106.00	124,609.00	134,274.00	137,719.00	139,652.00	139,652.00	139,652.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	321,800.00	54,800.00	9,670.00	14,100.00	94,070.00	290,882.00	290,882.00	290,882.00
Group 4								
CONTRACTUAL EXPENSE	264,333.00	259,320.00	251,015.00	296,452.00	299,648.00	317,443.00	317,443.00	317,443.00
Group 8								
EMPLOYEE BENEFITS	55,586.00	47,367.00	54,045.00	66,317.00	64,457.00	66,208.00	63,832.00	63,832.00
<b>Total Type E Expense</b>	<b>775,536.00</b>	<b>491,593.00</b>	<b>439,339.00</b>	<b>511,143.00</b>	<b>595,894.00</b>	<b>814,185.00</b>	<b>811,809.00</b>	<b>811,809.00</b>
<b>Total Dept 005130 MACHINE MAINTENANCE</b>	<b>114,236.00</b>	<b>71,143.00</b>	<b>68,989.00</b>	<b>227,693.00</b>	<b>169,444.00</b>	<b>251,018.00</b>	<b>236,642.00</b>	<b>236,642.00</b>



# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 004</b>								
<b>ROAD MACHINERY FUND</b>								
<b>Dept 005140</b>								
<b>FUEL FARM - MACHINE FUND</b>								
<b>Type R</b>								
<b>Group</b>								
	(766,993.00)	(798,602.00)	(1,041,039.00)	(1,118,016.00)	(1,051,621.00)	(1,041,498.00)	(1,041,498.00)	(1,041,498.00)
<b>Total Type R Revenue</b>	<b>(766,993.00)</b>	<b>(798,602.00)</b>	<b>(1,041,039.00)</b>	<b>(1,118,016.00)</b>	<b>(1,051,621.00)</b>	<b>(1,041,498.00)</b>	<b>(1,041,498.00)</b>	<b>(1,041,498.00)</b>
<b>Type E</b>								
<b>Expense</b>								
<b>Group 1</b>								
<b>PERSONAL SERVICES</b>	18,118.00	18,991.00	19,805.00	20,216.00	21,036.00	13,400.00	13,400.00	13,400.00
<b>Group 2</b>								
<b>EQUIPMENT &amp; CAPITAL OUTLAY</b>	4,800.00	4,800.00	4,800.00	4,800.00	4,800.00	4,400.00	4,400.00	4,400.00
<b>Group 4</b>								
<b>CONTRACTUAL EXPENSE</b>	740,073.00	769,563.00	1,009,569.00	1,086,966.00	1,019,653.00	1,020,194.00	1,020,194.00	1,020,194.00
<b>Group 8</b>								
<b>EMPLOYEE BENEFITS</b>	4,002.00	5,228.00	6,845.00	6,034.00	6,132.00	3,504.00	3,504.00	3,504.00
<b>Total Type E Expense</b>	<b>766,993.00</b>	<b>798,602.00</b>	<b>1,041,039.00</b>	<b>1,118,016.00</b>	<b>1,051,621.00</b>	<b>1,041,498.00</b>	<b>1,041,498.00</b>	<b>1,041,498.00</b>
<b>Total Dept 005140 FUEL FARM - MACHINE FUND</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 004 ROAD MACHINERY FUND</b>								
<b>Dept Type R Group Revenue</b>								
	0.00	0.00	(500.00)	0.00	0.00			
<b>Total Type R Revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>(500.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Dept</b>	<b>0.00</b>	<b>0.00</b>	<b>(500.00)</b>	<b>0.00</b>	<b>0.00</b>			
<b>Total Fund 004 ROAD MACHINERY FUND</b>	<b>114,236.00</b>	<b>71,143.00</b>	<b>68,389.00</b>	<b>227,693.00</b>	<b>169,444.00</b>	<b>251,018.00</b>	<b>236,642.00</b>	<b>236,642.00</b>
<b>Fund 005 ENTERPRISE FUND</b>								

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Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
Fund 005								
ENTERPRISE FUND								
Dept 009710								
Type E								
Group 6								
PRINCIPLE ON INDEBTEDNESS	530,000.00	545,000.00	570,000.00	585,000.00	590,000.00			
Group 7								
INTEREST ON INDEBTEDNESS	418,425.00	393,941.00	363,037.00	334,856.00	313,697.00			
Total Type E	948,425.00	938,941.00	933,037.00	919,856.00	903,697.00			
Expense								
Total Dept 009710	948,425.00	938,941.00	933,037.00	919,856.00	903,697.00			
DEBT SERVICE								
Total Fund 005	948,425.00	938,941.00	933,037.00	919,856.00	903,697.00			
ENTERPRISE FUND								
Fund 006	0.00	751,529.00	1,003,571.00	840,176.00	1,084,844.00			
SELF INSURANCE FUND								

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 006</b>								
<b>SELF INSURANCE FUND</b>								
Dept 001710	(464,884.00)	(532,444.00)	(599,825.00)	(635,617.00)	(634,454.00)	(560,548.00)	(560,548.00)	(560,548.00)
<b>Type R</b>								
Group								
<b>Total Type R Revenue</b>	<b>(464,884.00)</b>	<b>(532,444.00)</b>	<b>(599,825.00)</b>	<b>(635,617.00)</b>	<b>(634,454.00)</b>	<b>(560,548.00)</b>	<b>(560,548.00)</b>	<b>(560,548.00)</b>
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	54,632.00	56,660.00	57,171.00	58,330.00	61,633.00	46,605.00	46,605.00	46,605.00
Group 2								
EQUIPMENT & CAPITAL OUTLAY	1,425.00	1,425.00	1,425.00	2,205.00	2,205.00	2,205.00	2,205.00	2,205.00
Group 4								
CONTRACTUAL EXPENSE	385,622.00	445,643.00	506,989.00	538,066.00	536,127.00	485,114.00	485,114.00	485,114.00
Group 8								
EMPLOYEE BENEFITS	23,205.00	28,716.00	34,240.00	37,016.00	34,489.00	26,624.00	26,624.00	26,624.00
<b>Total Type E Expense</b>	<b>464,884.00</b>	<b>532,444.00</b>	<b>599,825.00</b>	<b>635,617.00</b>	<b>634,454.00</b>	<b>560,548.00</b>	<b>560,548.00</b>	<b>560,548.00</b>
<b>Total Dept 001710 SELF INSURANCE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original Budget	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 006</b>									
<b>SELF INSURANCE FUND</b>									
Dept 001720									
Type R									
Group									
Total Type R Revenue	(1,061,678.00)	(1,232,293.00)	(1,259,951.00)	(1,259,951.00)	(1,259,951.00)	(1,122,734.00)	(1,072,734.00)	(1,072,734.00)	(1,072,734.00)
Type E Expense	(1,061,678.00)	(1,232,293.00)	(1,259,951.00)	(1,259,951.00)	(1,259,951.00)	(1,122,734.00)	(1,072,734.00)	(1,072,734.00)	(1,072,734.00)
Group 4									
CONTRACTUAL EXPENSE	1,061,678.00	1,232,293.00	1,259,951.00	1,259,951.00	1,259,951.00	1,122,734.00	1,072,734.00	1,072,734.00	1,072,734.00
Total Type E Expense	1,061,678.00	1,232,293.00	1,259,951.00	1,259,951.00	1,259,951.00	1,122,734.00	1,072,734.00	1,072,734.00	1,072,734.00
Total Dept 001720	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
RECIPIENTS BENEFITS	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Fund 006	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>SELF INSURANCE FUND</b>									
Fund 008	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE(LONG TERM)	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
Fund 008								
Dept 001380								
Type E								
Group 4								
CONTRACTUAL EXPENSE	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	5,000.00	5,000.00	5,000.00
<b>Total Type E Expense</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>
<b>Total Dept 001380 FISCAL AGENT FEES</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>2,500.00</b>	<b>5,000.00</b>	<b>5,000.00</b>	<b>5,000.00</b>

# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 008</b>								
<b>DEBT SERVICE(LONG TERM)</b>								
<b>Dept 009710</b>								
<b>Type E</b>								
Group 6								
PRINCIPLE ON INDEBTEDNESS	385,000.00	395,000.00	445,000.00	435,000.00	820,000.00	925,000.00	925,000.00	925,000.00
Group 7								
INTEREST ON INDEBTEDNESS	166,981.00	149,555.00	80,681.00	71,044.00	159,085.00	138,010.00	398,010.00	398,010.00
<b>Total Type E Expense</b>	<b>551,981.00</b>	<b>544,555.00</b>	<b>525,681.00</b>	<b>506,044.00</b>	<b>979,085.00</b>	<b>1,063,010.00</b>	<b>1,323,010.00</b>	<b>1,323,010.00</b>
<b>Total Dept 009710 DEBT SERVICE</b>	<b>551,981.00</b>	<b>544,555.00</b>	<b>525,681.00</b>	<b>506,044.00</b>	<b>979,085.00</b>	<b>1,063,010.00</b>	<b>1,323,010.00</b>	<b>1,323,010.00</b>





# COUNTY OF ORLEANS

## Budget Preparation Publication

Fiscal Year: 2015, Period From: 1 To: 12

Account Description	Original 2010 Budget	Original 2011 Budget	Original 2012 Budget	Original 2013 Budget	Original 2014 Budget	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 014</b>								
<b>SPECIAL GRANT FUND</b>								
<b>WORKFORCE INVESTMENT ACT</b>								
<b>Revenue</b>								
Type R								
Group								
Total Type R Revenue	(1,069,877.00)	(804,881.00)	(650,247.00)	(678,794.00)	(648,479.00)	(676,857.00)	(676,857.00)	(676,857.00)
<b>Total Dept 006290</b>	<b>(1,069,877.00)</b>	<b>(804,881.00)</b>	<b>(650,247.00)</b>	<b>(678,794.00)</b>	<b>(648,479.00)</b>	<b>(676,857.00)</b>	<b>(676,857.00)</b>	<b>(676,857.00)</b>
<b>WORKFORCE INVESTMENT ACT</b>	<b>(1,069,877.00)</b>	<b>(804,881.00)</b>	<b>(650,247.00)</b>	<b>(678,794.00)</b>	<b>(648,479.00)</b>	<b>(676,857.00)</b>	<b>(676,857.00)</b>	<b>(676,857.00)</b>

## COUNTY OF ORLEANS

### Budget Preparation Publication

Fiscal Year: 2015. Period From: 1 To: 12

Account Description	Original Budget 2010	Original Budget 2011	Original Budget 2012	Original Budget 2013	Original Budget 2014	2015 REQUESTED Stage	2015 RECOMMEND Stage	2015 ADOPTED Stage
<b>Fund 014</b>								
<b>SPECIAL GRANT FUND</b>								
Dept 006293								
<b>Type E</b>								
Group 1								
PERSONAL SERVICES	364,892.00	272,550.00	283,424.00	279,831.00	278,738.00	287,112.00	287,112.00	287,112.00
Group 4								
CONTRACTUAL EXPENSE	514,975.00	324,855.00	153,476.00	165,829.00	182,467.00	199,896.00	234,819.00	234,819.00
Group 8								
EMPLOYEE BENEFITS	190,010.00	207,476.00	213,347.00	233,134.00	187,274.00	189,849.00	184,926.00	184,926.00
<b>Total Type E</b>								
Expense	1,069,877.00	804,881.00	650,247.00	678,794.00	648,479.00	676,857.00	706,857.00	706,857.00
<b>Total Dept 006293</b>								
<b>JOB DEVELOPMENT</b>	1,069,877.00	804,881.00	650,247.00	678,794.00	648,479.00	676,857.00	706,857.00	706,857.00
<b>Total Fund 014</b>								
<b>SPECIAL GRANT FUND</b>	0.00	0.00	0.00	0.00	0.00		30,000.00	30,000.00
<b>Grand Total</b>	15,369,880.00	17,115,936.00	18,458,074.00	18,678,180.00	19,658,110.00	23,052,518.00	18,078,065.00	18,078,065.00

NOTE: One or more accounts may not be printed due to Account Table restrictions.

## 2015 Orleans County Capital Budget

Department	Description	Cost	Revenue	Revenue Source	Debit/Pending	Source	Budgetary
Highway	Road Repairs	\$1,275,000.00	\$1,200,000.00	CHIPS	\$0.00		\$75,000.00
	Bridges						
	East Scott Road	\$812,000.00	\$0.00		\$812,000.00	Bond	\$0.00
	Waterport Carlton Road	\$590,000.00	\$0.00		\$590,000.00	Bond	\$0.00
	Culverts						
	Knowlesville Rd. #1	\$250,000.00	\$0.00		\$250,000.00	Bond	\$0.00
	Knowlesville Rd. #2	\$250,000.00	\$0.00		\$250,000.00	Bond	\$0.00
	Culvert Repairs	\$75,000.00	\$0.00		\$75,000.00		\$75,000.00
	Equipment						
	6 Wheel Dump	\$92,000.00	\$92,000.00	CHIPS			\$0.00
Flat Bed 3 Ton	\$45,000.00	\$45,000.00	CHIPS			\$0.00	
Power Broom	\$10,000.00	\$10,000.00	CHIPS			\$0.00	
3/4 ton 4x4	\$30,000.00	\$0.00		\$0.00		\$30,000.00	
3/4 ton 4x4	\$30,000.00	\$0.00		\$0.00		\$30,000.00	
		\$0.00	\$0.00				\$0.00
Buildings and Grounds	Infrastructure						
	PSB Roof Replacement	\$600,000.00	\$0.00		\$600,000.00	Bond	\$0.00
	COB Roof Replacement	\$360,000.00	\$0.00		\$360,000.00	Bond	\$0.00
	Pole Barn - EMO	\$250,000.00	\$0.00		\$250,000.00	Bond	\$0.00
	Pole Barn - Highway	\$250,000.00	\$0.00		\$250,000.00	Bond	\$0.00
	Mental Health Generator	\$50,000.00	\$0.00		\$50,000.00	Bond	\$0.00
Computer Services	Fiber Optic connecting PSB to Courthouse Square	\$38,000.00	\$0.00		\$0.00		\$38,000.00
	Exchange 2013 Upgrade	\$9,000.00	\$0.00		\$0.00		\$9,000.00
	Exchange Client Access Licenses	\$12,000.00	\$0.00		\$12,000.00		\$12,000.00
	Vmware Host Project	\$5,200.00	\$0.00		\$0.00		\$5,200.00
Office for the Aging	Replace all PC's	\$12,000.00	\$12,000.00	BIP Grant			\$0.00
	Server Upgrade	\$6,000.00	\$6,000.00	BIP Grant			\$0.00
	Reception Kiosk	\$6,000.00	\$6,000.00	BIP Grant			\$0.00
	Telephone Upgrade	\$8,000.00	\$8,000.00	BIP Grant			\$0.00
	Copier Purchase	\$6,000.00	\$6,000.00	BIP Grant			\$0.00
Maritime Park	Boating Access Project	\$320,000.00	\$160,000.00	CPA Grant			\$160,000.00
Sheriff	Fleet Maintenance Program	\$87,500.00	\$0.00		\$0.00		\$87,500.00
	Paint and Carpeting Sheriff's Office	\$55,000.00	\$0.00		\$0.00		\$55,000.00
Total		\$5,512,700.00	\$1,545,000.00		\$3,412,000.00		\$5,515,700.00

**STATEMENT OF LONG TERM DEBT  
AS OF DECEMBER 2014**

<b>TYPE</b>	<b>ISSUE DATE</b>	<b>MATURITY DATE</b>	<b>INTEREST RATE</b>	<b>OUTSTANDING DEBT</b>	<b>DUE PRINCIPAL</b>	<b>2015 INTEREST</b>
<b>SERIAL BONDS:</b>						
<b>GENERAL FUND DEBT</b>						
PS SERIES B/FIRE TOWER	12/29/2010	4/1/2015	2.00 \$	165,000.00 \$	165,000.00 \$	1,753.13
COURTHOUSE SQUARE	12/29/2010	4/1/2020	2.13 \$	1,330,000.00 \$	205,000.00 \$	42,415.64
911/EMER MNGE RADIO	7/15/2007	1/15/2017	4.38 \$	170,000.00 \$	55,000.00 \$	7,650.00
OC CAP PROJECT RADIO	5/15/2013	11/1/2022	1.00 \$	3,250,000.00 \$	380,000.00 \$	46,618.76
RADIO 2014 BOND	6/11/2014	2/1/2023	2.13 \$	670,000.00 \$	65,000.00 \$	16,798.44
<b>TOTAL</b>			\$	4,915,000.00 \$	870,000.00 \$	115,235.97
<b>LEASING - ENERGY PERFORMANCE</b>						
ENERGY PERFORMANCE CONTRACT	9/13/2012	1/15/2027	\$	945,000.00 \$	55,000.00 \$	22,774.50
<b>TOTAL LONG TERM DEBT</b>			\$	5,860,000.00 \$	925,000.00 \$	138,010.47
<b>SHORT TERM DEBT</b>						
<b>HIGHWAY FUND</b>						
2014 RAN - Bridges	6/11/2014	5/29/2015	\$	1,600,000.00 \$	1,600,000.00 \$	20,000.00
	Constitutional Tax Limit			\$24,239,299		
	Constitutional Tax Margin			\$8,581,495		
	Constitutional Debt Limit			\$113,116,728		

Prepared by Susan M. Heard

Equalized Total Assessed Value 2,045,597,514

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
12100	NYS - GENERALLY	RPTL 404(1)	70	39,658,473	1.94
13100	CO - GENERALLY	RPTL 406(1)	17	8,189,900	0.40
13500	TOWN - GENERALLY	RPTL 406(1)	49	5,146,563	0.25
13510	TOWN - CEMETERY LAND	RPTL 446	44	1,419,216	0.07
13650	VG - GENERALLY	RPTL 406(1)	78	11,680,310	0.57
13660	VG - CEMETERY LAND	RPTL 446	3	541,600	0.03
13740	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	15	3,435,530	0.17
13742	VG O/S LIMITS - SEWER OR WATER	RPTL 406(3)	6	3,479,318	0.17
13800	SCHOOL DISTRICT	RPTL 408	27	66,205,800	3.24
13810	SPEC DIST - DRAINAGE IMPROVEMENT	E C L 15-1909(4)	21	291,400	0.01
14100	USA - GENERALLY	RPTL 400(1)	8	13,566,400	0.66
18020	MUNICIPAL INDUSTRIAL DEV AGENCY	RPTL 412-a	54	17,475,341	0.85
18130	UDC OWNED HOUSING PROJECT	MC K UC ON L 6272	2	1,969,041	0.10
21600	RES OF CLERGY - RELIG/CONST PROT	RPTL 462	17	1,709,700	0.08
25110	NONPROF CORP - RELIG/CONST PROT	RPTL 420-a	111	22,943,241	1.12
25120	NONPROF CORP - EDUC/CONST PROT	RPTL 420-a	8	2,620,800	0.13
25130	NONPROF CORP - CHAR (CONST PROT)	RPTL 420-a	11	3,063,900	0.15
25210	NONPROF CORP - HOSPITAL	RPTL 420-a	8	5,848,400	0.29
25300	NONPROF CORP - SPECIFIED USES	RPTL 420-b	28	3,981,596	0.19
26050	AGRICULTURAL SOCIETY	RPTL 450	1	527,200	0.03
26100	VETERANS ORGANIZATION	RPTL 452	10	1,233,500	0.06
26250	HISTORICAL SOCIETY	RPTL 444	6	550,300	0.03
26400	INC VOLUNTEER FIRE CO OR DEPT	RPTL 464(2)	25	3,023,396	0.15
27350	PRIVATELY OWNED CEMETERY LAND	RPTL 446	19	411,169	0.02
32301	NYS LAND TAXABLE FOR SCHOOL ONLY	RPTL 536	1	452,000	0.02
41101	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	7	18,700	0.00
41102	VETS EX BASED ON ELIGIBLE FUNDS	RPTL 458(1)	1	12,000	0.00
41111	VET PRO RATA: FULL VALUE ASSMT	RPTL 458(5)	1	16,950	0.00
41121	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	767	8,241,053	0.40
41122	ALT VET EX-WAR PERIOD-NON-COMBAT	RPTL 458-a	139	1,454,039	0.07
41131	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	758	13,300,457	0.65
41132	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	112	1,999,911	0.10

Equalized Total Assessed Value 2,045,597,514

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
41141	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	303	6,328,755	0.31
41142	ALT VET EX-WAR PERIOD-DISABILITY	RPTL 458-a	50	1,103,265	0.05
41151	COLD WAR VETERANS (10%)	RPTL 458-b	78	303,918	0.01
41152	COLD WAR VETERANS (10%)	RPTL 458-b	34	132,920	0.01
41171	COLD WAR VETERANS (DISABLED)	RPTL 458-b	2	40,000	0.00
41172	COLD WAR VETERANS (DISABLED)	RPTL 458-b	8	115,740	0.01
41300	PARAPLEGIC VETS	RPTL 458(c)	2	339,855	0.02
41400	CLERGY	RPTL 460	17	25,500	0.00
41700	AGRICULTURAL BUILDING	RPTL 483	112	9,298,257	0.45
41720	AGRICULTURAL DISTRICT	AG-MKTS L 305	1,564	71,005,904	3.47
41730	AGRIC LAND-INDIV NOT IN AG DIST	AG MKTS L 306	474	13,500,167	0.66
41750	AG LAND ELIGIBLE FOR AG ASSMT	AG-MKTS 305(7)	30	376,231	0.02
41800	PERSONS AGE 65 OR OVER	RPTL 467	83	2,395,143	0.12
41801	PERSONS AGE 65 OR OVER	RPTL 467	101	1,975,649	0.10
41802	PERSONS AGE 65 OR OVER	RPTL 467	133	2,860,593	0.14
41805	PERSONS AGE 65 OR OVER	RPTL 467	4	147,650	0.01
41932	DISABILITIES AND LIMITED INCOMES	RPTL 459-c	7	92,466	0.00
41965	HISTORIC PROPERTY	RPTL 444-a	6	232,440	0.01
41980	LOW OR MODERATE INCOME HOUSING	RPTL 421-e	3	1,806,000	0.09
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	27	351,221	0.02
42120	TEMPORARY GREENHOUSES	RPTL 483-c	5	67,386	0.00
42130	FARM OR FOOD PROCESSING LABOR CAMPS	RPTL 483-d	35	1,858,341	0.09
44212	HOME IMPROVEMENTS	RPTL 421-f	3	41,775	0.00
47460	FOREST LAND CERTD AFTER 8/74	RPTL 480-a	6	302,775	0.01
47610	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	11	220,448	0.01
47611	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	6	971,831	0.05
47615	BUSINESS INVESTMENT PROPERTY POST 8/5	RPTL 485-b	5	447,335	0.02
47670	PROPERTY IMPRVMT IN EMPIRE ZONE	RPTL 485-e	10	39,966,644	1.95
49500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	2	5,541	0.00

Equalized Total Assessed Value 2,045,597,514

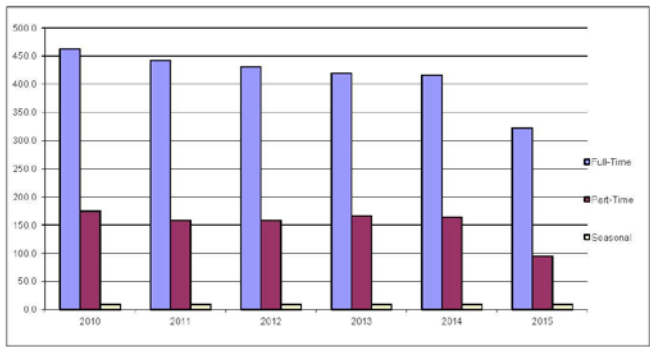
Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
50000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	48	2,771,851	0.14
<b>Total Exemptions Exclusive of System Exemptions:</b>					
			5,545	400,750,954	19.59
<b>Total System Exemptions:</b>					
			48	2,771,851	0.14
<b>Totals:</b>			5,593	403,522,805	19.73

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments in lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes: \_\_\_\_\_

### Orleans County Position Count - 2015

DEPARTMENT	FULL-TIME					PART-TIME					SEASONAL							
	2010	2011	2012	2013	2014	2015	2010	2011	2012	2013	2014	2015	2010	2011	2012	2013	2014	
Legislative Board	7	7	7	7	7	7	0	0	0	0	0	0						
Chief Administrative Office	2	2	2	2	2	2	0	0	0	0	0	0						
Clerk of Legislative Board	2	2	2	2	2	2	0	0	0	0	0	0						
District Attorney	4	4	5	5	5	5	3	3	2	2	2	2						
Public Defender	0	0	0	0	0	0	4	4	4	4	4	4						
Coroners	0	0	0	0	0	0	4	4	4	4	4	4						
County Treasurer	5	5	5	5	5	5	1	1	1	1	1	1						
Budget Office	0	0	0	0	0	0	2	2	2	2	2	2						
Real Property Tax Service	2	2	2	2	2	2	2	2	2	2	2	2						
County Clerk	12	11	11	11	12	12	0	2	2	3	2	2						
County Attorney	0	0	0	0	0	0	4	4	3	3	3	3						
Personnel & Self-Insurance	3	3	3	3	3	3	1	1	1	1	1	1						
Risk Management	0	0	0	0	0	0	1	1	1	1	1	1						
Board of Elections	2	2	2	2	2	2	12	12	12	12	12	12						
Buildings & Grounds	16	15	15	15	14	14	1	0	0	0	0	0						
Computer Services	5	5	5	5	5	5	0	0	0	0	0	0						
Public Safety Comm. System	9	9	9	9	9	9	6	6	6	6	6	6						
Sheriff	33	33	32	32	31	31	8	8	8	8	8	8	9	9	9	9	9	9
Probation	14	14	15	14	14	14	0	0	0	0	0	0						
Jail	35	35	35	35	35	34	13	13	13	13	13	13						
Control of Dogs	1	1	1	1	1	1	2	2	2	2	2	2						
Emergency Management	3	3	3	2	2	2	8	8	8	8	8	8						
Public Health	35	22	22	21	21	20	6	3	4	4	5	5						
Mental Health Services	35	35	31	23	24	26	4	4	3	5	4	3						
Highway Administration	3	3	3	3	3	3	1	0	0	0	0	0						
Highway	14	14	13	13	13	14	0	0	0	0	0	0						
Highway Machine	3	3	3	3	3	3	0	0	0	0	0	0						
Fuel Farm	0	0	0	0	0	0	1	1	1	1	1	1						
Social Services	89	85	84	84	83	83	3	4	4	3	4	4						
County Nursing Home	102	100	100	101	98	98	72	59	59	64	64	64						
Job Development Agency	8	7	6	6	6	7	2	2	3	3	2	1						
Veterans	2	2	2	2	2	2	0	0	0	0	0	0						
Weights & Measures	1	1	1	1	1	1	0	0	0	0	0	0						
Office for the Aging	10	11	7	6	6	7	9	7	7	8	8	7						
Marine Park	0	0	0	0	0	0	1	1	1	1	1	1						
Youth Bureau	0	0	0	0	0	0	0	0	0	0	0	0						
Historian	0	0	0	0	0	0	1	1	1	1	1	1						
Planning & Development	3	3	2	2	2	3	1	0	1	1	1	0						
Oak Orchard Watershed	0	0	0	0	0	0	1	1	1	1	1	1						
Housing Assistance	2	2	2	2	2	2	0	1	1	1	1	0						
Crime Victims	1	1	1	1	1	1	1	1	1	1	1	0						
Record Management	0	0	0	0	0	0	0	0	0	0	0	0						
<b>Totals</b>	<b>463</b>	<b>442</b>	<b>431</b>	<b>420</b>	<b>416</b>	<b>322</b>	<b>175</b>	<b>158</b>	<b>158</b>	<b>166</b>	<b>164</b>	<b>95</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>	<b>9</b>





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